

STATE OF NORTH DAKOTA

Journal of the House

of the

Thirty - ninth Session

of the

Legislative Assembly

Begun and held at the Capitol Building at Bismarck,
January 5 to March 5, 1965, inclusive

ARTHUR A. LINK
Alexander, N. Dak.
Speaker of the House

DONNELL HAUGEN
Roseglen, N. Dak.
Chief Clerk



BISMARCK TRIBUNE

11350

OFFICERS AND EMPLOYEES

for the

THIRTY-NINTH LEGISLATIVE ASSEMBLY

1965

Name	Position	Home Address
Donnell Haugen.....	Chief Clerk	Roseglen
Richard Ista.....	Assistant Chief Clerk	Colfax
Ruth Smith.....	Desk Reporter	Bismarck
Douglas Rose.....	Bill Clerk	Calvin
John Yunker.....	Sergeant-at-Arms	Fargo
Sam Luschenko.....	Assistant Sergeant-at-Arms	Max
Allan Fraser.....	Calendar Clerk.....	Omeme
Elmer Strand.....	Superintendent of Employees	Portland
Edward Trost.....	Bill Room Clerk	Hope
Mike Burgad.....	Bill Room Clerk	Bismarck
Corliss Mushik.....	Secretary to Speaker	Mandan
Pam Billigmeier.....	Chief Steno and Payroll Clerk	Bismarck
Mrs. S. F. Knoll.....	Assistant Chief Steno	Mandan
Mavis Erickson.....	Stenographer	Rutland
Patricia Wright.....	Stenographer	Mandan
Barbara Kadlec.....	Stenographer	Grand Forks
Doris Thomas.....	Stenographer	Bismarck
Elanor Weber.....	House Appropriations Clerk	Bismarck
Bob Larson.....	Chief Committee Clerk.....	Minot
Veronica Schneider.....	Stenographer	Bismarck
Alice McKinley.....	Committee Clerk	Bismarck
Jean Otteson.....	Committee Clerk	Bismarck
Norma Dalton.....	Committee Clerk	Bismarck
Marilyn Rose.....	Committee Clerk	Bismarck
Marian Ehli.....	Committee Clerk	Bismarck
Mary Radloff.....	Stenographer	Bismarck
Jack H. Formo.....	Enrolling and Engrossing Clerk	Litchville
Yvonne D. Wold.....	Assistant Enrolling and Engrossing Clerk	Bismarck
Donna Carufel.....	Chief Page	Bismarck
Marlys Fleck.....	Page	Bismarck
Carolyn Paulson.....	Page	Harvey
Mrs. Marvel Dalke.....	Page	Bismarck
Karen Adam.....	Page	Cooperstown
Enola Eck.....	Proofreader	Bismarck
Patricia Shannon.....	Proofreader	Bismarck
M. C. Tescher.....	Messenger to Governor	Sentinel Butte
Mrs. Robert Moses.....	Postmistress	Bismarck
Mary Jayne Geiss.....	Assistant Postmistress	Glen Ullin
Pearl Andre.....	Chart Room Clerk	Hope
Mrs. R. Prodzinski.....	Telephone Clerk	Buchanan
Jane Harrison.....	Telephone Clerk	Bismarck
Gene LaFromboise.....	Floor Clerk	Belcourt
Janice Wahlers.....	Floor Clerk	Richardton

OFFICERS AND EMPLOYEES (Continued)

Karen Rolfsrud.....	Floor Clerk	Watford City
Emery Anderson.....	Doorkeeper	Minot
W. F. Sharp.....	Doorkeeper	Jamestown
Fred F. Fisher.....	Doorkeeper	Streeter
Dennis Schneider.....	Doorkeeper	Bismarck
Bennie Carter.....	Night Watchman	Rock Lake
Alice Crawford.....	Information Desk	Mandan
Fred Lundeby.....	Mailing Room Clerk	Tolna
Robert Nestoss.....	Mailing Room Clerk	Valley City
Joel Sundquist.....	Mailing Room Clerk	Kindred
Henry Benson.....	Mailing Room Clerk	Flasher
A. S. Brazda.....	Mail Clerk	Mandan
Oluf Grunstad.....	Mail Clerk	Ambrose
Dennis Cook.....	Address Machine Operator	Bismarck
Orville Holand.....	Parking Lot Attendant	Bismarck
Lynn Runck.....	Audio Board Operator	Durbin

HOUSE MEMBERS

DISTRICT

1. Pembina.....	Albert J. Christopher.....	Pembina
	Fred Olafson.....	Gardar
2. Pt. Ward.....	L. D. (Lee) Christensen.....	Kenmare
3. Pt. Walsh.....	Lloyd Staven.....	Park River
	Henry O. Lundene.....	Adams
4. Pt. Walsh.....	Wilfred Collette.....	Grafton
	Ed Gudajtes.....	Minto
5. Pt. Grand Forks.....	Arthur G. Bilden.....	Northwood
6. Pt. Grand Forks.....	Ole K. Kvasager.....	Manvel
	Marlin T. Obie.....	Grand Forks
	Patrick E. Ruddy.....	Grand Forks
7. Pt. Grand Forks.....	Richard Larsen.....	Grand Forks
	Kenneth Tweten.....	Reynolds
	George Unruh.....	Grand Forks
8. Traill.....	Eldred N. Dornacker.....	Mayville
	Gilman Wastvedt.....	Hatton
9. Pt. Cass.....	Gordon S. Aamoth.....	Fargo
	Russell Duncan.....	Fargo
	Peter S. Hilleboe.....	Fargo
	Mrs. Frances V. Froeschle.....	Fargo
	Jacque Stockman.....	Fargo
	John S. Whittlesey.....	Fargo
10. Pt. Cass.....	Harry Bergman.....	Argusville
	David H. Montplaisir.....	West Fargo
	J. Milton Myhre.....	Kindred
11. Pt. Cass.....	Anna Powers.....	Leonard
12. Pt. Richland.....	Eldon Larson.....	Wahpeton
	Edward Shorma.....	Wahpeton
13. Sargent.....	Ole Breum.....	Rutland
14. Ransom.....	Lawrence Dick.....	Englevale
15. Pt. Barnes.....	Ernest N. Johnson.....	Dazey
	Leslie C. Powers.....	Valley City
16. Griggs-Steele.....	Gillman C. Olson.....	Cooperstown
	Kenneth Gronhovd.....	Hatton
17. Nelson.....	Helmer Dahlen.....	Michigan
18. Cavalier.....	Albert Bowles.....	Milton
	Frank Shablow.....	Langdon
19. Rolette.....	Oscar Solberg.....	Mylo
	Gerhart Wilkie.....	Rolla
20. Benson.....	S. F. Hoffner.....	Esmond
	Archie Borstad.....	Fort Totten
21. Ramsey.....	Thelmer Ivesdal.....	Edmore
	Paul E. Stenhjem.....	Devils Lake
22. Towner.....	Howard Vogel.....	Cando
23. Stutsman.....	Henry Ganser.....	Cleveland
	Robert F. Reimers.....	Melville
	Reuel E. Harrison.....	Edmunds
	James R. Jungroth.....	Jamestown
24. LaMoure.....	Milo Knudsen.....	Edgeley
	Vernon Krenz.....	Litchville
25. Dickey.....	L. C. Mueller.....	Oakes
26. Emmons.....	Howard F. Bier.....	Hazleton
	E. A. Tough.....	Linton

MEMBERS OF THE HOUSE (Continued)

27. Burleigh.....	Carl H. Boustead.....	Bismarck
	R. Fay Brown.....	Bismarck
	John Coles.....	Bismarck
	Theodore A. Lang.....	Sterling
	Vernon E. Wagner.....	Bismarck
28. Bottineau.....	Chester Fossum.....	Maxbass
	Lawrence Rosendahl.....	Westhope
29. Pt. Ward.....	Brynhild Haugland.....	Minot
	Larry Erickson.....	Minot
	Herbert L. Meschke.....	Minot
	Wayne G. Sanstead.....	Minot
	Robert L. Schoenwald.....	Minot
	Gary M. Williamson.....	Minot
30. Morton.....	Donald L. Hertz.....	Mandan
	Carl A. Meyer.....	Flasher
	Wm. N. (Bill) Gietzen.....	Glen Ullin
31. Stark.....	Richard Elkin.....	Taylor
	Mike Olienyk.....	Belfield
	John F. Gengler.....	Dickinson
32. Eddy-Foster.....	Dale Linderman.....	Carrington
	Russell L. Belquist.....	New Rockford
33. Wells.....	Bryce Streibel.....	Fessenden
	L. C. Loerch.....	Harvey
34. McHenry.....	Emil Anderson.....	Upham
	John Bruner.....	Drake
35. Kidder-Sheridan.....	Gottlieb Frank.....	Kief
	A. W. Wentz.....	McClusky
36. McIntosh-Logan.....	Emil E. Schaffer.....	Gackle
	Joe Welder.....	Napoleon
37. Pt. Richland.....	Treadwell Haugen.....	Wyndmere
	Thomas R. Stallman.....	Barney
38. Pt. Barnes.....	Ralph M. Winge.....	Litchville
39. Billings-Bowman Golden Valley-Slope.....	Lawrence Bowman.....	Bowman
	Karnes Johnson.....	Sentinel Butte
	A. R. Miller.....	Beach
	Earl C. Rundle.....	New England
40. Burke-Divide.....	Sam Bloom.....	Alkabo
	M. E. (Sam) Glaspey.....	Lignite
41. McKenzie.....	Arthur A. Link.....	Alexander
42. Pierce.....	Vincent B. Rieger.....	Esmond
43. Renville.....	Richard J. Backes.....	Glenburn
44. Mountrail.....	William Erickson.....	Stanley
	Harold G. Skaar.....	New Town
45. Williams.....	Olaf Opedahl.....	Tioga
	Clarence Poling.....	Williston
	Palmer Rustan.....	Williston
	Walter O. Burk.....	Williston
46. McLean.....	Donald Giffey.....	Roseglen
	Otto Hauf.....	Max
47. Grant-Sioux.....	Albert L. Rivinius.....	Elgin
	Herbert C. Leer.....	New Leipzig
48. Mercer-Dunn-Oliver.....	James L. Connolly.....	Golden Valley
	Leonard J. Davis.....	Killdeer
	Ralph Hickle.....	Center
49. Adams-Hettinger.....	Theo Hardmeyer.....	Mott
	Theo Strand.....	Regent

ERRATA

Page 289, line 54, Senate Bill No. 4 should be Senate Bill No. 40.

Page 776, line 28, House Bill No. 619 should be House Bill No. 615.

Page 845, line 1, House Bill No. 167 should be Senate Bill No. 167.

Page 885, line 1, House Bill No. 289 should be Senate Bill No. 289.

Page 887, "Message to Senate" should follow "Signing of Bills," page 888.

Page 1070, line 27, House Bill No. 576 should follow House Bill No. 559.

Page 1204, line 5, House Concurrent Resolution "U" should be House Concurrent Resolution "V".

Page 1204, line 46, House Bill No. 649, previously listed as signed, page 1177, line 21.

Page 1233, a message listing signing of House Bill No. 503, 512, 520, 540, 542, 578, 634, 664, 688, 690, 699 is omitted.

Page 1233, line 32, House Concurrent Resolution "Z-1" is omitted from a message to the House.

Page 1253, line 13, House Bill No. 584 is omitted from a message to the Governor.

Page 1253, line 17, House Bill No. 920 should be House Bill No. 928.

Page 1324, second line from bottom, "engrossed" should be "enrolled."

Page 1426, lines 15 and 27, Senate Bill No. 338 is omitted from bill lists.

Page 1428, fifth line from bottom, Senate Concurrent Resolution "O" should be Senate Concurrent Resolution "Q".

Page 1429, fourth line from bottom, Senate Concurrent Resolution "O" should be Senate Concurrent Resolution "Q".

SENATE MEMBERS

DISTRICT	Name	Address
1. Pembina.....	Grant Trenbeath.....	Neche
2. Pt. Ward.....	Walter Dahlund.....	Kenmare
3. Pt. Walsh.....	Ludger Kadlec.....	Pisek
4. Pt. Walsh.....	Elton W. Ringsak.....	Grafton
5. Pt. Grand Forks.....	Duane Mutch.....	Larimore
6. Pt. Grand Forks.....	George Saumur.....	Grand Forks
7. Pt. Grand Forks.....	George Longmire.....	Grand Forks
8. Traill.....	Oscar J. Sorlie.....	Buxton
9. Pt. Cass.....	Herschel Lashkowitz.....	Fargo
10. Pt. Cass.....	George A. Sinner.....	Casselton
11. Pt. Cass.....	Francis E. Weber.....	Wheatland
12. Pt. Richland.....	A. W. Luick.....	Fairmount
13. Sargent.....	Leonard A. Bopp.....	Cogswell
14. Ransom.....	Donald C. Holand.....	Lisbon
15. Pt. Barnes.....	Earl M. Kelly.....	Valley City
16. Griggs-Steele.....	Carrol Torgerson.....	Cooperstown
17. Nelson.....	Lester Larson.....	Brocket
18. Cavalier.....	Richard E. Forkner.....	Langdon
19. Rolette.....	Philip Berube.....	Belcourt
20. Benson.....	Bronald Thompson.....	Oberon
21. Ramsey.....	J. H. Mahoney.....	Devils Lake
22. Towner.....	H. B. Baeverstad.....	Cando
23. Stutsman.....	Kenneth Urdahl, Sr.....	Jamestown
24. LaMoure.....	Emil T. Nelson.....	Edgeley
25. Dickey.....	Earl H. Redlin.....	Ellendale
26. Emmons.....	Robert Chesrown.....	Linton
27. Burleigh.....	Evan E. Lips.....	Bismarck
28. Bottineau.....	Edwin C. Becker, Jr.....	Willow City
29. Pt. Ward.....	L. Richard Jurgensen.....	Minot
30. Morton.....	Emil E. Kautzmann.....	Mandan
31. Stark.....	Wm. R. Reichert.....	Dickinson
32. Eddy-Foster.....	H. O. Beck.....	Carrington
33. Wells.....	Robert Walz.....	Fessenden
34. McHenry.....	Bencer N. Kjos.....	Drake
35. Kidder-Sheridan.....	Harry W. George.....	Steele
36. McIntosh-Logan.....	Gail H. Hernett.....	Ashley
37. Pt. Richland.....	Kenneth L. Morgan.....	Walcott
38. Pt. Barnes.....	Theron L. Strinden.....	Litchville
39. Billings-Bowman Golden Valley-Slope.....	Leland H. Roen.....	Bowman
40. Burke-Divide.....	George Rait.....	Noonan
41. McKenzie.....	Halvor Rolfsrud.....	Watford City
42. Pierce.....	Eugene Tuff.....	Barton
43. Renville.....	Orville P. Witteman.....	Mohall
44. Mountrail.....	Clark Van Horn.....	Parshall
45. Williams.....	Iver Solberg.....	Ray
46. McLean.....	Dave M. Robinson.....	Coleharbor
47. Grant-Sioux.....	Frank J. Ruemmele.....	Carson
48. Mercer-Dunn-Oliver.....	Dan Kisse.....	Halliday
49. Adams-Hettinger.....	J. W. (Jim) Ecker.....	Hettinger

MEMBERS OF THE HOUSE, 1965

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	When Born	Member During Session of
1	A. J. Christopher	Pembina	Retired Businessman	Married	Minnesota	1897	1953-55-57-59-61-63-65
1	Fred Olafson	Garder	Farmer	Married	North Dakota		1965
2	L. D. Christensen	Kenmare	Farmer	Married	North Dakota	1924	1961-63-65
3	Henry O. Lundene	Adams	Farmer	Married	Alabama	1904	1963-65
3	Lloyd Staven	Park River	Merchant	Married	North Dakota	1907	1963-65
4	Wilfred Collette	Grafton	Retired Farmer and Businessman	Married	North Dakota	1894	1939-41-43-45-47-49-51-53-55-57-59-61-63-65
4	Ed Gudajtes	Minto	Farmer	Married	North Dakota	1911	1965
5	Arthur G. Bilden	Northwood	Farmer	Married	North Dakota	1924	1963-65
6	Ole K. Kvasager	Manvel	Farmer	Single	North Dakota	1918	1965
6	Marlin T. Obie	Grand Forks	Radio Station Owner	Married	North Dakota	1924	1965
6	Patrick E. Ruddy	Grand Forks	Businessman	Married	North Dakota	1933	1965
7	Richard Larsen	Grand Forks	Professor, UND	Married	North Dakota	1936	1965
7	Kenneth Tweten	Reynolds	Farmer	Single	North Dakota	1928	1959-61-63-65
7	George Unruh	Grand Forks	Lawyer	Married	New York	1920	1965
8	Eldred N. Dornacker	Mayville	Farmer and Businessman	Married	North Dakota	1913	1963-65
8	Gilman Wastvedt	Hatton	Farmer	Married	North Dakota	1908	1961-63-65
9	Gordon S. Aamoth	Fargo	Lawyer and Banker	Married	North Dakota	1914	1957-59-61-63-65
9	Russell Duncan	Fargo	Farmer and Seedsman	Married	North Dakota	1910	1965
9	Peter S. Hilleboe	Fargo	Stockbroker	Married	North Dakota	1921	1965
9	Mrs. F. J. Froeschle	Fargo	Housewife, News Woman	Married	North Dakota	1918	1965
9	Jacque Stockman	Fargo	Lawyer and Farmer	Married	North Dakota	1923	1955-57-59-61-63-65
9	John S. Whittlesey	Fargo	Lawyer	Married	North Dakota	1921	1965
10	Harry Bergman	Argusville	Farmer	Married	North Dakota	1911	1963-65
10	D. J. Montplaisir	West Fargo	Teacher	Married	North Dakota	1936	1965
10	J. Milton Myhre	Kindred	Farmer	Married	North Dakota	1903	1959-65
11	Mrs. Anna Powers	Leonard	Housewife	Married	North Dakota	1912	1961-63-65

12	Eldon Larson	Wahpeton	Farmer	Married	North Dakota	1930	1965
12	Edward Shorma	Wahpeton	Businessman	Married	North Dakota	1932	1965
13	Ole Breum	Rutland	Farmer	Married	Minnesota	1903	1953-59-61-63-65
14	Lawrence Dick	Englevale	Farmer	Married	Nebraska	1905	1955-57-59-61-63-65
15	Ernest N. Johnson	Dazey	Farmer	Married	North Dakota	1915	1959-61-63-65
15	Leslie C. Powers	Valley City	Farmer	Married	North Dakota	1906	1965
16	Gilman C. Olson	Cooperstown	Farmer	Married	North Dakota	1905	1955-57-59-61-63-65
16	Kenneth Gronhovd	Hatton	Farmer	Married	North Dakota	1913	1957-59-61-63-65
17	Helmer Dahlen	Michigan	Farmer	Married	North Dakota	1899	1965
18	Albert Bowles	Milton	Farmer	Married	North Dakota	1894	1963-65
18	Frank Shablow	Langdon	Farmer-Businessman	Married	Minnesota	1909	1961-63-65
19	Oscar Solberg	Mylo	Farmer	Married	North Dakota	1911	1949-51-53-55-57-59-61-63-65
19	Gerhart Wilkie	Rolla	Farmer	Married	North Dakota	1907	1957-59-61-63-65
20	S. F. Hoffner	Esmond	Farmer	Married	North Dakota	1924	1963-65
20	Archie Borstad	Fort Totten	Farmer	Married	North Dakota	1919	1965
21	Thelmer Ivesdahl	Edmore	Farmer	Married	North Dakota	1913	1965
21	Paul Stenbjem	Devils Lake	Automobile Dealer	Married	North Dakota	1913	1965
22	Howard Vogel	Cando	Businessman	Married	Nebraska	1911	1963-65
23	Henry Ganser	Cleveland	Farmer	Married	North Dakota	1908	1963-1965
23	Robert F. Reimers	Melville	Farmer	Married	North Dakota	1923	1961-63-65
23	Reuel E. Harrison	Edmunds	Farmer	Single	North Dakota	1914	1965
23	James R. Jungroth	Jamestown	Lawyer	Married	North Dakota	1925	1965
24	Milo Knudsen	Edgeley	Druggist	Married	Minnesota	1901	1955-57-59-61-63-65
24	Vernon Krenz	Litchville	Farmer	Married	North Dakota	1922	1965
25	L. C. Mueller	Oakes	Garageman	Married	South Dakota	1894	1955-57-59-61-63-65
26	Howard F. Bier	Hazelton	Farmer	Married	North Dakota	1919	1959-61-63-65
26	E. A. Tough	Linton	Farmer	Married	North Dakota	1913	1955-57-59-61-63-65
27	Carl H. Boustead	Bismarck	Businessman	Married	Iowa	1917	1965
27	R. Fay Brown	Bismarck	Businessman	Married	North Dakota	1910	1953-55-57-59-61-63-65
27	John Coles	Bismarck	Banker	Married	North Dakota	1916	1965
27	Theodore A. Lang	Sterling	Farmer	Married	North Dakota	1911	1965

MEMBERS OF THE HOUSE, 1965 — (Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	When Born	Member During Session of
27	Vernon E. Wagner	Bismarck	Pharmacist	Single	North Dakota	1926	1963-65
28	Chester Fossum	Maxbass	Farmer	Married	North Dakota	1928	1959-61-63-65
28	Lawrence Rosendahl	Westhope	Farmer	Married	North Dakota	1916	1965
29	Brynhild Haugland	Minot	Farmer	Single	North Dakota	1905	1939-41-43-45-47-49-51-53-55-57-59-61-63-65
29	Larry Erickson	Minot	Farmer	Married	North Dakota	1930	1965
29	Herbert L. Meschke	Minot	Lawyer	Married	North Dakota	1928	1965
29	Wayne G. Sanstead	Minot	Teacher	Married	Arkansas	1935	1965
29	Robert G. Schoenwald	Minot	Businessman	Married	North Dakota	1923	1965
29	Gary M. Williamson	Minot	REA Employee	Married	Georgia	1936	1965
30	Donald L. Hertz	Mandan	R.. R. Brakeman	Married	North Dakota	1923	1963-65
30	William N. Gietzen	Glen Ullin	Retired Farmer	Married	North Dakota	1892	1961-63-65
30	Carl A. Meyer	Flasher	Farmer-Rancher	Married	Iowa	1903	1959-61-63-65
31	Richard Elkin	Taylor	Farmer	Married	North Dakota	1932	1963-65
31	Mike Olienyk	Belfield	Farmer-Businessman	Married	North Dakota	1915	1963-65
31	John F. Gengler	Dickinson	R. R. Conductor	Married	North Dakota	1916	1961-65
32	Dale Linderman	Carrington	Farmer	Married	North Dakota	1924	1965
32	R. L. Belquist	New Rockford	Farmer	Married	Canada	1907	1959-61-63-65
33	Bryce Streibel	Fessenden	Farmer	Married	North Dakota	1922	1957-59-63-65
33	L. C. Loerch	Harvey	Retail Oil Dealer	Married	South Dakota	1918	1965
34	Emil A. Anderson	Upham	Implement Dealer-Farmer	Married	North Dakota	1908	1959-61-63-65
34	John Bruner	Drake	Farmer	Married	North Dakota	1904	1965
35	Gottlieb Frank	Kief	Farmer	Single	North Dakota	1904	1945-47-49-51-53-55-57-59-61-63-65
35	A. W. Wentz	McClusky	Businessman	Married	South Dakota	1899	1965
36	Emil E. Schaffer	Gackle	Farmer-Businessman	Married	North Dakota	1917	1963-65
36	Joe Welder	Napoleon	Farmer-Bookkeeper	Married	North Dakota	1914	1963-65
37	Treadwell Haugen	Wyndmere	Farmer-Businessman	Married	North Dakota	1933	1961-63-65
37	Thomas R. Stallman	Barney	Farmer	Married	Minnesota	1923	1959-61-63-65

38	Ralph M. Winge	Litchville	Farmer	Single	North Dakota	1925	1959-61-63-65
39	L. G. Bowman	Bowman	Farmer	Married	Minnesota	1903	1961-63-65
39	Karnes Johnson	Sentinel Butte	Rancher	Married	North Dakota	1912	1965
39	A. R. Miller	Beach	Insurance-Real Estate	Married	South Dakota	1902	1961-63-65
39	Earl C. Rundle	New England	Farmer-Rancher	Married	North Dakota	1906	1965
40	Sam O. Bloom	Alkabo	Farmer-Stockman	Married	Minnesota	1915	1959-61-63-65
40	M. E. (Sam) Glaspey	Lignite	Farmer-Auctioneer	Married	Minnesota	1901	1959-61-63-65
41	Arthur A. Link	Alexander	Farmer-Rancher	Married	North Dakota	1914	1947-49-51-53-55-57-59-61-63-65
42	Vincent B. Rieger	Esmond	Farmer	Married	North Dakota	1920	1963-65
43	Richard J. Backes	Glenburn	Farmer	Married	North Dakota	1925	1961-63-65
44	William Erickson	Stanley	Farmer	Married	North Dakota	1910	1963-65
44	Harold Skaar	New Town	Farmer	Married	North Dakota	1904	1957-59-61-63-65
45	Olaf Opedahl	Tioga	Farmer	Single	North Dakota	1912	1963-65
45	Clarence Poling	Williston	Farmer	Married	Indiana	1899	1951-53-55-57-59-61-63-65
35	Palmer Rustan	Williston	Banker	Married	North Dakota	1907	1965
45	Walter O. Burk	Williston	Lawyer	Married	Minnesota	1902	1957-59-61-63-65
46	Donald Giffey	Roseglen	Farmer	Married	North Dakota	1920	1961-63-65
46	Otto Hauf	Max	Farmer	Married	North Dakota	1908	1959-61-63-65
47	Albert R. Rivinius	Elgin	Farmer-Rancher	Married	North Dakota	1916	1965
47	Herbert Leer	New Leipzig	Farmer	Married	North Dakota	1906	1965
48	J. L. Connolly	Golden Valley	Rancher	Married	North Dakota	1912	1963-65
48	Leonard J. Davis	Killdeer	Farmer	Married	North Dakota	1913	1961-63-65
48	Ralph Hickle	Center	Farmer	Married	North Dakota	1904	1965
49	Theodore Hardmeyer	Mott	Businessman	Married	North Dakota	1919	1965
49	Theodore Strand	Regent	Farmer-Stockman	Married			1965

"Buy North Dakota Products"

Journal of the House



Thirty-ninth Legislative Assembly

FIRST DAY

Bismarck, January 5, 1965

At the hour of twelve o'clock, meridian, the fifth day of January 1965, being the day and the hour designated by law for the convening of the legislative assembly of the State of North Dakota, the members elect of the House of Representatives assembled in the House chamber in the state capitol building at Bismarck, North Dakota, and were called to order by Gerald Stair, Chief Clerk of the 38th Legislative Assembly.

The session was opened with a prayer by Rev. Warren K. Johnson of the First Lutheran Church of Bismarck, North Dakota.

The list of the qualified members as certified by the Secretary of State, was read by the Acting Chief Clerk, as follows:

STATE OF NORTH DAKOTA
Department of State
Bismarck

January 5, 1965

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

Dear Sir:

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

Dist.	County	Name	Address
1.	Pembina	Albert J. Christopher	Pembina
		Fred Olafson	Gardar
2.	Pt. Ward	L. D. (Lee) Christensen	Kenmare
3.	Pt. Walsh	Lloyd Staven	Park River
		Henry O. Lundene	Adams
4.	Pt. Walsh	Wilfred Collette	Grafton
		Ed Gudajtes	Minto
5.	Pt. Grand Forks	Arthur G. Bilden	Northwood
6.	Pt. Grand Forks	Ole K. Kvasager	Manvel
		Marlin T. Obie	Grand Forks
		Patrick E. Ruddy	Grand Forks
7.	Pt. Grand Forks	Richard Larson	Grand Forks
		Kenneth Tweten	Reynolds
		George Unruh	Grand Forks

8.	Traill.....	Eldred N. Dornacker.....	Mayville
		Gilman Wastvedt.....	Hatton
9.	Pt. Cass.....	Gordon S. Aamoth.....	Fargo
		Russell Duncan.....	Fargo
		Peter S. Hilleboe.....	Fargo
		Mrs. Frances V. Froeschle.....	Fargo
		Jacque Stockman.....	Fargo
		John S. Whittlesey.....	Fargo
10.	Pt. Cass.....	Harry Bergman.....	Argusville
		David J. Montplaisir.....	West Fargo
		J. Milton Myhre.....	Kindred
11.	Pt. Cass.....	Anna Powers.....	Leonard
12.	Pt. Richland.....	Eldon Larson.....	Wahpeton
		Edward Shorma.....	Wahpeton
13.	Sargent.....	Ole Breum.....	Rutland
14.	Ransom.....	Lawrence Dick.....	Englevale
15.	Pt. Barnes.....	Ernest N. Johnson.....	Dazey
		Leslie C. Powers.....	Valley City
16.	Griggs-Steele.....	Gilman C. Olson.....	Cooperstown
		Kenneth Gronhovd.....	Hatton
17.	Nelson.....	Helmer Dahlen.....	Michigan
18.	Cavalier.....	Albert Bowles.....	Milton
		Frank Shablow.....	Langdon
19.	Rolette.....	Oscar Solberg.....	Mylo
		Gerhart Wilkie.....	Rolla
20.	Benson.....	S. F. Hoffner.....	Esmond
		Archie Borstad.....	Fort Totten
21.	Ramsey.....	Thelmer Ivesdal.....	Edmore
		Paul E. Stenhjem.....	Devils Lake
22.	Towner.....	Howard Vogel.....	Cando
23.	Stutsman.....	Henry Ganser.....	Cleveland
		Robert F. Reimers.....	Melville
		Reuel E. Harrison.....	Edmunds
		James R. Jungroth.....	Jamestown
24.	LaMoure.....	Milo Knudsen.....	Edgeley
		Vernon Krenz.....	Litchville
25.	Dickey.....	L. C. Mueller.....	Oakes
26.	Emmons.....	Howard F. Bier.....	Hazelton
		E. A. Tough.....	Linton
27.	Burleigh.....	Carl H. Boustead.....	Bismarck
		R. Fay Brown.....	Bismarck
		John Coles.....	Bismarck
		Theodore A. Lang.....	Sterling
		Vernon E. Wagner.....	Bismarck
28.	Bottineau.....	Chester Fossum.....	Maxbass
		Lawrence Rosendahl.....	Westhope
29.	Pt. Ward.....	Brynhild Haugland.....	Minot
		Larry Erickson.....	Minot
		Herbert L. Meschke.....	Minot
		Wayne G. Sanstead.....	Minot
		Robert L. Schoenwald.....	Minot
		Gary M. Williamson.....	Minot
30.	Morton.....	Donald L. Hertz.....	Mandan
		Carl A. Meyer.....	Flasher
		Wm. N. (Bill) Gietzen.....	Glen Ullin

31. Stark.....	Richard Elkin.....	Taylor
	Mike Olienyk.....	Belfield
	John F. Gengler.....	Dickinson
32. Eddy-Foster.....	Dale Linderman.....	Carrington
	Russell L. Belquist.....	New Rockford
33. Wells.....	Bryce Streibel.....	Fessenden
	L. C. Loerch.....	Harvey
34. McHenry.....	Emil Anderson.....	Upham
	John Bruner.....	Drake
35. Kidder-Sheridan.....	Gottlieb Frank.....	Kief
	A. W. Wentz.....	McClusky
36. McIntosh-Logan.....	Emil E. Schaffer.....	Gackle
	Joe Welder.....	Napoleon
37. Pt. Richland.....	Treadwell Haugen.....	Wyndmere
	Thomas R. Stallman.....	Barney
38. Pt. Barnes.....	Ralph M. Winge.....	Litchville
39. Billings-Bowman- Golden Valley- Slope.....	Lawrence Bowman.....	Bowman
	Karnes Johnson.....	Sentinel Butte
	A. R. Miller.....	Beach
	Earl C. Rundle.....	New England
40. Burke-Divide.....	Sam Bloom.....	Alkabo
	M. E. (Sam) Glaspey.....	Lignite
41. McKenzie.....	Arthur A. Link.....	Alexander
42. Pierce.....	Vincent B. Rieger.....	Esmond
43. Renville.....	Richard J. Backes.....	Glenburn
44. Mountrail.....	William Erickson.....	Stanley
	Harold G. Skaar.....	New Town
45. Williams.....	Olaf Opedahl.....	Tioga
	Clarence Poling.....	Williston
	Palmer Rustan.....	Williston
	Walter O. Burk.....	Williston
46. McLean.....	Donald Giffey.....	Roseglen
	Otto Hauf.....	Max
47. Grant-Sioux.....	Albert L. Rivinius.....	Elgin
	Herbert C. Leer.....	New Leipzig
48. Mercer-Dunn- Oliver.....	James L. Connolly.....	Golden Valley
	Leonard J. Davis.....	Killdeer
	Ralph Hickle.....	Center
49. Adams-Hettinger.....	Theo Hardmeyer.....	Mott
	Theo Strand.....	Regent

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 5th day of January, A.D. 1965.

BEN MEIER
Secretary of State
State of North Dakota

ROLL CALL

The roll was called and there were present, 107; absent, 2.
Roll call of members present:

Aamoth	Gudajtes	Opedahl
Anderson	Hardmeyer	Poling
Backes	Harrison	Powers, Barnes

Belquist	Hauf	Powers, Cass
Bergman	Haugen	Reimers
Bier	Haugland	Rieger
Bilden	Hertz	Rivinius
Bloom	Hickle	Rosendahl
Borstad	Hilleboe	Ruddy
Boustead	Hoffner	Rundle
Bowles	Ivesdal	Rustan
Bowman	Johnson, Barnes	Sanstead
Breum	Johnson, Billings-	Schaffer
Brown	Bow.-G.V.-Slope	Schoenwald
Bruner	Jungroth	Shablow
Burk	Knudsen	Shorma
Christensen	Krenz	Skaar
Coles	Kvasager	Solberg
Connolly	Lang	Stallman
Dahlen	Larsen	Staven
Davis	Larson	Stenhjem
Dick	Leer	Stockman
Dornacker	Linderman	Strand
Duncan	Link	Streibel
Elkin	Loerch	Tough
Erickson,	Lundene	Tweten
Mountrail	Meschke	Unruh
Erickson, Ward	Meyer	Vogel
Fossum	Miller	Wagner
Frank	Montplaisir	Wastvedt
Froeschle	Mueller	Welder
Ganser	Myhre	Wentz
Gengler	Obie	Whittlesey
Gietzen	Olafson	Wilkie
Giffey	Olienyk	Williamson
Glaspey	Olson	Winge
Gronhovd		

Members absent:

Christopher Collette

Rep. Jungroth moved that the acting Chief Clerk appoint a committee of two to escort the Chief Justice of the Supreme Court to the rostrum, which motion prevailed and the acting Chief Clerk appointed as such committee: Reps. Jungroth and Stockman.

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

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

Rep. Burke:

"Mr. Chairman: The highest honor that this distinguished body can bestow upon one of its members is that of Speaker of the House.

Today, it is my privilege to rise to place in nomination for this honor a man who is, in every sense of the word, deserving of this honor.

He is a man I have had the pleasure of serving with for many years in this House. He is a man I have long admired for his outstanding leadership qualities.

But, most of all, he is a man I have been proud to call "my friend" for some 30 years.

He is a native of North Dakota and knows our state and its problems as perhaps few of us do. His parents home-

steaded in McKenzie County in 1906 and he was born on this homestead farm in 1914.

He is a farmer, and knows what it is to be a farmer, both in the good years and the bad.

He is a family man, the father of six children, and he knows what it is to carry the responsibilities of raising a family — both the joys, and sometimes the heartaches.

He is man whose extensive legislative experience dates back eighteen years, since he was first elected to this body in 1947.

He has carved out an enviable legislative record, as Assistant Minority Floor Leader in the 1955 session, and as Minority Floor Leader in the last four sessions.

He has demonstrated his interest in education — one of the most important areas we will deal with here — by his outstanding record as Chairman of the Legislative Subcommittee on Education. It was this Subcommittee that established our Foundation Program that has meant so much to our school program.

This man's interest in, and concern for, education started long before he came here, however. He has been an active member of his local school board from 1944 until his school district was dissolved in order to be consolidated with another district.

He is today the President of the Alexander PTA in his home community.

The man I am nominating for Speaker has taken an active interest in the local affairs of his home community. He is President of the Alexander Lions Club, and has long devoted time and energy to various civic projects.

On the basis of this man's record of achievement — both in these halls and in his local community — I repeat that he is unusually well qualified to serve this House as its Speaker.

And he has another qualification that I would like to touch on.

Though he has served his Party, and his State, well, he will — if elected Speaker — minimize partisan politics for its own sake.

He will not indulge in partisan politics at the expense of the necessary and vital work we in this House have before us in this session.

He will be an able leader who will give fair and equal treatment to each and every member of this House.

Mr. Chairman, for all these reasons — and for many others that time does not permit me to dwell on — it is my great privilege and pleasure to place in nomination for the Office of Speaker of the House — Representative Arthur Link of McKenzie County."

Rep. Shablow: "Mr. Chief Clerk, ladies and gentlemen of this Legislative Assembly.

I wish to second the nomination of Rep. Art Link for the office of Speaker of the House of Representatives.

During the time I have served in this house with Rep. Link, I have found he has always conducted himself with honor and dignity, and I am sure he will be honest and fair in every respect in the execution of his duties as Speaker.

It gives me a great deal of pleasure to second the nomination of Rep. Link for Speaker of the House."

Rep. Breum: "I would like to second the nomination of Art Link as Speaker of the House of Representatives. I have served in many sessions with Art and I know that he will do a good job as Speaker."

Rep. Brown: "My Fellow Colleagues of the 39th Legislative Assembly: It gives me a great deal of pleasure and I feel privileged to place in nomination the name of one of my colleagues. The man I am about to nominate for Speaker is the exact opposite of Speaker Link in that he is probably the only bachelor in the House. He is second in seniority only to the Hon. Brynhild Haugland in this House. He was first elected in 1945. As I checked into the history of this outstanding gentleman, I found that he came into this life in a raging snowstorm in 1904. Before I was ever elected to serve in this body, he became well known to the people of North Dakota in his intelligent service to our great state in his services on the Appropriation Committee."

All the old members know Gottlieb Frank and when the new members get acquainted with him you will know he is a great humanitarian. He is a wonderful citizen of North Dakota, and I take great pleasure in nominating Gottlieb Frank for Speaker."

Rep. Mueller: "I take great pleasure in seconding the nomination of Gottlieb Frank for Speaker of the House. He is my long time friend. I have worked with him on committees and have nothing but the greatest respect for my good friend."

I second the nomination of Gottlieb Frank."

Rep. Brown moved that the nominations be closed and the roll call taken, which motion prevailed.

ROLL CALL

The question being on the election of the Speaker of the House, the roll was called and the acting Chief Clerk announced that there were 65 votes for Rep. Link; 40 votes for Rep. Frank; 2 passed; 2 absent.

Those voting for Rep. Link were:

Anderson	Harrison	Opedahl
Backes	Hauf	Poling
Belquist	Haugen	Powers, Cass
Bergman	Hertz	Rieger
Bloom	Hoffner	Rivinius
Borstad	Ivesdal	Rosendahl
Bowles	Jungroth	Ruddy
Breum	Krenz	Rustan
Bruner	Kvasager	Sanstead
Burk	Lang	Schoenwald
Christensen	Larson	Shablow
Dahlen	Leer	Shorma
Erickson,	Linderman	Skaar
Mountrail	Loerch	Solberg
Erickson, Ward	Lundene	Stallman
Gengler	Meschke	Staven
Gietzen	Meyer	Stenhjem
Giffey	Montplaisir	Strand
Glaspay	Myhre	Vogel
Gronhovd	Obie	Wilkie

Gudajtes	Olafson	Williamson
Hardmeyer	Olson	Winge

Those voting for Rep. Frank were:

Aamoth	Froeschle	Reimers
Bier	Ganser	Rundle
Bilden	Haugland	Schaffer
Boustead	Hickle	Stockman
Bowman	Hilleboe	Streibel
Brown	Johnson, Barnes	Tough
Coles	Johnson, Billings-	Tweten
Connolly	Bow.-G.V.-Slope	Unruh
Davis	Knudsen	Wagner
Dick	Larsen	Wastvedt
Dornacker	Miller	Welder
Duncan	Muelier	Wentz
Elkin	Olienyk	Whittlesey
Fossum	Powers, Barnes	

Absent and not voting:

Christopher	Collette
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Rep. Streibel moved that the Acting Chief Clerk be instructed to cast a unanimous ballot for Rep. Link as Speaker, which motion prevailed.

Rep. Solberg moved that the Acting Chief Clerk appoint a committee of two to escort the newly elected Speaker to the rostrum and such committee was appointed by the Chief Clerk as follows: Reps. Solberg and Burk.

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

Speaker Link: "Fellow members of this 39th Legislative Assembly. With gratitude and a deep sense of responsibility, I accept the honor you have bestowed upon me. Because this expression of confidence can be extended to so few, and because so many of you are fully qualified and deserving to fill this position, the generosity expressed by you today will never be forgotten. Thank you Rep. Striebel for your motion to make my election unanimous. Thank you all very much.

In order that I may properly discharge the duties of this office I will need your understanding, your help, and your patience. To veteran members and newcomers alike, I solicit your counsel; and any help I can give will at all times be available at your request.

As in former sessions we again have two political parties represented, one by a majority and the other by a minority. Let me assure you that I know what it is like to be in the minority. I can truthfully say that I have experienced many courtesies from former Speakers and it is my desire to do no less in this session. As individual lawmakers each of us represents a Majority. Each and every one of us was elected by the majority of those voting for candidates to fill the several legislative offices of the districts we represent. This means that every member, whether in the majority or minority, has a mandate from the voters of his district to apply his talents and energy in a constructive positive approach to solving the problems for the people of our State. Partisan political maneuvering primarily for possible future political gain will find disfavor in the eyes of the people and will only be remembered as a blight against legislative process. A minimum of partisan political action, and then

on a constructive basis, will create an image of respect for the legislature. We should not create controversy for the sake of controversy alone, but should it arise we must diligently and respectably resolve our differences to the credit of all.

Ours is even a greater challenge than the enactment of laws for the State of North Dakota. Ours is a challenge to meet and repel the ever increasing opposition to representative government in the world today. Weakness and decay from within can be its greatest danger. Morality in all segments of society, has its foundation in the heart of men. It is nurtured in the home, church, and school and you and I are today charged with maintaining its presence in government. From the day of election we represent all the voters of our state, 24 hours of the day, 365 days a year. Each of us has not only an opportunity but an obligation to so conduct ourselves that the confidence of the people in the Legislative process of government will be strengthened. The star of representative government must shine so bright that it will be seen and desired the World over.

And now, as we approach the great debate let us not forget — Each of us is master of the unspoken word but when the word is spoken we become its slave.

In conclusion let us not overlook that great source of Spiritual strength delivered to us daily by members of the clergy. During the few minutes of meditation at the start of each new Legislative day let each of us thank God for the privilege of self-government and resolve anew that today will be more productive than yesterday.

We have much to do so let's put our shoulder to the wheel and keep it there until our work is done.

With all the strength at my command dedicated to your service, I again say Thank You."

Rep. Christopher having arrived in the House, he was now sworn in by the Chief Justice.

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

Rep. Hauf: "I would like to nominate a man whose past experience will be of great help to you all in this session. He served in the legislature from 1941 to 1947 and the 1953 session — a total of five sessions. He was floor leader in the 1947 session and he never quite decided whether he was a minority or majority floor leader in 1953.

With his past experience and leadership and his other abilities to keep things moving, I am happy to present the name of former state Representative, Donnell Haugen for Chief Clerk."

Rep. Poling moved that nominations be closed, which motion prevailed and the roll was called.

Rep. Wagner moved that a unanimous ballot be cast for Donnell Haugen for Chief Clerk, which motion prevailed.

ROLL CALL

The question being on the election of a Chief Clerk of the House, the roll was called and the acting Chief Clerk an-

nounced that there were 108 votes for Donnell Haugen, with one absent so Donnell Haugen was declared elected as Chief Clerk.

Those voting for Haugen were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hertz	Ruddy
Borstad	Hickle	Rundle
Boustead	Hilleboe	Rustan
Bowles	Hoffner	Sanstead
Bowman	Ivesdal	Schaffer
Breum	Johnson, Barnes	Schoenwald
Brown	Johnson, Billings-	Shablow
Bruner	Bow.-G.V.-Slope	Shorma
Burk	Jungroth	Skaar
Christensen	Knudsen	Solberg
Christopher	Krenz	Stallman
Coles	Kvasager	Staven
Connolly	Lang	Stenhjem
Dahlen	Larsen	Stockman
Davis	Larson	Strand
Dick	Leer	Streibel
Dornacker	Linderman	Tough
Duncan	Loerch	Tweten
Elkin	Lundene	Unruh
Erickson,	Meschke	Vogel
Mountrail	Meyer	Wagner
Erickson, Ward	Miller	Wastvedt
Fossum	Montplaisir	Welder
Frank	Mueller	Wentz
Froeschle	Myhre	Whittlesey
Ganser	Obie	Wilkie
Gengler	Olafson	Williamson
Gietzen	Olienyk	Winge
Giffey	Olson	Mr. Speaker
Glaspey	Opedahl	

Absent and not voting:

Collette

Rep. Hauf moved that a committee of three be appointed to escort the newly elected Chief Clerk to the rostrum, which motion prevailed and the Speaker appointed as such committee Reps. Hauf, Giffey, Sansted.

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

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

Rep. Hoffner: "It is my pleasure today to place into nomination the name of a very charming lady who has been a part of the North Dakota legislature since 1925, Mrs. Ruth Smith. To you new members I'm sure you will find it is very easy to meet with Ruth Smith and you will find her very helpful.

"I know it is sometimes dangerous to mention a lady's age but in Ruth's case it is not — for she is a charming 45 and doesn't look a day over 39.

"I wish to place the name of Ruth Smith in nomination for Desk Reporter."

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

ROLL CALL

The question being on the election of a Desk Reporter, the roll was called and there were 108 votes for Ruth Smith, absent and not voting, 1.

Those voting for Ruth Smith were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hertz	Ruddy
Borstad	Hickle	Rundle
Boustead	Hilleboe	Rustan
Bowles	Hoffner	Sanstead
Bowman	Ivesdal	Schaffer
Breum	Johnson, Barnes	Schoenwald
Brown	Johnson, Billings-	Shablow
Bruner	Bow.-G. V.-Slope	Shorma
Burk	Jungroth	Skaar
Christensen	Knudsen	Solberg
Christopher	Krenz	Stallman
Coles	Kvasager	Staven
Connolly	Lang	Stenhjem
Dahlen	Larsen	Stockman
Davis	Larson	Strand
Dick	Leer	Streibel
Dornacker	Linderman	Tough
Duncan	Loerch	Tweten
Elkin	Lundene	Unruh
Erickson,	Meschke	Vogel
Mountrail	Meyer	Wagner
Erickson, Ward	Miller	Wastvedt
Fossum	Montplaisir	Welder
Frank	Mueller	Wentz
Froeschle	Myhre	Whittlesey
Ganser	Obie	Wilkie
Gengler	Olafson	Williamson
Gietzen	Olienyk	Winge
Giffey	Olson	Mr. Speaker
Glaspey	Opedahl	

Absent and not voting:

Collette

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

The Speaker announced that the next order of business would be the election of a Sergeant-at-Arms.

Rep. Bergman: "I wish to place in nomination the name of John Yunker, a former Senator, as Sergeant-at-Arms."

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

ROLL CALL

The question being on the election of a Sergeant-at-Arms, the roll was called and there were 108 votes for John Yunker, absent and not voting, 1.

Those voting for Yunker were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hertz	Ruddy
Borstad	Hickle	Rundle
Boustead	Hilleboe	Rustan
Bowles	Hoffner	Sanstead
Bowman	Ivesdal	Schaffer
Breum	Johnson, Barnes	Schoenwald
Brown	Johnson, Billings-	Shablow
Bruner	Bow.-G.V.-Slope	Shorma
Burk	Jungroth	Skaar
Christensen	Knudsen	Solberg
Christopher	Krenz	Stallman
Coles	Kvasager	Staven
Connolly	Lang	Stenhjem
Dahlen	Larsen	Stockman
Davis	Larson	Strand
Dick	Leer	Streibel
Dornacker	Linderman	Tough
Duncan	Loerch	Tweten
Elkin	Lundene	Unruh
Erickson,	Meschke	Vogel
Mountrail	Meyer	Wagner
Erickson, Ward	Miller	Wastvedt
Fossum	Montplaisir	Welder
Frank	Mueller	Wentz
Froeschle	Myhre	Whittlesey
Ganser	Obie	Wilkie
Gengler	Olafson	Williamson
Gietzen	Olienyk	Winge
Giffey	Olson	Mr. Speaker
Glaspey	Opedahl	

Absent and not voting:

Collette

So John Yunker was declared elected as Sergeant-at-Arms.

Rep. Staven moved that a committee of two be appointed to escort the Sergeant-at-Arms to the rostrum, which motion prevailed and the Speaker appointed Reps. Staven and Krenz as such committee, and the Sergeant-at-Arms was sworn in by the Speaker.

Rep. Solberg moved that six days and mileage for work done by former Chief Clerk Gerald Stair be paid, which motion prevailed on roll call.

ROLL CALL

The question being on Rep. Solberg's motion the roll was called and there were ayes, 108, nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hertz	Ruddy
Borstad	Hickle	Rundle
Boustead	Hilleboe	Rustan
Bowles	Hoffner	Sanstead
Bowman	Ivesdal	Schaffer
Breum	Johnson, Barnes	Schoenwald
Brown	Johnson, Billings-	Shablow
Bruner	Bow.-G.V.-Slope	Shorma
Burk	Jungroth	Skaar
Christensen	Knudsen	Solberg
Christopher	Krenz	Stallman
Coles	Kvasager	Staven
Connolly	Lang	Stenhjem
Dahlen	Larsen	Stockman
Davis	Larson	Strand
Dick	Leer	Streibel
Dornacker	Linderman	Tough
Duncan	Loerch	Tweten
Elkin	Lundene	Unruh
Erickson,	Meschke	Vogel
Mountrail	Meyer	Wagner
Erickson, Ward	Miller	Wastvedt
Fossum	Montplaisir	Welder
Frank	Mueller	Wentz
Froeschle	Myhre	Whittlesey
Ganser	Obie	Wilkie
Gengler	Olafson	Williamson
Gietzen	Olienyk	Winge
Giffey	Olson	Mr. Speaker
Glaspey	Opedahl	

Absent and not voting:

Collette

Rep. Power moved that a committee of three be appointed by the Speaker to meet with a similar committee from the Senate to arrange for the inauguration of the state officials, which motion prevailed and the Speaker appointed as such committee, Reps. Powers of Cass, Hoffner and Wagner.

Rep. Winge moved that the House rules of the 38th Legislative Assembly be adopted as the temporary rules of the 39th legislative assembly, which motion prevailed.

Rep. Skaar moved that a committee of five be appointed to meet with the Dept. of Accounts and Purchases to arrange for supplies and printing, which motion prevailed and the Speaker appointed as such committee Reps. Gronhovd, Obie, Elkin, Connolly and Skaar.

Rep. Giffey moved that a committee of three be appointed to arrange for telephone service to the House chambers and also to arrange for the operation of the loud speaker system, which motion prevailed, and the Speaker appointed as such committee, Reps. Giffey, Hardmeyer and Streibel.

Rep. Gietzen moved that the Speaker appoint a committee of three to arrange for chaplain service, during the 39th legislative assembly, which motion prevailed and the Speaker appointed as such committee, Reps. Gietzen, Breum and Brown.

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

Rep. Powers of Cass moved that a committee of three be appointed by the Speaker to notify the Governor that the House is now organized and ready to transact business, which motion prevailed and the Speaker appointed as such committee, Reps. Powers, Haugland and Shorma.

Rep. Glaspey moved that a committee of three be appointed by the Speaker to arrange for committee rooms, which motion prevailed and the Speaker appointed as such committee, Reps. Glaspey, Williamson and Mueller.

Rep. Stallman moved that a temporary committee of five on Employment be appointed by the Speaker, which motion prevailed and the Speaker appointed as such committee, Reps. Stallman, Backes, Erickson of Ward, Knudsen and Dick.

Rep. Olson moved that a temporary committee of five be appointed by the Speaker as a temporary committee on Correction and Revision of the House Journal, which motion prevailed and the Speaker appointed as such committee, Reps. Olson, Opedahl, Montplaisir, Bowman and Bilden.

Rep. Vogel moved that the members of the radio and broadcasting companies be granted permission to set up their equipment for the joint inauguration on Jan. 6, 1965, which motion prevailed.

SEATING ARRANGEMENT for

THE 39th LEGISLATIVE ASSEMBLY

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

Rep. Giffey moved that all reports, booklets and like publications for distribution in the House of Representatives shall first be given to the Chief Clerk for checking of the identity of such material before distribution, which motion prevailed.

Rep. Lang asked for a verification of the roll call on Speaker, which request was granted.

Rep. Lang moved that his vote be shown as voting for Rep. Frank instead of Rep. Link, which motion prevailed.

Rep. Rivinius asked for a verification of the roll call on Speaker, which request was granted.

Rep. Rivinius moved that his vote be shown as voting for Rep. Frank instead of Rep. Link, which motion prevailed.

A committee of three from the Senate was received and they announced that the Senate was organized and ready to transact business.

Rep. Anderson announced that the committee to notify the Senate has completed the work and asked to be discharged, which request was granted.

Rep. Power of Cass announced that the committee to notify the Governor had completed the work and asked to be discharged, which request was granted.

Rep. Giffey moved that the House now stand recessed until 12:30 p.m. January 6, 1965, which motion prevailed and the House stood in recess.

DONNELL HAUGEN, Chief Clerk

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 6, 1965

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

REPORT OF COMMITTEE ON EMPLOYMENT

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

Bill Clerk	Douglas Rose
Assistant Sergeant-at-Arms	Sam Luschenko
Calendar Clerk	Allan Fraser
Superintendent of Employees	Elmer Strand
Bill Room Clerk	Edward Trost
Bill Room Clerk	Mike Burgad
Secretary to Speaker	Mrs. Corliss Mushik
Chief Stenographer and Payroll Clerk.....	Mrs. C. J. Knoll
Assistant Chief Stenographer.....	Pam Billigmeier
Stenographer	Mavis Erickson
Stenographer	Doris Thomas
Stenographer	Barbara Kadlec
House Appropriations Clerk	Eleanor Weber
Chief Committee Clerk	Bob Larson
Committee Clerk	Mrs. Alice McKinley
Committee Clerk	Jean Otteson
Committee Clerk	Norma Dalton
Committee Clerk	Marilyn Rose
Committee Clerk	Marian Ehli
Enrolling and Engrossing Clerk	Jack Formo
Assistant Enrolling and Engrossing Clerk.....	Vonnie Wold
Chief Page	Donna Carufel
Page	Marlys Fleck
Page	Carolyn Paulson
Page	Marvel Dalke
Page	Carol Adams
Proofreader	Mrs. Enola Eck
Proofreader	Mrs. Robert Shannon
Messenger to Senate and Governor.....	Math Tescher
Postmistress	Mrs. Robert Moses
Assistant Postmistress	Mary Jane Geiss
Chart Room Clerk	Mrs. Pearl Andre
Telephone Clerk	Mrs. Regina Prodzinski
Telephone Clerk	Jane Harrison
Floor Clerk	Gene LaFronboise
Doorkeeper	Emory Anderson
Doorkeeper	Bill Sharp
Doorkeeper	Fred Fischer

Doorkeeper	Dennis Schneider
Night Watchman	Bennie Carter
Information Desk	Mrs. Alice Crawford
Mailing Room Clerk	Fred Lundeby
Address Machine Operator	D. B. Cook
Mailing Room Clerk	Oluf Grundstad
Mailing Room Clerk	R. Nestos
Mailing Room Clerk	Joel Sundquist
Mailing Room Clerk	Henry Benson
Mailing Room Clerk	A. S. Brazda
Parking Lot Attendant	Orville Holand

Rep. Stallman moved that the report of the Committee on Employment be adopted, which motion prevailed on roll call.

ROLL CALL

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were: ayes, 105, nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Gudajtes	Powers, Barnes
Anderson	Hardmeyer	Powers, Cass
Backes	Harrison	Reimers
Belquist	Hauf	Rieger
Bergman	Haugen	Rivinius
Bier	Haugland	Rosendahl
Bilden	Hertz	Ruddy
Bloom	Hickle	Rundle
Borstad	Hilleboe	Rustan
Boustead	Hoffner	Sanstead
Bowles	Ivesdal	Schaffer
Bowman	Johnson, Barnes	Schoenwald
Breum	Johnson, Billings-	Shablow
Brown	Bow.-G.V.-Slope	Shorma
Bruner	Jungroth	Skaar
Burk	Knudsen	Solberg
Christensen	Krenz	Stallman
Christopher	Kvasager	Staven
Coles	Lang	Stenhjem
Connolly	Larsen	Stockman
Dahlen	Larson	Strand
Davis	Leer	Streibel
Dick	Linderman	Tough
Dornacker	Lundene	Tweten
Duncan	Meschke	Unruh
Elkin	Meyer	Vogel
Erickson, Ward	Miller	Wagner
Fossum	Montplaisir	Wastvedt
Frank	Mueller	Welder
Froeschle	Myhre	Wentz
Ganser	Obie	Whittlesey
Gengler	Olafson	Wilkie
Gietzen	Olienyk	Williamson
Giffey	Opedahl	Winge
Glaspey	Poling	Mr. Speaker
Gronhovd		

Absent and not voting:

Collette	Erickson,	Loerch
	Mountrail	Olson

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

Bill Clerk.....	Douglas Rose
Assistant Sergeant-at-Arms.....	Sam Lushchenko
Calendar Clerk.....	Allan Fraser
Superintendent of Employees.....	Elmer Strand
Bill Room Clerk.....	Edward Trost
Bill Room Clerk.....	Mike Burgad
Secretary to Speaker.....	Mrs. Corliss Mushik
Chief Steno and Payroll Clerk.....	Mrs. C. J. Knoll
Assistant Chief Steno.....	Pam Billigmeier
Stenographer.....	Mavis Erickson
Stenographer.....	Doris Thomas
Stenographer.....	Barbara Kadlec
House Appropriations Clerk.....	Eleanor Weber
Chief Committee Clerk.....	Bob Larson
Committee Clerk.....	Mrs. Alice McKinley
Committee Clerk.....	Jean Otteson
Committee Clerk.....	Norma Dalton
Committee Clerk.....	Marilyn Rose
Committee Clerk.....	Marian Ehli
Enrolling and Engrossing Clerk.....	Jack Formo
Assistant Enrolling and Engrossing Clerk.....	Vonnie Wold
Chief Page.....	Donna Carufel
Page.....	Marlys Fleck
Page.....	Carolyn Paulson
Page.....	Marvel Dalke
Proofreader.....	Mrs. Enola Eck
Proofreader.....	Mrs. Robert Shannon
Messenger to Senate and Governor.....	Math Tescher
Assistant Postmistress.....	Mary Jane Geiss
Chart Room Clerk.....	Mrs. Pearl Andre
Telephone Clerk.....	Mrs. Regina Prodzinski
Telephone Clerk.....	Jane Harrison
Floor Clerk.....	Gene LaFronboise
Doorkeeper.....	Emory Anderson
Doorkeeper.....	Bill Sharp
Doorkeeper.....	Fred Fischer
Doorkeeper.....	Dennis Schneider
Information Desk.....	Mrs. Alice Crawford
Mailing Room Clerk.....	Fred Lundebay
Address Machine Operator.....	D. B. Cook
Mailing Room Clerk.....	Oluf Grundstad
Mailing Room Clerk.....	R. Nestos
Mailing Room Clerk.....	Joel Sundquist
Mailing Room Clerk.....	Henry Benson
Mailing Room Clerk.....	A. S. Brazda
Night Watchman.....	Bennie Carter
Parking Lot Attendant.....	Orville Holand

Rep. Burke moved that Sub-Division 14 of Rule 40, under the title "Standing Committees", of the House rules of the 38th Legislative be stricken, which motion prevailed.

STANDING COMMITTEES

APPROPRIATIONS COMMITTEE

- Solberg—Chairman
- Anderson—Vice Chairman
- Poling
- Olson
- Hauf
- Bowles
- Linderman
- Gengler

Obie
 Shorma
 Rosendahl
 Erickson (Ward)
 Collette
 Wastvedt
 Aamo
 Reimers
 Mueller
 Tough
 Wagner
 Frank
 Connolly
 Dick

FINANCE & TAXATION COMMITTEE

Backes—Chairman
 Shablow—Vice Chairman
 Wilke
 Christensen
 Lundene
 Myhre
 Kvasager
 Ivesdahl
 Harrison
 Meschke
 Bruner
 Opedahl
 Strand
 Dornacker
 Whittlesey
 Powers (Barnes)
 Knudsen
 Boustead
 Welder
 Miller
 Davis

EDUCATION COMMITTEE

Bloom—Chairman
 Vogel—Vice Chairman
 Skaar
 Hoffner
 Hertz
 Gudajtes
 Montplaisir
 Sanstead
 Leer
 Hardmeyer
 Haugen
 Loerch
 Olafson
 Larson (Grand Forks)
 Froeschle
 Johnson (Barnes)
 Bier
 Coles
 Olienyk
 Schaffer
 Bowman

STATE & FEDERAL GOVERNMENT COMMITTEE

*Belquist—Chairman
Glaspey—Vice Chairman
Gronhovd
Burke
Powers of Cass
Gietzen
Larson of Richland
Krenz
Rustan
Jungroth
Winge
Williamson
Unruh
Duncan
Brown
Haugland
Elkin
Wentz
Rundle
Hickle
Rivinius

POLITICAL SUBDIVISION COMMITTEE

Stallman—Chairman
Meyer—Vice Chairman
Breum
Bergman
Rieger
Erickson of Mountrail
Dahlen
Borstad
Schoenwald
Staven
Stenhjem
Ruddy
Christopher
Bildn
Hilleboe
Stockman
Ganser
Lang
Johnson of Slope
Fossum
Tweten

AGRICULTURE COMMITTEE

Wilkie—Chairman
Erickson of Mountrail—Vice Chairman
Meyer
Belquist
Glaspey
Rieger
Kvasager
Larson
Harrison
Leer
Strand
Sanstead
Johnson of Barnes
Bier
Lang

Wentz
 Welder
 Johnson of Slope
 Ganser
 Rundle
 Rivinius

JUDICIARY COMMITTEE

Burk—Chairman
 Meschke—Vice Chairman
 Skaar
 Breum
 Powers of Cass
 Gietzen
 Vogel
 Borstad
 Jungroth
 Myhre
 Gronhovd
 Ivesdal
 Unruh
 Froeschle
 Stockman
 Whittlesey
 Boustead
 Olienyk
 Fossum
 Larson of Grand Forks
 Powers of Barnes

INDUSTRY & BUSINESS COMMITTEE

Lundene—Chairman
 Hardmeyer—Vice Chairman
 Bloom
 Christensen
 Backes
 Montplaisir
 Krenz
 Stenhjem
 Shablow
 Williamson
 Loerch
 Rustan
 Haugen
 Bilden
 Dornacker
 Hilleboe
 Knudsen
 Brown
 Haugland
 Miller
 Davis

TRANSPORTATION COMMITTEE

Winge, Chairman
 Bergman, Vice Chairman
 Staven
 Hoffner
 Hertz
 Schoenwald
 Opedahl
 Dahlen
 Stallman

Ruddy
Bruner
Olafson
Gudajtes
Christopher
Duncan
Coles
Elkin
Schaffer
Bowman
Hickle
Twetén

LABOR COMMITTEE

Hertz, Chairman
Opedahl, Vice Chairman
Lundene
Bergman
Bowles
Erickson of Mountrail
Gengler
Kvasager
Schoenwald
Ruddy
Ivesdal
Loerch
Olafson
Unruh
Aamoth
Duncan
Powers of Barnes
Lang
Miller
Connolly
Rivinius

GENERAL AFFAIRS COMMITTEE

Haugen, Chairman
Myhre, Vice Chairman
Burk
Anderson
Hauf
Gietzen
Rieger
Dahlen
Sanstead
Rustan
Vogel
Gudajtes
Meyer
Twetén
Froeschle
Ganser
Bier
Tough
Boustead
Wentz
Frank
Hickle

NATURAL RESOURCES COMMITTEE

Christensen, Chairman
Breum, Vice Chairman

Solberg
 Glaspey
 Linderman
 Shorma
 Jungroth
 Meschke
 Krenz
 Rosendahl
 Winge
 Shablow
 Gronhovd
 Christopher
 Dornacker
 Dick
 Reimers
 Mueller
 Schaffer
 Bowman
 Davis

SOCIAL WELFARE COMMITTEE

Poling, Chairman
 Powers of Cass, Vice Chairman
 Wilkie
 Skaar
 Obie
 Montplaisir
 Larson
 Borstad
 Harrison
 Williamson
 Bruner
 Strand
 Larson of Grand Forks
 Wastvedt
 Stockman
 Johnson of Barnes
 Knudson
 Wagner
 Fossum
 Haugland
 Elkin

VETERANS & MILITARY AFFAIRS COMMITTEE

Collette—Chairman
 Olson—Vice Chairman
 Belquist
 Stallman
 Bloom
 Backes
 Staven
 Erickson of Ward
 Hardmeyer
 Hoffner
 Stenhjem
 Leer
 Bilden
 Hilleboe
 Whittlesey
 Brown
 Coles
 Olienyk

Welder
Johnson of Slope
Rundle

MILEAGE & PER DIEM COMMITTEE

Breum
Olson
Frank

DELAYED BILLS COMMITTEE

Giffey
Hoffner
Poling
Streibel
Davis

ENROLLING & ENGROSSING COMMITTEE

Shablow
Stenhjem
Harrison
Larson of Grand Forks
Elkin

REVISION & CORRECTION OF JOURNAL COMMITTEE

Opedahl
Shorma
Vogel
Froeschle
Bowman

RULES COMMITTEE

Burk, Chairman
Giffey, Vice Chairman
Hoffner
Anderson
Solberg
Hauf
Meschke
Jungroth
Linderman
Rieger
Gietzen
Erickson of Mountrail
Hardmeyer
Aamoth
Johnson of Barnes
Brown
Fossum
Haugland
Streibel
Frank
Miller
Connolly

EMPLOYMENT COMMITTEE

Stallman
Backes
Erickson of Ward
Knudsen
Dick

LEGISLATIVE RESEARCH

RESOLUTIONS COMMITTEE
Hauf
Burk

Obie
Stockman
Tough

Rep. Giffey moved that the absent member be excused, which motion prevailed.

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk.

SECOND DAY

Bismarck, January 6, 1965

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

Prayer was offered by Rev. Cedric Lofdahl of The House of Prayer Lutheran Church of Bismarck.

Roll Call: All members present except Reps. Christopher, Collette, Knudsen, Olson, and Opedahl.

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

Page 8, line 35, change "Speaker Link" to "the Chief Justice"

And when so corrected recommended that the same be approved.

REP. BOWMAN, Acting Chairman.

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

Rep. Giffey moved that at the conclusion of the joint session, the House stand recessed until 1:30 p.m. January 6, 1965, which motion prevailed.

Rep. Giffey moved that the message to be delivered by Governor Guy in the joint session be printed in the House journal, which motion prevailed.

Rep. Powers of Cass moved that a committee of three be appointed to notify the Senate that the House is ready to receive the Senate in joint session, which motion prevailed, and the Speaker appointed as such committee, Rep. Powers of Cass, Haugland, Froeschle.

Rep. Powers of Cass announced that the committee to notify the Senate had completed their work and asked that the Committee be excused, which request was granted.

JOINT SESSION

THIRTY-NINTH LEGISLATIVE ASSEMBLY

6 January 1965

ORDER OF BUSINESS

1. The Senators joined Representatives for Joint Session.
2. Speaker Link called the Joint Session to order.
3. Representative Wagner moved that the Speaker appoint a committee of two to escort Lieutenant Governor Tighe to the Rostrum, which motion prevailed. The Speaker appointed on the committee Representative Wagner and Representative Hertz.
4. The Speaker presented Lieutenant Governor Tighe to the Assembly and turned over the gavel.
5. Representative Skaar moved that a committee of three be appointed to escort the Reverends Benson, Engle and Rabbi Diamant to the Rostrum, which motion pre-

- vailed. The Chair appointed Representative Skarr, Representative Haugland and Senator Lashkowitz.
6. Senator Reichert moved that a committee of four be appointed to escort Mrs. Guy, Mrs. Tighe, Mrs. Link and Mrs. William Guy, Sr., to special reserved seats in the Assembly, which motion prevailed. The Chair appointed Senator Rolfsrud, Senator Sinner, Representative Obie and Representative Meyer.
 7. Representative Bergman moved that a committee of three be appointed to escort Mr. and Mrs. Sidney Mason and Mrs. Nettie Mason to special reserved seats in the Assembly, which motion prevailed. The Chair appointed Representative Bergman, Representative Montplaisir, and Representative Hoffner.
 8. Senator Saumur moved that a committee of seven be appointed to escort the State Officials to the Rostrum, which motion prevailed. The Chair appointed Senator Saumur, Senator Mahoney, Representative Breum, Representative Hauf, Representative Miller, Representative Gengler and Representative Froeschle.
 9. Representative Dornacker moved that a committee of three be appointed to escort Associate Justices Teigen, Erickstad and Knudson of the Supreme Court to the Rostrum, which motion prevailed. The Chair appointed Representative Dornacker, Representative Olson and Senator Sorlie.
 10. Senator Lips moved that the Chair appoint a committee of two to escort Chief Justice Burke to the Rostrum, which motion prevailed. The Chair appointed Senator Lips and Representative Ganser.
 11. Senator Weber moved that a committee of two be appointed to escort Governor William L. Guy to the Rostrum, which motion prevailed. The Chair appointed Senator Weber and Representative Powers of Cass.

Call to Order.

Posting of Colors by Boy Scout Troop No. 8.

Invocation by The Reverend Robert Benson, Jamestown; Rabbi Saul M. Diamant, Fargo and The Reverend Austin Engel, Parshall.

Oath of Office administered to Elected State Officials by Chief Justice Thomas J. Burke.

Selections by Bismarck High School Concert Choir, under the direction of Boyd Gregor.

Oath of Office administered to Governor William L. Guy by Chief Justice Thomas J. Burke.

Message by Governor William L. Guy.

GOVERNOR'S MESSAGE

I here record my admiration and gratitude to the Subcommittee and staff on Constitutional Revision, who worked so expertly and diligently on their assignment.

LEGISLATIVE MEMBERS

Senator Wm. R. Reichert, Chairman
 Senator Lee Brooks
 Senator George A. Sinner
 Senator Aloys Wartner, Jr.
 Representative R. Fay Brown

Representative Walter O. Burk
 Representative James E. Leahy
 Representative Thomas R. Stallman
 Representative Jacque Stockman

PUBLIC MEMBERS

Honorable Fred G. Aandahl
 Honorable Ralph Beede
 Honorable Adam Gefreh
 Honorable F. W. Greenagel
 Honorable Frank F. Jestrab
 Honorable Thomas S. Kleppe
 Honorable Henry J. Tomasek
 Honorable Jerrold Walden

STAFF

C. Emerson Murry, Director
 Serge H. Garrison, Acting Code Revisor
 Fritz J. Roth, Assistant Counsel
 Philip J. Teigen, Assistant Counsel
 Paul E. Rohde, Assistant Counsel

A more qualified cross-section of practitioners of government and students of Constitutional law would be difficult to find. I congratulate them on their accomplishment.

William L. Guy
 Governor of North Dakota

GOVERNOR'S MESSAGE TO THE 39TH LEGISLATIVE ASSEMBLY

Ladies and gentlemen of this 39th Legislative Assembly, and officers of the administrative and judicial branches of our state government:

As you approached our North Dakota State Capitol for this occasion, you felt a sense of pride in knowing that your Capitol is among the most beautiful in the nation. A towering building of functional simplicity, it is regarded as excitingly symbolic of Americanism — modern, clean cut, combining handsome lines with strength and purpose. And now we are met in the inspiring elegance of this House Chamber because our fellow citizens have placed in our hands a precious trust that we represent them well under our Constitutional form of government.

You who are new to these legislative chambers today must feel the under-current of excitement mixed with a humbling awe. This is the feeling which comes with the realization that you are an essential part of a legislative process which, if successful, can bring out the greatness of our state. But if this process fails, it can simply relegate our state to mediocrity among our sister states. Let me assure you that veteran legislators and state officials are experiencing this same sense of exhilaration at the start of this legislative session.

Since World War II, our state has been swept along at an ever-increasing tempo with the social, economic and political tides that are affecting the lives of people not only in the United States but in every other nation in the world. The pace of life and the pace of government are no longer leisurely — and they will never again be leisurely. The demands upon our legislators have never been as exacting as those demands will be upon you in this session. The re-

quirements of study and inquiry will tax your patience. The scrutiny which each of you will find yourselves giving your own personal profile of political courage will take place more often in this session than ever before. How well North Dakota will respond to the changing times will be decided in the next sixty days by you. It is never easy to change and leave the comfort and familiarity of the past. Nobel Prize winner Maurice Maeterlinck said, "At every crossing on the road that leads to the future, each progressive spirit is opposed by a thousand men appointed to guard the past."

We have just finished celebrating our 75th Anniversary of Statehood in 1964. On November 2, 1889, President Benjamin Harrison declared North Dakota admitted to the Union. Two days later, Governor John Miller, already elected in anticipation of statehood for North Dakota, performed his first official duty by calling the first legislative session for November 19, 1889. Because it had the extraordinary duties of carrying into legislative enactment the mandatory provisions of the Constitution, the first legislative assembly was allowed one hundred twenty days to finish its labors, though the Constitution limited subsequent sessions to sixty days.

Since that first extraordinary session seventy-five years ago, there have been many stalwart statesmen and many deeply significant pieces of legislation that have played their roles on the stage of North Dakota state government during our biennial assemblies. However, I believe that this 39th Legislative Assembly has before it the opportunity to achieve the most monumental record for progress since that first session seventy-five years ago. I make this statement because of many factors which are present today which have not been present in such potent force in years past. I predict that sound solutions will be found for the massive problems that will sweep across this session, because these problems have been anticipated. Much preparation has been made by our legislators, administrative boards, and commissions to propose carefully formulated positive courses of action.

We have a unique political situation in this session. Majority responsibility in the Senates rests with the Republicans, but in the House of Representatives the Democratic-NPL has the majority responsibility. Political skeptics have already spoken and written their dire predictions of a session mired in political controversy from which little constructive good can come. Obviously, mutual respect and good faith between political parties will be needed to achieve the progress so urgently required in this session. There will be the usual forces outside the legislature itself which will seek to create political dissension in order that legislative progress be stymied in their own self interests. Partisan political implications should be minimized by us where politics serves no constructive purpose.

This will be true in most of the legislation we consider. But where the best traditions of our system of government so require, we should be ready to state our political position loudly and clearly. I need your help and advice no matter what your political persuasion might be. I hope you will seek mine. You are always welcome in my office.

Section 75 of our North Dakota Constitution requires me to "communicate to the legislative assembly by message, information on the condition of the state and recommend such measures as I shall deem expedient."

It is at this point that I wish to emphasize that the recommendations which I make to you have been decided upon after consultation with many of you on both sides of the political aisle over the past months. In many instances, recommendations in this message are affirmations of proposals by the Legislative Research Committee, or other boards, commissions and committees.

CONSTITUTIONAL REVISION

Perhaps the most far-reaching proposal to come before you will be the resolution which embodies a revision of sections of the North Dakota Constitution. The prestigious committee which has been working on Constitutional revision has made a courageous and a masterful contribution to our state in its forward-looking proposals to simplify and strengthen our basic document. The Director of the North Dakota Legislative Research Committee in his article, "Why Change our State Constitution," has some terse but pertinent comments on Constitutional revision. He says, "The respective legislatures are, therefore, the key to the vitality and strength of the states as vital political institutions in the American state-federal system. It is principally upon this branch that the self-imposed restrictions of state constitutions most effectively throttle vital decisions affecting state and local government The States themselves have created a vacuum which they refuse to permit themselves to fill. The political governmental world is no more tolerant of a vacuum than is the physical world, and this self denial on the part of the states has become one of the clear causes of the increase in the power of the federal government.

Yet, while the states loudly lament this increase in federal government, they fail to put their own houses in order so as to make federal action unnecessary."

There may be some changes called for in the recommendations of the Constitutional Revision Committee, but I strongly support their recommendations as they have been amended by the Legislative Research Committee. This session would do well to express its gratitude to the Constitutional Revision Committee and again commission it to continue on in the coming biennium with its important work.

STATE GOVERNMENT REORGANIZATION

Closely allied to revision of the Constitution, but in many instances not necessarily contingent on such revision, is state government reorganization. We cannot judge the wisdom or question the motives which originally prompted the decisions to place state government departments, agencies, boards and commissions where they are within state government structure. However, we must assess these state government divisions and the services they perform in the light of present-day or future conditions and demands. There is much that can be gained in efficiency, economy and service by realignment or, in some cases, elimination of departments, agencies or even institutions.

In 1931, a study of state government was made with the objective of legislative action in state government reorgan-

ization. That study was completed in the midst of national economic collapse. Subsequent legislatures were so demoralized and fraught with economic problems that little or no action resulted from the study.

In 1942, a report of the North Dakota Governmental Survey Commission was published. This Commission had been created by the 1941 Legislative Assembly. The three-man survey commission was composed of Governor John Moses, State Senator Milton R. Young, and State Representative Targie Trydahl. This Commission's report was based on an exhaustive study by a professional firm specializing in governmental organization. Even though it was made more than twenty years ago, the report of the Commission is amazingly pertinent today.

It has withstood the test of time and is of even more urgent value today than when it was first published. Several outstanding advances in state government such as the Legislative Research Committee and the Department of Accounts and Purchases resulted from the report. But, for the most part, the State Government Reorganization Report of 1942 became the victim of the pressing attentions being directed toward winning World War II.

There is a vast amount of government reorganization which could take place in this session. However, I make the following recommendations on the basis of their pressing needs:

The Division of Labor should be moved from the Department of Agriculture to a position of full and separate departmental status. The Workmen's Compensation Bureau, the Unemployment Compensation Division, and the State Employment Service should be installed as divisions under the Department of Labor.

The collection of state revenue should be the responsibility of only one department — the Tax Department. The collection of motor fuel taxes should be moved from the Auditor's department to the Tax Department. The collection of liquor and beer taxes should be moved from the State Treasurer's responsibility to the Tax Department. The collection of oleomargarine taxes should be moved from the Treasurer's Office and placed under the Tax Department. The Motor Vehicle Registrar's Office should be shifted to the Tax Department. The efficiencies of centralized data processing and the elimination of overlapping staff duties can result from reorganization of our tax collection services into the Tax Department. The taxpaying public needs to be able to conduct its tax business with only one department.

The Board of Administration has long been a controversial part of state government. Its responsibilities under the law reveal that it has been somewhat of a catch-all to receive institutions and agencies which, at the time, did not appear to belong anywhere in particular.

Today, the institutions and agencies under the Board of Administration bear a closer relationship to other strong state departments than they do to the Board. Clearly, the Board of Administration should be abolished. I recommend that the State Hospital at Jamestown, the State School at Grafton, and the Tuberculosis Sanatorium and Retarded Children Center at San Haven be placed under our

Department of Health on July 1, 1965. I recommend that the remainder of the Board of Administration's responsibilities be phased out to other state departments on July 1, 1967, following an interim study of the matter by the Legislative Research Committee.

The Budget Board has been very faithful in discharging its duties in the time available. However, I am sure that the majority of the Budget Board would agree with their vice chairman that our state's budgeting has become so complex that we should follow the lead of forty-four other states and adopt a system of an executive budget. I strongly support this view. I recommend that a Division of the Budget be placed in the Department of Accounts and Purchases so that budget preparation can be a continuous process from one legislative session to the next.

Our state has long depended upon its National Guard as the arm of government which could cope with insurrection, riots and disasters. But the advent of the atomic bomb created a type of mass disaster which would require extensive civilian participation in planning national survival. Thus, Civil Defense was born. It is now evident that there is a need for a very close coordination between our Civil Defense system and our National Guard as they cope with disasters either large or small. It has been proved in recent years that in the event of disaster, it is the National Guard which has the heavy equipment and the trained operating personnel to move quickly to provide relief. I therefore urge you to place our state Civil Defense system under the Adjutant General and within the administrative structure of our National Guard.

North Dakota is the most agricultural state in the nation. We should have the strongest, most purposeful Department of Agriculture of all of the fifty states. Over the years, agencies have been created outside of the Department of Agriculture to serve special segments of farming. The time is here to bring all of these agricultural agencies as divisions into an integrated Department of Agriculture.

Our concepts of consumer protection and public health have sharpened since the first pure food laws went into effect. The State Laboratories Department has filled a need for many years. Today, the functions of agencies which guard the public health should be centered in our State Department of Health. I recommend that such services now rendered by the Department of Agriculture and the State Laboratories Department for the protection of consumer health be assigned to the State Department of Health and its Health Districts. I urge that, by resolution, you instruct the Legislative Research Committee to study the activities now carried out by the State Laboratories Department in fields other than the maintenance of human health to determine the extent of consumer protection which is needed in this day and age of extensive federal inspection. It is my opinion that all of the functions of the State Laboratories Department could be either assigned to related departments or abandoned.

We will in time see the advisability of a Department of Conservation. We see many examples of present agencies such as the State Game and Fish Department, the Water Conservation Commission, the Soil Conservation Committee, the State Historical Society and State Parks Division,

the State Forester, and the agricultural experiment stations working at purposes that are not well coordinated. I urge that the Legislative Research Committee be directed to recommend legislation in 1967 setting forth the agencies and functions which should come under a Department of Conservation.

The Constitutional Revision Committee will be considering the remainder of our State Constitution in the coming biennium. I recommend such governmental reforms as the establishment, by legislative act, of a Department of Commerce containing business and professional regulatory agencies, and a Department of State Business Operations.

These improvements in administrative organization should be considered at the same time as we ponder revising the remainder of the Constitution.

REAPPORTIONMENT

Representative government implied that legislative representation be based as nearly as is practical upon equal numbers of citizens in each legislative district. The recent ruling by the United States Supreme Court leaves no alternative but that we reapportion both our House and our Senate in this session or have the matter turned over to the federal court for solution immediately following our adjournment. I urge you to make reapportionment an early order of business and determine that it shall take place here rather than in court.

I wish I could foresee a hope of retaining our State Senate on its modified area basis, for I am one who regarded area representation in one of the two houses as a positive force rather than a detriment to Representative Government. It now appears, however, that county lines will often be violated in carving out new legislative districts which conform to the requirements of our federal Constitution. Our State Senators will be selected from the same districts or combinations thereof which elect our State Representatives. To attempt to set up State Senate districts which do not conform to reapportioned House of Representative district boundaries would result in election chaos. There will, however, be a positive side reaction to the United States Supreme Court ruling on reapportionment. Many thinly populated counties, in losing their guaranteed House member or Senator, will be losing the only justification in these days of high costs for continuing the county as a political subdivision. Now we can expect counties to seek tax economies by consolidation of the counties themselves or some of the services they render. We must be sure that our state laws make it as easy as possible for counties to make these adjustments.

AGRICULTURE

Our state has been fortunate, following the 1961 drought, to have enjoyed three successive years of relatively good agricultural crops and prices. For the past three years, we have been back on top as the number one cash grain state of the nation. We lead all other states in the production of hard red spring wheat, durum, rye, malting barley, flax seed and sunflower seed. Our dry, cool climate has made us a state of remarkable quality control of our agricultural production.

Farming is so important as our basic industry that we must continually seek to expand our farm income, even while we seek to diversify our sources of total state economic gross product from other sources. Grain marketing improvement continues to be a pressing need. I recommend that the Minnesota Legislature be urged by you to eliminate Section 233.07 of the Minnesota Code, which requires a duplication of federal grain grading. Failure to have this problem solved legislatively will only cause further lawsuits as we continue to seek enlargement of the favorable federal court decision obtained last fall.

To show this state's determination to offer grain grading services to all of our shippers, I recommend that the grain grading service in the State Seed Department at North Dakota State University be reinstated. I would further recommend that the State Seed Department be authorized to purchase present private grain grading services if these services become available for purchase. Grain grading in the marketing channel is a function which is not designed to serve the best interest of the grain grader, but rather is designed to give unbiased third-party service for the benefit of the producer, shipper and buyer. Like the commercial grading of potatoes, dairy products, meats and other farm commodities, the grading of grain should be a responsibility of government.

A question often asked is, "Why are we a major producer but not a major processor of agricultural commodities?" North Dakota's aspirations to obtain increased numbers of food and feed processing industries depend in part upon the cooperation we receive from the railroads serving us.

A food or feed processing industry of any size would have to buy the raw product on the basis of an established grade. Grain which leaves North Dakota before a grade has been placed on it is not available for purchase or diversion to North Dakota industrial purchasers. I urge you to require by law that any railroad on which North Dakota grain originates be required to furnish hold points for grain sampling at such locations as are designated by our Public Service Commission. Failure of railroads to grant hold points in years past has assured that processing would take place to the east of our state.

The state's gross agricultural product measured in dollars is simply total yield times price. There is a constant erosive action by critics of price supports and controlled production in favor of the free market boom and bust philosophy. Since farm costs do not follow the boom and bust movement but continue on a slowly rising trend, I urge you to ask Congress and the President to strengthen the price support of wheat and of feed grains. The cost-price squeeze has already forced thousands of our farm families off the land and out of the state. Attrition to the number of families on our farms is a mounting social and economic problem for every North Dakota community.

More intensive use of our present farm units is one method of holding our farm families on the land. Irrigation is one method of intensifying land use and stabilizing farm production at a higher level. Hundreds of people have been working for two decades to bring large-scale irrigation to North Dakota. A strong resolution from this 39th Legislative Assembly to the Congress and President of the United

States in support of the Garrison Diversion Unit would be timely and prudent.

ECONOMIC DIVERSIFICATION

The North Dakota Bar Association has adapted the uniform commercial code to our laws. The modernization of our business procedures under a state law which is the standard law in an increasing number of states would enhance our business and industrial climate for our existing businesses and those who might seek to locate here. I recommend its adoption.

The fabulous beauty of our Badlands, the largest body of water between the Great Lakes and the Pacific, the nation's top rodeo cowboys, the best waterfowl shooting anywhere, an Indian heritage, four beautiful seasons, and an air conditioned northern route highway system second to none are only a few of our natural advantages so attractive to out-of-state visitors.

The development of our outdoor recreation industry and tourist business offers the most immediate advancement in the direction of rapidly expanding our state's total income. I urge you to provide increased financial support for our Travel Department, our State Historical Society, our State Parks Division, our state water resource development program, and our Economic Development Commission. I am asking that an Outdoor Recreation Agency be created and funded in order that we might effectively participate in the Federal Outdoor Recreation Planning and Development Program. It would be appropriate for this body to add its endorsement to the efforts to obtain a scenic highway through the Badlands, connecting the North and South Units of Roosevelt Park.

Our crude oil industry has shown sound growth in the past two years, but constantly increasing Canadian imports of crude oil into our marketing area pose a threat to our crude oil economy. As our oil fields mature, we marvel at the way entire fields are operated as a unit in order to obtain a maximum secondary recovery of oil. So critical will be the need to institute unitized secondary recovery in many fields soon, that I urge you to enact an Oklahoma-type unitization law with appropriate protection to small interests.

OUR HUMAN RESOURCES

We need to continually examine the society in which we live and ask ourselves if we are truly doing those things we could and should do to make this state a better place for people to grow up in, work in, and retire in.

Our record in support of education in ratio to our personal income has been excellent. But we need to do much more. In 1959, the 36th Legislative Assembly strove to establish a foundation program to provide state support equal to sixty percent of the average cost of educating our children at both primary and secondary levels. Rising costs have caused our state support to now equal only about thirty-eight percent of current per pupil costs. I recommend a substantial increase in the per pupil payments in the education foundation program to bring state support up to at least fifty percent of per pupil cost.

Most of our concern in the field of education in this session will be over our need to provide greater state tax sup-

port to our public schools and our state institutions of higher education. This will be necessary if we keep up with increasing enrollment and the constant competition to improve the quality of our education. But there is another less glamorous field of educational opportunity which has in recent years been served only by the Manpower Training Act. Poverty exists principally among the untrained and the unskilled. Yet, work is available for those who only a surprisingly small amount of training. Perhaps it is that self-confidence and pride which go with knowing that you are a necessary human on this earth and that your work is a necessary contribution to society that have made the Manpower Training Program a productive life-saver to so many unskilled people. Adequate support by you of the Manpower Development and Training Act matching program could actually reduce indirectly other costs such as welfare and delinquency, which are by-products of people who possess little ability to hold down a job.

The war on poverty is a genuine battle. It will be waged over a broad front and various programs old and new will be used as weapons. You might think that we have no poverty problem in North Dakota. Until we realize that we have 16,000 young people between the ages of sixteen and twenty-one who come from families with less than \$1,000 annual income, we cannot comprehend the need that exists under our own noses. It is for these young people that the war on poverty is designed. I strongly urge you to establish a state agency to direct our state's efforts and help local communities in this complex federal program known as the the Economic Opportunity Act.

When we speak of holding down jobs and the need to have people who possess at least minimum skills, we need also to think in terms of what will be minimum wages. A tragic reflection of our attitudes toward our citizens with minimum skills has been our record on minimum wage legislation. A minimum wage of \$1.00 per hour amounts to only \$160.00 per month based on a forty-hour week. I recommend that we adopt not less than \$1.00 per hour as this state's minimum wage.

The social changes taking place in every community in North Dakota are creating new problems, all of which are seeking solutions. In our youth today, we find a need to channel their pent-up energies in ways that do the young people and their communities good. Physical fitness, jobs, automobiles, delinquency — these are some of the considerations which need to be monitored and quided by up-to-date programs for youth.

Our parents and grandparents living in this state are also finding themselves swept up in the rapid social change. Earlier retirement, longer life and a desire to keep contributing to society create a situation for our older citizens which cannot be taken lightly. The needs of our elderly today will be the needs of all of us in time. A compassionate state government must keep tuned to the needs of its elderly. I recommend that the separate voluntary Governor's Committee on Youth, on the Aged, and on the Handicapped be encouraged. These committees should be authorized an executive secretary to serve their needs from one office funded in the Public Welfare Department.

Upon President John Kennedy's request, a voluntary Commission on the Status of Women was formed in North

Dakota. That Commission's report will be available to you. I recommend that improvements in our laws be made to bring about equality under the law where discrimination against women might now exist.

When we talk of human resources, we are speaking of people like you and me, or our loved ones. Even the thought of one of us using our state institutions such as the State Hospital at Jamestown, the State School for the retarded at Grafton, and our other state institutions oftentimes seems remote. Yet, there are those among us who have first-hand knowledge of the remarkable accomplishments of our charitable institutions in spite of inadequate state support.

If someone told you that there was a hospital in North Dakota where the cost per patient day was less than \$5.50, you would be forgiven if you expressed disbelief. The State Hospital at Jamestown returns 1,600 patients per year back to private life and does so at a cost of less than \$5.50 per patient day. This cost includes board, room, drugs, nurses, aides, doctors, psychiatrists and everything else. Obviously, a mental treatment program in 1965 that must operate on an average cost of \$5.50 per patient day is a pitiful spectacle — particularly when you realize that private institutions having the same treatment responsibility have a per patient day cost of approximately six times as much.

We must permit more funds in this session for our charitable institutions — if only to reflect cost of living increases and the availability of more effective but costlier treatment methods. Once again, it needs to be mentioned that timely investments in treatment or rehabilitation often prevent a much costlier bill for the state for welfare or for institutionalizing individuals for long periods of time. I must pay tribute to the superintendents of our charitable and penal institutions, who are performing so magnificently despite the severe financial handicaps under which they must operate.

OUR HERITAGE

Does being a North Dakotan mean anything special to you? It should. If your ancestors were pioneers in this state, you have sprung from remarkably hardy stock. The ethnic groups, often direct from the Old Country, settled this state, for the most part, in the past one hundred years. These early settlers came here because they sought freedom, opportunity and a challenge. Here, like fine steel, they were tempered in fire — the fires of adversity. Those who survived the blizzards, drought, hail, rust, heat and loneliness were truly a selection of the strongest and most determined. We have a rich North Dakota heritage that began with Lewis and Clark and is still being made by such present-day giants as Eric Sevareid, Lawrence Welk, Dorothy Stickney, Roger Maris and Ivan Dmitri.

We need to do much more than we are doing to preserve our heritage — so rapidly slipping beyond the horizon.

North Dakota needs a Heritage Center. We need a place where the citizen, the student, the tourist can trace the development of our state by viewing the relics of the past. The color and customs of our Indians, our western frontiersmen, our cowboys, our Swedes, Germans, Icelanders, and all of our other ethnic groups need to be preserved. The historic development of our natural resources, oil, lignite, salt

and our electric power generation should be accurately recorded and displayed. North Dakota art should be shown and its development traced.

In order to do justice to raising the esprit de corps that should spring in the hearts of every generation of North Dakota, I propose a Heritage Center Building for the Capitol grounds in Bismarck. Such a building should be designed for adding to, as the decades roll by unfolding more of what will become a part of our North Dakota heritage. The building I propose would take the place of the inadequate Liberty Memorial Building now housing a small collection of our state's historical treasures. With the rapid rise in tourism, I believe a state Heritage Center could be made to be self-supporting.

CONCLUSION

I have, in this message, spoken of some of the needs of our state. I am sure you were conscious of the fact that many of the recommendations would require increased appropriations. Some of these increased appropriations would stimulate the economic activity in our state and should be regarded as investment spending. Other increased appropriations would not stimulate economic activity, but must be regarded as the price we must pay if we want the services of the state expanded or maintained. To discuss budgeting, fiscal practices and taxation in a more thorough manner, I will submit to you a printed addendum to this message tomorrow.

Budgeting and taxation are all important considerations. But we must not allow public finance to become an end in itself. We must not let fear of the future paralyze us into inactivity. We have before us a legislative challenge for progress that is unparalleled in our state's history. Let's make the 39th Legislative Session stand out as the greatest!

Benediction by The Reverend Benson, Rabbi Diamant and the Reverend Engel.

Rep. Giffey moved that the joint session be now dissolved, which motion prevailed, and the House stood recessed until 1:30 p.m., January 7, 1965.

DONNELL HAUGEN, Chief Clerk.

SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 7, 1965

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

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

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Select Committee on Telephone Service and Operation of Loud Speaker Equipment wishes to make the following report:

Lynn Runck of Durbin was engaged to operate and maintain the telephone service and loud speaker equipment for the following charges:

\$13.00 per day for operation of the telephone service and loud speaker equipment.

Following is the list of telephones that have been installed in the capitol building for the House of Representatives together with the monthly rates and installation charges:

Name	Ext. No.	Monthly Cost	Install Cost
Speaker of the House.....	541	2.40	5.00
House Chief Clerk.....	542	2.80	7.00
House Appropriations Committee	543	2.80	7.00
House Stenographer Rm.	546	2.40	5.00
House Hearing Room.....	547	2.80	7.00
House Committee Clerk..	545	2.40	5.00
House Booth.....	548	2.80	7.00
House Booth.....	549	2.80	7.00
House Booth.....	550	2.80	7.00
House Telephone Clerk...	551	6.40	10.00
Engrosser and Enroller...	523	2.40	5.00
Two Incoming Trunks.....		23.90 @ 11.95 ea.	20.00
Two Outgoing Trunks.....		36.00 @ 18.99 ea.	20.00
Three Full Time Intra WATS Lines		1770.00 @ 590.00 ea.	30.00

This does not include any long distance charges or special services which might occur during the session.

An individual "Q" number will be assigned to each member for his use in making necessary toll calls on legislative business when away from the House, and in making the same type of calls to numbers outside of North Dakota.

Telephone operators will be paid a total of \$260.00 extra, during session in payment of extra work involved during session and a telephone operator was engaged to operate

the main telephone switchboard in the capitol on Saturday afternoons, late or evening sessions at the rate of \$3.00 per hour.

Representative Giffey moves the adoption of the report.

ROLL CALL

The question being on the adoption of the report of the Committee on Telephone Service and Operation of Loud Speaker, the roll was called and there were ayes, 102; nays 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Gronhovd	Opedahl
Anderson	Gudajtes	Poling
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hickle	Ruddy
Borstad	Hilleboe	Rundle
Boustead	Hoffner	Rustan
Bowles	Ivesdal	Sanstead
Bowman	Johnson, Barnes	Schaffer
Breum	Johnson, Billings-	Shablow
Brown	Bow.-G.V.-Slope	Shorma
Bruner	Knudsen	Skaar
Burk	Krenz	Solberg
Christensen	Kvasager	Staven
Christopher	Lang	Stenhjem
Coles	Larsen	Stockman
Connolly	Larson	Strand
Dahlen	Leer	Streibel
Davis	Linderman	Tough
Dick	Loerch	Tweten
Dornacker	Lundene	Unruh
Duncan	Meschke	Vogel
Elkin	Meyer	Wagner
Erickson, Ward	Miller	Wastvedt
Fossum	Montplaisir	Welder
Frank	Mueller	Wentz
Froeschle	Myhre	Whittlesey
Ganser	Obie	Wilkie
Gengler	Olafson	Williamson
Gietzen	Olienyk	Winge
Giffey	Olson	Mr. Speaker
Glaspey		

Absent and not voting:

Collette	Hertz	Schoenwald
Erickson,	Jungroth	Stallman
Mountrail	Powers, Barnes	

So the report was adopted.

FIRST READING OF A HOUSE RESOLUTION

Reps. Streibel and Giffey introduced:

House Concurrent Resolution "A". Garrison Diversion Unit.

Rep. Giffey moved that House Concurrent Resolution "A" be read in its entirety, which motion prevailed.

Rep. Giffey moved that House Concurrent Resolution "A" be printed in its entirety in the House Journal and not in bill form, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "A"

Introduced by Representatives Streibel and Giffey

GARRISON DIVERSION UNIT

1 WHEREAS, a substantial irrigation development for
2 North Dakota was not only promised, but was specifi-
2a cally
3 authorized as an integral part of the Missouri River
3a Basin
4 Project in the Flood Control Act of 1944, to partially
5 offset the loss experienced in the State by the acquisi-
5a tion
6 of over 550,000 acres of valuable agricultural lands by
7 the Federal Government for the construction of the
7a Garrison
8 and Oahe dam and reservoir projects on the Missouri
8a River;
9 and
10 WHEREAS, the United States Bureau of Reclamation
10a has
11 determined from exhaustive studies and investigations
12 conducted over the past twenty years, that the multiple
13 purpose Garrison Diversion Unit and irrigation
13a development
14 proposed therein is engineeringly and economically
15 justifiable and feasible; and
16 WHEREAS, legislation that would reauthorize the
17 Garrison Diversion Unit has been proposed in each
17a Congress
18 since 1957, and has been the subject of extensive and
19 thorough Congressional hearings held during the
19a intervening
20 years, at which strong and consistent project support
20a has
21 been given by the State's Congressional delegation,
22 Governor, Legislature, potential irrigators, farm,
23 business, labor, industrial, professional and agricultural
24 organizations and leaders, as well as from basin-wide
24a and
25 national water resources organizations, and by the last
25a two
26 Administrations; and
27 WHEREAS, the United States Senate in the 88th
27a Congress,
28 Second Session, passed a bill authorizing the construc-
28a tion
29 of the initial 250,000 acre phases of the Garrison Diver-
29a sion
30 Unit, and the United States House of Representatives
31 Committee on Interior and Insular Affairs in the same
32 session, reported out favorably and recommended for
32a passage
33 a bill, H.R. 1003, as amended, authorizing the construc-
33a tion
34 of the initial phase of the Garrison Diversion Unit,
34a which
35 report and amended bill were acceptable to the spon-

35a sors of
 36 the reauthorizing legislation, but said H.R. 1003 failed
 37 to receive House action because of lack of time before
 38 sine die adjournment of the 88th Congress:
 39 NOW, THEREFORE, BE IT RESOLVED by the
 39a House of
 40 Representatives of the State of North Dakota, the
 40a Senate
 41 concurring therein, that the 39th Legislative Assembly
 41a of
 42 the State of North Dakota hereby expresses its
 42a unequivocal
 43 support for the early development of the Garrison
 43a Diversion
 44 Unit and fully concurs in and endorses the presenta-
 44a tions by
 45 Governor William L. Guy and other proponent
 45a witnesses at
 46 the hearings in the 88th Congress on S. 178 and H.R.
 46a 1003,
 47 and companion bills; and
 48 BE IT FURTHER RESOLVED that the 89th Congress
 48a be and
 49 it is hereby most respectfully urged to take early action
 50 to effect enactment of legislation authorizing the
 51 construction of the Garrison Diversion Unit along the
 51a lines
 52 of S. 34, H.R. 1718 and H.R. 237, 89th Congress; and
 53 BE IT FURTHER RESOLVED that copies hereof be
 54 transmitted by the Secretary of State to the members of
 55 the North Dakota Congressional delegation, the
 55a Chairmen
 56 of the Senate and House Committees on Interior and
 57 Insular Affairs, President of the Senate, Speaker of the
 58 House, the President of the United States, the Secretary
 59 of the Interior, the Assistant Secretary of the Interior
 60 for Water and Power, and the Commissioner, Bureau of
 61 Reclamation.

Rep. Giffey moved that House Concurrent Resolution "A" be messaged immediately to the Senate, which motion prevailed.

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

Rep. Solberg moved that House Concurrent Resolution "A" be adopted, which motion prevailed and the resolution was declared adopted.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A", the roll was called and there were ayes, 107; nay, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes

Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hickle	Ruddy
Borstad	Hilleboe	Rundle
Boustead	Hoffner	Rustan
Bowles	Ivesdal	Sanstead
Bowman	Johnson, Barnes	Schaffer
Breum	Johnson, Billings-	Schoenwald
Brown	Bow.-G.V.-Slope	Shablow
Bruner	Jungroth	Shorma
Burk	Knudsen	Skaar
Christensen	Krenz	Solberg
Christopher	Kvasager	Stallman
Coles	Lang	Staven
Connolly	Larsen	Stenhjem
Dahlen	Larson	Stockman
Davis	Leer	Strand
Dick	Linderman	Streibel
Dornacker	Loerch	Tough
Duncan	Lundene	Tweten
Elkin	Meschke	Unruh
Erickson,	Meyer	Vogel
Mountrail	Miller	Wagner
Erickson, Ward	Montplaisir	Wastvedt
Fossum	Mueller	Welder
Frank	Myhre	Wentz
Froeschle	Obie	Whittlesey
Ganser	Olafson	Wilkie
Gengler	Olienyk	Williamson
Gietzen	Olson	Winge
Giffey	Opedahl	Mr. Speaker
Glasphey		

Absent and not voting:

Collette Hertz

So the resolution was declared adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 7, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

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

DONNELL HAUGEN, Chief Clerk

Reps. Solberg, Davis and Winge (From LRC Study) introduced:

House Resolution No. 1. A resolution authorizing and directing the department of accounts and purchases to furnish office and secretarial equipment for use of the House of Representatives.

Which was read the first time.

Rep. Giffey moved that House Resolution No. 1 be printed in its entirety in the House Journal and further action delayed one legislative day, which motion prevailed.

HOUSE RESOLUTION NO. 1

Introduced by Representatives Solberg, Fossum, Davis, and Winge.

(From LRC Study)

A resolution authorizing and directing the department of accounts and purchases to furnish office and secretarial equipment for use of the House of Representatives.

- 1 WHEREAS, the cost of conducting the Legislative
 1a Assembly has
 2 been increasing over the years even though efforts
 2a have been made
 3 to keep such cost at a minimum; and
 4 WHEREAS, the rental of office and administrative
 4a equipment is
 5 a basic item in the cost of conducting the Legislative
 5a Assembly
 6 that has continually increased; and
 7 WHEREAS, it appears that the purchase of most
 7a office equipment
 8 through the department of accounts and purchases for
 8a the use of the
 9 House of Representatives and the Senate to be re-sold
 9a to other state
 10 departments at the termination of the Legislative
 10a Assembly will
 11 result in a savings to the Legislative Assembly of
 11a \$2,605.84, when
 12 compared to rental costs during the last legislative
 12a session, and a
 13 substantial additional saving to departments purchas-
 13a ing such legis-
 14 lative equipment at a discount following the session.
 15 NOW, THEREFORE, BE IT RESOLVED BY THE
 15a HOUSE
 16 OF REPRESENTATIVES OF THE STATE OF NORTH
 16a DAKOTA:
 17 That the department of accounts and purchases is
 17a authorized and
 18 directed to furnish all office and administrative equip-
 18a ment, except
 19 such equipment as may be desired for specialized pur-
 19a poses, at a
 20 charge to the House of Representatives of ten percent
 20a of the cost of
 21 such equipment and that such equipment be re-sold
 21a at the termination
 22 of the Legislative Assembly to other state departments
 22a at a ten per-
 23 cent discount.

FIRST READING OF HOUSE BILLS AND
 RESOLUTIONS

Committee on Appropriations introduced:

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.

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

Committee on Appropriations introduced:

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 Grand Forks, North Dakota.

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

Committee on Appropriations introduced:

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.

Committee on Appropriations introduced:

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.

Committee on Appropriations introduced:

House Bill No. 505. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 506. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 507. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the State Industrial School at Mandan, North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 508. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the State Penitentiary and State Farm.

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

Committee on Appropriations introduced:

House Bill No. 509. A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant at the State Penitentiary.

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

Committee on Appropriations introduced:

House Bill No. 510. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

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

Committee on Appropriations introduced:

House Bill No. 511. 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.

Committee on Appropriations introduced:

House Bill No. 512. 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.

Committee on Appropriations introduced:

House Bill No. 513. 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.

Committee on Appropriations introduced:

House Bill No. 514. 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.

Committee on Appropriations introduced:

House Bill No. 515. A Bill for an Act making an appropriation for vocational agriculture, vocational home economics, business education, trade and industrial education.

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

Committee on Appropriations introduced:

House Bill No. 516. A Bill for an Act making an appropriation for salaries, and expenses of the division of vocational rehabilitation and to match federal funds for rehabilitating disabled persons.

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

Committee on Appropriations introduced:

House Bill No. 517. A Bill for an Act making an appropriation to the Department of Public Instruction, for the

purpose of paying salaries and other expenses of the Director of Surplus Property.

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

Committee on Appropriations introduced:

House Bill No. 518. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

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

Committee on Appropriations introduced:

House Bill No. 519. A Bill for an Act making an appropriation for the purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 520. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the State of North Dakota, for which there are no facilities in the State.

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

Committee on Appropriations introduced:

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.

Committee on Appropriations introduced:

House Bill No. 522. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as provided for by Title 37 of the North Dakota Century Code.

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

Committee on Appropriations introduced:

House Bill No. 523. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

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

Committee on Appropriations introduced:

House Bill No. 524. A Bill for an Act to make an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

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

Committee on Appropriations introduced:

House Bill No. 525. A Bill for an Act making an appropriation for salaries and expenses of the governor's committee on employment of the physically handicapped.

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

Committee on Appropriations introduced:

House Bill No. 526. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

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

Committee on Appropriations introduced:

House Bill No. 527. A Bill for an Act making an appropriation for the purpose of administering the provisions of chapter 54-50 of the North Dakota Century Code.

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

Committee on Appropriations introduced:

House Bill No. 528. A Bill for an Act providing for Theodore Roosevelt Rough Rider Awards, selection of award recipients, and making an appropriation.

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

Reps. Christensen and Poling (Recommended by Legislative Audit and Fiscal Review Committee) introduced:

House Bill No. 529. A Bill for an Act granting authority to the state examiner to transfer certain mineral rights now in his custody.

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

Reps. Christensen and Poling (Recommended by Legislative Audit and Fiscal Review Committee) introduced:

House Bill No. 530. A Bill for an Act to amend and reenact section 54-12-08 of the North Dakota Century Code, relating to compensation for special assistant attorneys general.

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

Reps. Christensen and Poling (Recommended by Legislative Audit and Fiscal Review Committee) introduced:

House Bill No. 531. A Bill for an Act to create and enact sections 44-08-05.1 and 54-14-07 of the North Dakota Century Code, relating to the approval of vouchers for the expenditure of public funds and the penalty for violation thereof, and to the promulgation of rules by the state auditing board; to amend and reenact sections 44-08-03, 44-08-04, 44-08-05, 54-06-09, 54-14-03, and 54-14-04 of the North Dakota Century Code, relating to the claiming, paying, and receiving of travel expenditures and the violation thereof, and to repeal section 54-14-05 of the North Dakota Century Code, relating to printing on vouchers penalty for false certification.

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

Reps. Christensen and Poling (Recommended by Legislative Audit and Fiscal Review Committee) introduced:

House Bill No. 532. A Bill for an Act to transfer certain dedicated funds from the general fund and to amend and reenact sections 39-17-02 and 57-32-04 of the North Dakota Century Code, relating to deposits in certain funds.

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

Reps. Davis, Dornacker, Giffey, Hauf, Knudsen, Shablow, Wilkie (From LRC Study) introduced:

House Bill No. 533. A Bill for an Act to create and enact section 57-34-12 and to amend and reenact sections 57-34-01, 57-34-02, 57-34-03, 57-34-05, 57-34-06, 57-34-10, and 57-34-11 of the North Dakota Century Code, relating to the taxation of mutual and cooperative telephone associations and private or commercial telephone companies exclusively engaged in providing telephone service to rural areas and cities and villages with a population of five hundred persons or less, and to repeal sections 57-34-07 and 57-34-09 of the North Dakota Century Code, relating to reports to county auditors and distribution of funds within taxing districts, and providing an effective date.

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

Reps. Backes, Davis, Dornacker, Giffey, Hauf, Knudsen, Miller, Shablow, Wilkie (From LRC Study) introduced:

House Bill No. 534. A Bill for an act to amend and reenact subsection 2 of section 57-39-09, sections 57-39-12 and 57-39-13, subsection 1 of section 57-39-14, subsection 1 of section 57-39-16, subsection 5 of section 57-40-06, and subsection 1 of 57-40-18 of the North Dakota Century Code, relating to the administration of and hearings upon sales and use tax returns, the issuance and fees for sales tax permits, and civil penalties for failure to file returns or pay taxes due within the proper time.

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

Reps. Backes, Davis, Dornacker, Giffey, Hauf, Knudsen, Miller, Shablow, Wilkie (From LRC Study) introduced:

House Bill No. 535. A Bill for an Act to amend and reenact subsection 1 of section 57-40-03 of the North Dakota Century Code, relating to exemptions from the use tax.

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

Reps. Backes, Davis, Dornacker, Giffey, Hauf, Knudsen, Miller, Shablow, Wilkie (From LRC Study) introduced:

House Bill No. 536. A Bill for an Act to amend and reenact subsections 7 and 8 of section 57-40-01 of the North Dakota Century Code, relating to the definition of "retailer" and "retailer maintaining a place of business in this state" for use tax purposes.

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

Reps. Dornacker, Giffey, Hauf, Knudsen, Wilkie (From LRC Study) introduced:

House Bill No. 537. A Bill for an Act to create and enact sections 57-39-02.1 and 57-40-02.1, and to amend and

reenact subsections 3 and 6 of section 57-39-01, section 57-39-02, subsection 10 of section 57-39-03, subdivision a of subsection 6 of section 57-40-01, subsection 10 of section 57-40-01, section 57-40-02, and subsection 5 of section 57-40-03 of the North Dakota Century Code, making the sales and use tax permanent at a two percent rate, placing sales and use of liquor, wine, beer, cigars, tobacco, cigarettes and cigarette products, and oleomargarine under the sales and use tax provisions, placing a temporary rate in addition to the two percent on the articles taxed under the sales and use tax, relating to the imposition of sales and use taxes on articles purchased for rental purposes and making casual sales by retailers of goods normally carried in their stock subject to the sales and use tax, and to repeal section 5-03-26, subsections 9 and 10 of section 57-36-01, and sections 57-36-25 and 57-36-26, providing for an excise tax on commodities used in mixed drinks and an excise tax on cigars and tobacco products in lieu of sales and use taxes.

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

Reps. Haugland, Aamoth, Anderson, Wagner, Powers of Cass, and Gietzen (From LRC Study) introduced:

House Bill No. 538. A Bill for an Act to amend and reenact section 23-02-23 of the North Dakota Century Code, relating to the availability of state records by the division of vital statistics and relating to the destruction of welfare records.

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

Reps. Haugland, Aamoth, Anderson, Wagner, Powers of Cass, and Gietzen (From LRC Study) introduced:

House Bill No. 539. A Bill for an Act relating to the protection of children who have had physical injury inflicted upon them, requiring reports from physicians and other persons, the investigation of alleged mistreatment of children, immunity of liability, and presentation of privileged communications.

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

Reps. Solberg, Mueller, Winge, Breum, Bowman, and Glaspey (From LRC Study) introduced:

House Bill No. 540. A Bill for an Act to create and enact sections 61-04-28 and 61-07-34 of the North Dakota Century Code, relating to application for and correction of water permits and to provide a statute of limitations in cases wherein it is claimed an irrigation district is liable for damages resulting from negligence or carelessness; to amend and reenact sections 15-11-09, 61-01-01.1, 61-02-64, 61-02-64.1, 61-02-70, 61-04-02, 61-04-06, 61-04-09, 61-04-14, 61-04-15, 61-04-22, 61-04-23, 61-04-25, 61-16-08, 61-16-15, 61-16-17, 61-16-18, 61-20-05, 61-20-06, 61-20-07, 61-26-01, and 61-26-02 of the North Dakota Century Code, relating to the application, transfer, and forfeiture of water permits; the terms of office of commissioners of water management districts; the construction and repair of dams; the moneys paid out and reimbursed to the North Dakota state water commission; to provide for the transfer of the supervision

of artesian wells to the state water commission; and to provide that the water management districts may make application for joint use of drains located within drainage districts; and to repeal sections 61-04-08, 61-04-10, 61-04-13, and 61-20-08 of the North Dakota Century Code, relating to applications for water permits, certificates of construction for water works, and the appointment of a deputy state geologist.

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

Reps. Solberg, Mueller, Winge, Breum, Bowman, and Glaspey (From LRC Study) introduced:

House Bill No. 541. A Bill for an Act to create and enact sections 55-01-10 and 55-02-07, and to amend and reenact sections 55-01-01, 55-01-02, 55-01-03, 55-01-04, 55-01-05, 55-01-07, 55-02-01, 55-02-01.1, 55-02-01.2, 55-02-02, 55-02-03, 55-02-04, 55-02-05, 55-02-06, 55-03-01, 55-03-02, 55-03-03, 55-03-05, 55-03-06, 55-03-07, subsection 7 of section 55-05-02, sections 55-07-01, 55-07-02, and 55-07-03 of the North Dakota Century Code, to provide for a state historical and parks board, a state historical society division, a state parks division, a superintendent for the state historical society division, a director for the state parks division; to provide for the protection of prehistoric and historic artifacts and sites found, located, or in the possession of another department of the state, county, or local government; to provide for the protection and licensing of paleontological sites, deposits, and materials.

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

Reps. Fossum, Hoffner, Reimers, and Streibel (From LRC Study) introduced:

House Bill No. 542. A Bill for an Act to create a higher education facilities commission and providing for its membership, powers, duties, and compensation, and providing for the allocation and expenditure of funds.

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

Reps. Fossum, Hoffner, Reimers, and Streibel (From LRC Study) introduced:

House Bill No. 543. A Bill for an Act to amend and reenact section 15-10-19 of the 1963 Supplement to the North Dakota Century Code, defining the term "nonresident" for the purposes of tuition at state institutions of higher education.

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

Reps. Fossum, Hoffner, Reimers, and Streibel (From LRC Study) introduced:

House Bill No. 544. A Bill for an Act to amend and reenact section 15-10-18 of the North Dakota Century Code, prescribing a method of determining nonresident tuition at state institutions of higher education.

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

Reps. Fossum, Hoffner, Reimers, and Streibel (From LRC Study) introduced:

House Bill No. 545. A Bill for an Act to create and enact section 54-16-12 of the North Dakota Century Code, relating to the granting by the state emergency commission of funds to institutions of higher education.

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

Reps. Bloom, Johnson of Barnes, Olienyk, Haugen, Bier, and Bilden (From LRC Study) introduced:

House Bill No. 546. A Bill for an Act making an appropriation for the establishment of the position of director of industrial arts and vocational education.

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

Reps. Tweten, Hertz, and Bergman (From LRC Study) introduced:

House Bill No. 547. A Bill for an Act to amend and reenact sections 49-05-04, 49-05-06, and 49-06-01 of the North Dakota Century Code, relating to public utility rate changes.

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

Reps. Tweten, Hertz, and Bergman (From LRC Study) introduced:

House Bill No. 548. A Bill for an Act to create and enact section 49-18-46, and to amend and reenact sections 49-11-16 and 49-13-06 of the North Dakota Century Code, relating to rail and motor carrier safety and equipment requirements and to repeal sections 49-13-01, 49-13-03, 49-18-27, 49-18-28, 49-18-29, and 49-18-30 of the North Dakota Century Code, relating to rail and motor carrier safety and equipment requirements.

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

Committee on Appropriations introduced:

House Bill No. 549. A Bill for an Act making an appropriation for salaries and expenses for Predatory Animal Control to the Commissioner of Agriculture and Labor.

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

REPORT OF SELECT COMMITTEE ON EMPLOYMENT

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

Assistant Chief Clerk.....	Richard Ista
Floor Clerk.....	Karen Rolfsrud
Floor Clerk.....	Jan Wahlers

REP. STALLMAN, Chairman

Rep. Stallman moved that the report of the committee on employment be adopted, which motion prevailed on roll call.

ROLL CALL

The question being on the motion to adopt the committee report, the roll was called and there were ayes, 107, nay, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Gudajtes	Poling
Anderson	Hardmeyer	Powers, Barnes
Backes	Harrison	Powers, Cass
Belquist	Hauf	Reimers
Bergman	Haugen	Rieger
Bier	Haugland	Rivinius
Bilden	Hertz	Rosendahl
Bloom	Hickle	Ruddy
Borstad	Hilleboe	Rundle
Bowles	Hoffner	Rustan
Bowman	Ivesdal	Sanstead
Breum	Johnson, Barnes	Schaffer
Brown	Johnson, Billings-	Schoenwald
Bruner	Bow.-G.V.-Slope	Shablow
Burk	Jungroth	Shorma
Christensen	Knudsen	Skaar
Christopher	Krenz	Solberg
Coles	Kvasager	Stallman
Connolly	Lang	Staven
Dahlen	Larsen	Stenhjem
Davis	Larson	Stockman
Dick	Leer	Strand
Dornacker	Linderman	Streibel
Duncan	Loerch	Tough
Elkin	Lundene	Tweten
Erickson,	Meschke	Unruh
Mountrail	Meyer	Vogel
Erickson, Ward	Miller	Wagner
Fossum	Montplaisir	Wastvedt
Frank	Mueller	Welder
Froeschle	Myhre	Wentz
Ganser	Obie	Whittlesey
Gengler	Olafson	Wilkie
Gietzen	Olienyk	Williamson
Giffey	Olson	Winge
Glaspay	Opedahl	Mr. Speaker
Gronhovd		

Absent and not voting:

Boustead	Collette
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So the committee report was adopted and the above named three employees were declared elected and were sworn in by the Speaker. Mrs. Robert Moses and Orville Holland who had been previously elected were also sworn in by the Speaker.

Rep. Streibel moved that Governor Guy's message to the legislature on "Budgeting, Fiscal Affairs, Taxation," be printed in the House Journal, which motion prevailed.

BUDGETING — FISCAL AFFAIRS — TAXATION

Definitions —

Budgeting implies that our government revenues are limited and, therefore, we need to make the best use of our limited dollars in obtaining the most for our tax money in state services. How true this is!

Fiscal affairs includes our business procedures in using state funds. It establishes our systems of purchasing, paying and accounting for goods and services.

Taxation is that process of annually levying from the

state's gross product sufficient revenues to operate the government.

Because all of these matters are inter-related, they are presented here together as an addendum to my message to the 39th Legislative Assembly in accordance with Section 75 of the North Dakota Constitution.

In The Beginning —

You and I must be in substantial agreement in estimating what the financial condition of the state government will be on June 30, 1965, as a point of departure in planning for the 1965-67 biennium. This is necessary if we are to consider appropriation bills and tax measures against the same background of information. Any estimates of future tax revenue or future government expenditure must be arrived at by a process that projects the experience of past tax revenue and expenditures into a future pre-constructed on what we know or can predict about conditions ahead. Our estimates must be reasonable and preferably conservative. A future which does exceed our expectations can do us no harm; but a future which falls short of our estimates would create serious problems in budgeting and fiscal affairs.

The Last Legislature's Estimates in 1963 —

The last session of the legislature was aware that state appropriations would exceed estimated state tax revenues by about 17 million dollars. I was in agreement with this estimate which was consistent with all of the factors known and in existence at that time. Shortly after the legislature adjourned, a series of events began which altered the best information available to legislators during the session.

These events included:

(1) The reorganization of the North Dakota Tax Department with resultant increases in tax collections.

(2) The turn-back of 8.75 million dollars of unspent appropriations on June 30, 1963. This sum vastly exceeded the amount estimated by the 1963 legislature.

(3) The continuation of a higher than average level of state agriculture gross product measured in dollars from 1952 into 1963 and 1964. This created a natural increase in government revenues.

(4) The institution of a second multi-million dollar public works program in missile site construction centered at the Grand Forks Air Force Base. All of these unforeseen happenings were of a positive economic nature and the by-product was increased state government revenues. These increased revenues and unspent appropriations, along with revenue increases from a broadened sales tax at a higher rate, made it possible for our state government to proceed safely through the biennium without the income which would have accrued from tax measures defeated in the 1963 referendum. I should stress that unforeseen happenings affecting government revenue can be negative as well as positive. Some restraint then is advisable in predicting economic conditions for the future. But it will be necessary for us to come to some agreement on government revenue estimates for the 1965-67 biennium in order

to intelligently pass on appropriation measures or tax measures.

**Actions of the Budget Board in Preparation
for this Session —**

The Budget Board, in its report to you, estimates an unobligated balance in the General Fund on June 30, 1965, to be 13.5 million dollars. They estimate revenues for the coming biennium of 96.75 million dollars. These are estimates based on our present tax program and a continuation of a stable level of economic activity. From these two figures, we total the amount that could be expended from the General Fund. We find this would then total 110.25 million dollars. This figure does not include transfers of profits from the Bank of North Dakota or the State Mill and Elevator.

In the present biennium, 4.25 million dollars in profits were transferred, by legislative authority, to the General Fund. Approximately the same amount of profits could be safely transferred to the General Fund in the next biennium. If this were done, the total expendable amount available to the General Fund in the next biennium would be increased to 114.5 million dollars. The above estimate of tax revenue presumes a continuation of the 2 mill state property levy. If the full allowable 4 mill state property levy were used, an additional 2.8 million dollars of tax revenue for the biennium would result.

An operating balance of at least 10 million dollars is recommended as necessary in the General Fund. If this amount were agreed upon as an operating balance, only 104.5 million dollars would then be available for expenditure.

Printed here is a statement of income estimates which guided the Budget Board:

SOURCE OF GENERAL FUND REVENUE

	Fiscal 6/30/60	Fiscal 6/30/61	Fiscal 6/30/62	Fiscal 6/30/63	Fiscal 6/30/64	Depts. Estimate	Budget Director Estimate	Budget Board Estimate
	In Millions of Dollars							
Sales and Use Tax	15.67	15.48	14.57	17.29	20.80	(1) 41.64	42.0	42.0
Income Tax	6.21	6.23	6.47	7.41	9.27	(1) 17.00	18.0	18.0
Cigarette, Cigars and Tobacco	2.92	3.06	3.10	3.20	3.22	(1) 6.60	6.6	6.6
Oil Production			1.75	1.91	1.97	(1) 4.00	4.25	4.25
Interest on Public Funds96	1.09	.97	(2) 2.30	2.0	2.0
Liquor and Beer Tax	3.01	3.08	2.87	3.34	3.52	(2) 6.92	7.4	7.4
Car Line Tax04	.05	.05	(2) .09	0.1	0.1
Estate Tax35	.40	.40	(2) .80	.8	.8
Oleomargarine Tax28	.29	.38	.35	.31	(2) .80	.6	.6
State Property Tax	1.19	1.17	1.29	1.38	1.36	(2) 2.70	2.8	2.8
Insurance Premium Tax	1.71	1.87	1.85	1.95	2.09	(3) 4.50	4.5	4.5
Mineral Leasing Fees (Federal)10	.10	.19		.3	.3
Mineral Trust Income (Bank of North Dakota)17	.17	.22		.4	.4
Drivers License98	.06	1.10		1.0	1.0
Department of Institutions Licenses and Collections			2.42	2.40	3.48		6.0	6.0
						Total Revenue	<u>96.75</u>	
						Leg. Transfers from Bank and Mill	4.25	
						Total	<u>101.0</u>	

- (1) Tax Commissioner
- (2) State Treasurer
- (3) Insurance Commissioner

Also included are the approximations used to estimate the General Fund unobligated cash balance on July 1, 1965: November 21, 1964

GENERAL FUND

Cash Balance July 1, 1964	11,000,000.00
Estimate of revenue for present fiscal year to June 30, 1965	50,500,000.00
TOTAL	61,500,000.00
Unspent appropriation balances July 1, 1964	50,500,000.00
Less: Estimate of appropriations to be turned back June 30, 1965	2,500,000.00
Total expected appropriation expenditure last year of present biennium	48,000,000.00
Estimated Unobligated July 1, 1965	13,500,000.00
Projected Revenue	96,750,000.00
Possible Bank and Mill Transfers	4,250,000.00
	<u>101,000,000.00</u>
Available	114,500,000.00
*Less: Operating Balance Desired	10,000,000.00
Available for Appropriation	<u>104,500,000.00</u>
*Note: Cash Balance July 1, 1963	16,900,000.00
Cash Balance January 30, 1964	4,674,000.00
Cash Balance March 16, 1964	4,330,000.00

This is an example of why it is advisable to set a minimum of \$10,000,000.00 as an operating balance in the General Fund.

Appropriations from the General Fund for the present biennium are \$101,161,947.52. The Budget Board received requests for the 1965-67 biennium totalling \$144,557,207.09. The Budget Board scaled these requests down and approved budgets totalling \$110,021,533.00. It must be noted at this point that the Budget Board allowed no appropriations for buildings, nor did it approve appropriations for requested new programs. To approve the latter, the Budget Board believed it would be giving tacit approval to programs which were the prerogative of the legislature.

Methods of Increasing the General Fund Without New Taxes —

There are methods which I recommend to (1) add to General Fund income; (2) shift the appropriation obligation from the General Fund to another fund; or (3) eliminate entirely an appropriation obligation from the General Fund.

In the latter category, I print here a statement of balances of the Korean Conflict Adjusted Compensation Series Bonds as of December 27, 1964:

**KOREAN CONFLICT ADJUSTED COMPENSATION
SERIES BONDS**

Chapter 243 — 1957 Session Laws
Liability Outstanding December 27, 1964

Due Dates on Principal	Principal	Interest	
Unpaid — Past Due....		1,334.00	
May 15, 1965	785,000.00	60,610.00	
May 15, 1966	810,000.00	98,455.00	
May 15, 1967	835,000.00	74,965.00	
May 15, 1968	865,000.00	50,750.00	
May 15, 1969	885,000.00	25,665.00	
TOTAL LIABILITIES	\$4,180,000.00	311,779.00	4,491,779.00
ASSETS			
Cash — Sinking Fund			
12/27/64	1,893,449.86		
Cash — Bonus Fund			
12/27/64	<u>2,193,521.25</u>		
(Proceeds from sale of bonds)		4,086,971.11	
Transfers to be made from General Fund January 1, 1965 to July 1, 1965 (at \$37,500 per month)	225,000.00		
Estimated Tax Levy Collections to July 1, 1965	<u>500,000.00</u>		
		725,000.00	
Probable Interest Collections to July 1, 1965		<u>120,000.00</u>	
TOTAL ASSETS			4,931,971.11

You will note that before the present biennium expires, there will be sufficient funds listed as Assets accumulated to more than offset the remaining liability. The law then requires that the monthly payments of \$37,500 from the General Fund to the Korean Conflict Bond principal and interest account cease. This would relieve the General Fund of approximately \$900,000 in bond repayment obligations in the coming biennium which was not subtracted from the General Fund biennial obligations approved by the Budget Board.

The Highway Department is financed by highway user taxes which are dedicated funds. These monies cannot be diverted for purposes other than those defined by law as supporting construction, maintenance and administration of our highway system. The large bulge in available federal highway matching funds has been met in this biennium. It is my recommendation that the following changes be made in Highway Department finances:

(1) The appropriation for the Highway Patrol should come from highway users funds without transferring the Highway Patrol to the Highway Department. This would relieve the General Fund of a 1.7 million dollar biennial obligation.

(2) The Use Tax now collected by the Motor Vehicle Department should go to the General Fund rather than the

Highway Department fund. The Use Tax is not a highway users tax. This would add approximately \$600,000 per biennium to the General Fund.

(3) The Motor Vehicle Registrar's office functions should be transferred to the Tax Department, but the appropriation to operate the Motor Vehicle Registrar's office should continue to come from the Motor Vehicle Registration Fund, as is done at present.

These actions suggested above would increase the amount of expendable monies in the General Fund by approximately 3.2 million dollars. This would allow a new figure of 107.7 million dollars of expendable monies in the General Fund.

Budgeting and Budget Recommendations —

Budgeting involves our judgment on what we should spend state money for and how much should be spent. Most of our budget decisions involve the expenditures and income to the General Fund. We are restricted in the actions we can take with dedicated funds such as Highway User Funds. Some state funds are trust funds and neither the principle nor interest is available for state government operation. This category includes such multi-million dollar funds as Land Department Funds and Workmen's Compensation Reserve Funds.

In talking budgeting, we have to be careful not to bandy about dedicated or trust funds sums as expendable for general government operation. It is a great disservice to the public to create the impression of great mythical unused reserves being held back at the same time that taxes are being increased.

The vice chairman of the Budget Board has stated the need for an executive budget. This would be a budget prepared by a division in the Department of Accounts and Purchases rather than a budget prepared by the Budget Board. It would increase the responsibility of the executive branch of government without decreasing the power of the legislature. I strongly endorse this suggestion.

I must comment on the budget submitted to you by the Budget Board. I believe that the amounts allowed for some of our charitable institutions are inadequate. The State Hospital at Jamestown and the State School for retarded children at Grafton and San Haven deserve stronger financial support. The new program being installed at the State Industrial School needs to move out strongly financed.

The Foundation Program for Education has proven very successful. It has, however, been slipping badly from its stated objective of supporting public education at 60% of average per pupil cost. Increased enrollment will require an additional 3.2 million dollars for the coming biennium at the present rate of payment. The Budget Board's budget already includes this increase. I strongly recommend that an additional 8.5 million dollars be appropriated for the next biennium to bring the support of the Foundation Program for Education up from its present 40% of per pupil cost to approximately 50%.

The problem of construction of state buildings for our colleges and other institutions is an enormous one. Each biennium, whether we construct new buildings or not,

several million dollars in depreciation and obsolescence takes place. This does not even include necessary expansion of physical plants in the years ahead. We must devise an orderly system of financing new buildings each biennium. This requires a plan of building replacement that extends at least twenty-five years into the future. It is only from a well-thought-out plan that intelligent deviation can take place in the years ahead.

Our present college enrollment is 17,152 students. The Bartholomew Report predicts a leveling off of college student enrollment at nearly double this figure in 1975. We need to be poised to cope with the rapidly expanding college enrollment. It would be appropriate that the tax-paying public not be called on to finance college buildings on a pay-as-you-build basis during these critical years to 1975. The repayment of the cost of these buildings over a much longer period of time would be sound and much less oppressive to the taxpayers. Our state has been using the bond issue method of financing for many years. Our last bond issue for Korean Conflict payments to veterans will be paid up at the end of the biennium. Our state will be debt-free on July 1, 1965. I recommend that a constitutional amendment be proposed which would permit us to keep up with building needs through a general obligation bond issue. Present constitutional bonding limitations may have been realistic in 1918, but they are dangerously vague and confining in 1965. Should the need for bonding to build state buildings materialize as predicted, the legislature should be able to act quickly to float the bonds.

The Federal Government, by its Higher Education Facilities Act, has expressed its concern over adequate preparation for the flood of new students. I believe our Board of Higher Education should have the funds and the flexibility to wisely use this federal program. I therefore recommend that not less than 5 million dollars be appropriated to the Board of Higher Education rather than to lined amounts to specific buildings.

This would not preclude the authorization of specific college buildings even though an amount were not listed after the building authorized.

We see too often the evidence of poor design and poor construction in state buildings. State officials are not technically qualified to know whether the state's interest is being protected. Our construction program should be planned with the help of a state architect in the Department of Accounts and Purchases. This would not mean that the state architect would actually draw specific building plans. Private architects would continue to contract for this work. The state architect would simply advise on long-range building plans for all departments, and oversee the state's interest in specific building plans and the construction therefrom.

I am recommending substantial increases in appropriations to those state departments which form our Outdoor Recreation Committee. It will be the work of these state agencies that will determine our success in making rapid advances in what can be a lucrative tourism industry. The Federal Government is offering a very timely inducement in matching funds for planning and developing outdoor

recreation. Courage and faith in our determination to broaden and diversify our state's economy will call for appropriations which have never been regarded seriously in the past. I recommend that the Outdoor Recreation Committee be established by law and funded directly in order to match federal funds.

Taxation Proposals —

The tax program you establish will determine the amount of governmental services our state will have and, to a degree, the excellence of those services. You will be concerned with the revenues which support not only state government but also all other political subdivisions including our cities. A tax, no matter where it comes from, can be traced back to a taxpayer's pocketbook and to the income that fills that pocketbook. Our tax goals in this session should be:

(1) To provide revenues for the services people need, rather than to tailor those services to existing tax income.

(2) To strive for increased equity among taxpayers of similar businesses and incomes; and

(3) To require all who derive their income in our state to support their government in proportion to the financial advantages they have gained by earning their living in this great state. Tax legislation to be recommended in this session will call for the abolition of some taxes and the enactment of replacement taxes or new taxes. There will be measures recommended to achieve tax equity and efficiency of administration.

Property Taxes —

There was a time in our history when a person's personal property and real property reflected not only his ability to pay taxes but also reflected the benefits he would receive in government services. Those days are gone forever. We are now in a period of the "professions" where substantial personal income is being earned by a greater percentage of our population without the need to own productive personal property and real estate in order to earn that income.

Perhaps no other tax has involved more turmoil and difficulty in recent years than the tax on personal and real property. This tax, producing around \$85,000,000 annually, has remained as the major source of revenue for North Dakota political subdivisions since statehood. Fifty-eight percent of this revenue forms the bulwark of primary and secondary education; 19% goes to county government; over 11% supports municipalities; 6% goes to townships; 3% goes into state purposes, and the remaining meets the expenses of various special districts.

It is time for us to honestly and courageously face up to the multitude of problems that have grown with the years in the field of property taxation. Let us start first with personal property.

After decades of effort, we must admit that fair administration of the personal property tax is beyond the realm of possibility.

Even if it could be fairly assessed, the basic concept of the tax would remain unchanged in that possession of depreciating personal property in no way approximates

ability to pay. It discourages investment in productive tools and is a depressant on our economy. It causes unfair competition against the businessman who is willing to invest in a good inventory to better serve his community while catalogue companies escape taxation.

I suggest a program of eventual elimination of all personal property taxes, with the first steps being taken in this session. We should begin by eliminating the tax on household goods, musical instruments and clothing. This measure should carry an emergency clause eliminating the tax in 1965.

This portion of the tax, even though probably improperly administered at present, affects everyone and is the most troublesome and expensive to administer. The per capita school tax of \$1.00 must go with it.

Before any great advances can be made in the other areas, we must consider constitutional changes to secure the present and future bonding capacities of our political subdivisions so that they can continue to meet the needs of their people. In addition, we need to arrange for the payment of bonds from sources of revenue besides the property taxes. We must take the property presently classified as personal property that is of real estate nature and reclassify it as real estate. This would mean reclassification of improvements on leased sites such as elevators and warehouses, and public utilities.

The people would have to concur in a constitutional amendment protecting the bonding capacity of political subdivisions before a complete elimination of the personal property tax could be brought about. At such time, I propose that we eliminate the personal property tax by applying percentage reductions to all categories at the same time, with the percentages being governed by replacement revenue raised. Using the percentage method assures all interested parties of equal treatment and eliminates controversy over priorities for various categories of personal property.

In devising a method of redistributing the state-collected taxes to political subdivisions, it would be wise to consider placing all replacement revenue into the school foundation program. Then the authorized mill rates for school purposes could be reduced in proportion to the replacement revenue. The authorized mill rates for other political subdivisions could then be increased to compensate for the loss of personal property taxes. The end result would be a reduced total local burden on personal property and an increased burden in state tax revenues. As a state, we have established a policy of equalized tax support for education. State standards have been developed for minimum educational programs. On the other hand, there is no clear state policy of asking all taxpayers to share in the cost of supporting equally all political subdivisions in their various desires to render governmental services. It is better for local government to determine for itself the level of expenditures and the type of expenditures it chooses, using funds over which it has complete responsibility.

Real Estate —

While we seek to eliminate personal property taxes, we must work to make all property taxes more equitable. The

sales-ratio study conducted pursuant to legislation passed in the last session has brought forth clear evidence of the wide disparity in property assessing within counties and between counties. If we permit this situation to continue, taxpayers will seek redress in the courts as they have been doing in other states.

The State Board of Equalization has recognized this serious situation by placing public utilities on a 6-year program in moving their assessments to a level of 35% of market value. Working without any statistical information such as the sales-ratio study, the Board estimated this to be the state average.

In compiling information for the sales-ratio study, the tax department found assessments within counties ranged from 5% to as high as 200% and 300% of market value.

If the county average was low in comparison to the state average, the 21-mill school levy was raised for all taxpayers in the county — including those already over-assessed — further aggravating the injustice.

This situation is so widespread in the state that it is evident we need more full-time personnel working on property assessments. I suggest that in this session we adopt a measure that would call for full-time county supervisors of assessments in all counties by July 1, 1966.

I believe that consideration should be given to establishing a common level of assessment on all property in the state, to be achieved within a reasonable period of time. We have a common level of assessment prescribed by statute, but not used in practice. School districts overlapping county lines, unjustifiably high assessments to raise local funds, and the state mill levies all require equality of assessment. Some political subdivisions are intentionally over-assessing to meet local budgets under the rigid mill rate limitations. Either all local government general fund mill limitations should be removed to permit more local autonomy, or limitations should be developed on budgets rather than on mill rates.

Unless positive steps are taken in this session regarding the assessment and levying of taxes on property in North Dakota, we can expect increased taxpayer unrest that may well have very serious repercussions.

Income Tax —

The last session of the legislature made a meritorious effort in trying to adopt a new simplified income tax program for North Dakota taxpayers. This effort to place the North Dakota income tax on the basis of a percentage of the federal income tax has attracted great interest on the part of taxpayers and deserves serious consideration in this session.

In addition to providing the taxpayer with great simplicity in meeting his obligations under our income tax program, the simplified income tax would assist greatly in coping with administration of income taxes. North Dakota has completed a formal agreement with the internal revenue service that provides for a better exchange of information between our tax department and that federal agency. With many source records now available to the state, a state tax based on a federal standard would greatly enhance fair and equitable enforcement. Furthermore, in the process of con-

verting our present income tax base to a new income tax base, we should be able to plug loopholes and increase revenue sorely needed at this time.

The chief obstacle to the new simplified approach is our desire to retain the very provisions that prevent simplification. If we really want to simplify our income tax program and if we desire full and fair enforcement, then we must be willing to sacrifice our pet provisions in state income tax law. I submit to you that the following changes should be considered to bring the North Dakota income tax provisions more closely to the federal provisions so that we may achieve simplification, if not in this session then at least in 1967:

(1) Our filing requirements should be made similar to federal requirements so that every person, married, head of household or single, who makes over \$600 would be required to file a return. At the present time, persons who are married or the head of a household must earn \$1500 before being required to file a state income tax return.

(2) We should adjust our exemption for heads of households and married couples from the present \$1500 to the \$1200 provided by federal law.

(3) We should limit our medical deductions to the medical expenses that exceed 3% of income as in the federal income tax law.

(4) We should remove the federal income tax paid as a deductible item on state returns.

(5) We should restructure our income tax rates so that they parallel the graduation of the federal tax rates and reduce our maximum rate somewhat to prevent the top income tax bracket from becoming unduly burdensome.

(6) We should make our federalizing procedures more automatic through authorization of a constitutional amendment so that we do not face time lags in which federal changes are made which cannot be incorporated into the state law until the legislature meets and approves the changes.

These are some of the hurdles that confront us before we can seriously consider developing an income tax based on a percentage of the federal tax in order that taxpayers will be able to file their returns on a simple postcard-sized return. Because of federal constitutional provisions regarding the taxability of interest paid by the federal government on its bonds or other obligations, we must hold the option out to the taxpayer to file the lengthy return if he chooses.

There are only four states of those levying income taxes that have failed to adopt a system of income tax withholding. North Dakota is one of those four states. I hope this session will give serious consideration to adopting a general withholding law to become effective July 1, 1965. This is the best method available to us to be sure that everyone who earns income in North Dakota is carrying his fair share of the tax load.

In addition, I would like to see an emergency measure adopted that would provide for withholding of income tax from employees when the Tax Commissioner feels that such tax is in jeopardy due to the transient nature of the employment. This could be invoked for the months of April, May

and June of 1965 to cover a number of very large payrolls that will be engaged in the state.

Along with the withholding program, North Dakota should adopt the system of declaration of estimated income for self-employed and corporations.

In regard to the corporate income taxes, this session should be aware of legislation now pending in Congress that would encroach on the right of the states to determine the corporate tax base of corporations doing interstate business.

The state tax departments of many states have considered various formulas and have agreed on a base involving corporate earnings, sales and facilities. I suggest that this uniform formula for allocating income of interstate corporations be adopted for North Dakota even though it will mean a slight decline in corporate income taxes. The proposal in Congress does not provide for use of the sales factor in the formula and, if passed, would be detrimental to our revenue structure.

At the present time, North Dakota taxes banks and savings and loan establishments on a flat 4% of net income in lieu of both corporate income taxes and personal property taxes. In the last session, an effort was made to increase the rate of this tax. I support increasing this tax to a point where it is comparable to the taxes paid by other corporations on income and personal property.

If we remove the deductibility of the federal income tax on individual income tax returns, we should consider doing the same on corporation returns.

In the case of corporations, the federal government has already established a basis for taxation. I suggest that North Dakota consider adopting provisions that conform to the federal program.

Some of the changes I suggest in income tax provisions would result in new revenue for the state's general fund. Here are figures that have been compiled in regard to some of these changes. Unfortunately, we do not have resources available in either the Tax Department or any other state agency to develop figures for all changes.

Changing heads of households and married couples exemption to \$1200	\$ 990,000.00
Changing medical deductions	(Not available yet)
Eliminating the federal income tax as a deduction on individual returns	\$6,200,000.00
Revision of graduation in tax rate	(Not available yet)
General withholding (new revenue for this biennium only)	\$1,150,000.00
General withholding (permanent improvement in collections)	800,000.00
Emergency withholding (for April, May and June, 1965)	80,000.00
Eliminating the federal income tax as a deduction on corporate returns	\$3,600,000.00

The above figures are for the biennium and are based primarily on the 1963 income tax records of the Tax Department. Figures for other proposals can be developed once basic policy on them has been developed.

The graduated income tax has emerged as a more justifiable method of raising revenue in this twentieth century because it reflects the earning power of all people, including those who earn through property ownership.

The review of the North Dakota sales and use tax administration and statutes by Dr. John Due and John Singer ordered by the last session of the legislature has proved fruitful, both in terms of improving sales and use tax administration as well as detecting loopholes in our present sales and use tax statutes. The legislative research subcommittee on taxation has given careful study to the recommendations of these outstanding experts and has drafted some legislation that deserves your study. Some of the legislation would improve the administration of these taxes while other bills increase revenue.

In view of the pressing demands on the state general fund, especially in the field of education, we need to be particularly concerned with protecting the present sales and use tax base — and expanding it when there is justification. I believe that broadening the sales tax base to include liquor, wines, beer, cigarettes, snuff, tobacco, cigars and oleomargarine is worthy of support. Most of these items fall into the category of luxuries and do reflect an additional capacity of the purchaser to pay additional taxes.

The Due-Singer report suggests broadening the service feature of the sales tax to those real estate items that are in reality personal property in nature, such as built-in stoves and refrigerators. This suggestion is primarily for the purpose of giving more rhyme and reason to the tax on services.

We know that catalogue sales in North Dakota create competition for North Dakota businessmen without incurring the obligation to pay equal personal property taxes and, in most cases, to collect a sales or use tax. I support the measure to broaden the law to cover catalogue companies under the sales and use tax laws.

Improved enforcement has reduced unfair competition greatly in our border cities. I feel that we should accord North Dakota businessmen the opportunity to sell to out-of-state residents who do not consume their purchases here. This would help reduce the impact of sales tax on competition from across our borders. The loss in state sales tax revenue would not be sufficient to justify forcing these border merchants to continue their present delivery expenses in order to make their sales exempt under present law.

Casual sales of motor vehicles have become a large area that is escaping taxation and creates competitive characteristics unfavorable to business. With North Dakota's excellent titling law, we have the machinery to broaden the sales tax to include casual sales of motor vehicles. In addition, I recommend that motor vehicles use tax receipts be assigned to the general fund.

North Dakota stands to lose thousands of dollars in sales or use tax in the coming years unless the tax on sand and gravel is clarified. A loophole has developed in our sales and use tax laws. I suggest that we consider substituting a gross production or severance tax on sand and gravel in lieu of the present sales and use tax.

In some merchandising fields, repossession becomes necessary. Under existing law, the unpaid balance is not

deductible from gross sales unless the merchandise was financed by the seller. There are some inequities in this procedure and I would suggest that repossessions be treated as any other returned merchandise.

In addition, I believe that North Dakota should make the sales and use tax as fair as possible. We should remove all possible elements of unfair competition, and be prepared to see that the sales and use tax laws are fully and fairly enforced. This means both statutory changes as well as additional Tax Department staff to properly handle the duties assigned by law.

The proposals outlined above that would accrue additional revenue for the biennium for the general fund are estimated as follows:

General broadening of the sales tax	\$3,795,000.00
Broadening of sales tax to "built-ins"	30,000.00
Obligating catalogue companies to collect tax	150,000.00
Including casual sales of motor vehicles	1,160,000.00
Gross production or severance tax on sand and gravel (new revenue)	200,000.00

Associated Problems —

There are other state problems which become involved in budgeting and in fiscal affairs. I shall discuss several of the most pressing.

The lack of job classifications, salary schedules, working hour standards and fringe benefits has made it difficult for comparative budgets to be drawn between departments. The extension of the Merit System to all departments would not only be more business-like, but it would cultivate a sense of fair play in the minds of state employees.

We find our state government in constant competition with private business for competent employees. Several state departments have established retirement plans. Our state has reached a maturity which would justify consideration of a state employee retirement plan for those employees not now covered. This is a far-reaching proposal which should be undertaken only after adequate study. I believe that, in competing for state employees, the cost of fringe benefits are either paid as fringe benefits or they will be found in increased salaries.

The high cost of construction and the large number of new and old buildings presently insured and now valued at \$315 million make our State Fire and Tornado Fund present balances completely inadequate. Legislation to cause the Fund's reserves to accumulate to the \$12 million allowed under the law is urgently needed. This should be done by permitting increased premium rates. The statutory limit at present is that the premiums not exceed 50% of standard board rates, as long as the reserve fund exceeds \$3 million.

We are operating North Dakota state government in the most business-like manner we can. However, the revenue to operate this business is obtained through an antiquated tax structure which has not responded to change. I would like to furnish you with a greater refinement of information in tax matters. However, neither my office nor any other office in state government has adequate staff to conduct tax research.

In order that continuing tax research be conducted, I recommend that a Tax Institute be established in the Bureau of Business Research at the University of North Dakota. This Institute would be the repository for tax information and data from our state and our sister states. The direction of tax research performed by the Tax Institute should be under the Legislative Research Committee. Only through careful study can we achieve a continual improvement in taxing equity and taxing methods.

There is a danger in this session that we become so absorbed in seeking reasons for not changing our tax structure that we lose sight of the reasons why taxes are levied. The traditional fear and political expediency that surround tax matters will be ever present to cast their paralyzing irrationality over all proposals which may cost money in this session. But the public, in its desire for greater services, more efficiency and a modernization of our government is ahead of traditional positions taken by past legislatures. Action by the voters on referred and initiated measures these past few years indicates to me a steady rise in voter interest in government. Such measures as the secret primary ballot and the four year term for state officials were given very little chance for passage by the professional politician. These measures passed and indicate to me that the majority of the public hungers for innovation and improvement in government.

As the days wear on and tensions rise in this session, I hope our smiles can somehow become broader. I wish you a most satisfying experience as you perform the highest order of citizenship — that of being representatives in this democratic form of government.

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRD DAY

Bismarck, January 7, 1965

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

Prayer was offered by Rev. George L. Van Bockern of the First Presbyterian Church of Bismarck.

The roll was called and all members were present except Rep. Collette.

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

Page 24, line 30, add "and the motion prevailed"

And when so corrected recommend that the same be approved.

REP. OLSON, Chairman

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

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Select Committee on Arranging for

Committee Rooms has had the same under consideration and submits the following:

Committees	Number of Members	Hours	Room
Appropriations (M, T, W, Th) ..	22	9-12	G-5 and 6
Finance and Taxation (M, T) ..	21	9-12	G-3
Education (M, T)	21	9-12	Blue Room
State and Federal			
Government (M, T)	21	9-12	West Balcony
Political Subdivisions (M, T) ..	21	9-12	East Balcony
Natural Resources (W, Th)	21	9-12	West Balcony
Judiciary (W, Th)	21	9-12	East Balcony
Industry and Business (W, Th)	21	9-12	Blue Room
Transportation (W, Th)	21	9-12	G-3
Labor (F)	21	9-12	West Balcony
General Affairs (F)	21	9-12	East Balcony
Agriculture (F)	21	9-12	Blue Room
Social Welfare (F)	21	9-12	G-3
Veterans Affairs (F)	21	9-12	Room 205

REP. GLASPEY, Chairman

Rep. Glaspey moved that the report be adopted.

Rep. Giffey moved a substitute motion that the report be returned to the committee, which motion prevailed.

Rep. Giffey moved that a committee of three be appointed to meet with a like committee of the Senate to arrange for the mailing of the House and Senate journals, which motion prevailed, and the Speaker appointed as such committee; Reps. Meyer, Opedahl, Wentz.

Rep. Giffey moved that the House now stand recessed until 1:30 p.m., January 8, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 8, 1965

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

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

FIRST READING OF HOUSE BILLS AND
A CONCURRENT RESOLUTION

Reps. Haugland, Aamoth, Anderson, Wagner, Powers of Cass and Gietzen introduced:

House Concurrent Resolution "B". A concurrent resolution asking Congress to provide reimbursement equal to that provided to the states of New Mexico and Arizona to the state of North Dakota for welfare assistance provided by North Dakota to its Indian citizens.

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

Rep. Dornacker introduced:

House Bill No. 550. A Bill for an Act to create and enact subsection 24 of section 57-02-08 of the North Dakota Century Code, providing that certain livestock shall be exempt from personal property taxation.

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

Rep. Dornacker introduced:

House Bill No. 551. A Bill for an Act to create and enact subsection 23 of section 57-02-08 of the North Dakota Century Code, providing for the exemption of certain items of personal property from taxation.

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

Reps. Johnson of Barnes, Bier, Tough, Haugen and Hoffner introduced:

House Bill No. 552. A Bill for an Act to amend and reenact sections 15-40-14 and 15-40-24 of the 1963 Supplement to the North Dakota Century Code, relating to per pupil payments from county equalization funds to school districts.

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

Rep. Jungroth introduced:

House Bill No. 553. A Bill for an Act to create and enact section 12-53-20 of the North Dakota Century Code, relating to appeals.

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

Rep. Jungroth introduced:

House Bill No. 554. A Bill for an Act to create and enact section 29-28-30.1, and to amend and reenact sections 29-28-06, 29-28-08, 29-28-11, 29-28-18, 29-28-20, 29-28-23, 29-28-27, and 29-28-28 of the North Dakota Century Code, relating to criminal appeals.

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

Rep. Jungroth introduced:

House Bill No. 555. A Bill for an Act to amend and reenact subsection 9 of section 39-16-01, section 39-16-05, and subdivision b of subsection 2 of section 39-16-20 of the North Dakota Century Code, relating to raising the limits for proof of financial responsibility in automobile liability insurance.

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

REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your temporary Committee on Employment places in nomination the following named person for employment.

Stenographer.....Patricia Wright
 REP. STALLMAN, Chairman

Rep. Stallman moved that the report be adopted, which motion prevailed on roll call.

ROLL CALL

The question being on the report of the temporary Committee on Employment, the roll was called and there were ayes, 98; nays, 0 absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Gronhovd	Opedahl
Anderson	Gudajtes	Poling
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Rieger
Bergman	Hauf	Rivinius
Bier	Haugen	Rosendahl
Bloom	Haugland	Ruddy
Borstad	Hertz	Rundle
Boustead	Hickle	Rustan
Bowles	Hilleboe	Sanstead
Bowman	Hoffner	Schaffer
Breum	Ivesdal	Schoenwald.
Bruner	Johnson, Billings-	Shablow
Burk	Bow.-G.V.-Slope	Shorma
Christensen	Jungroth	Skaar
Christopher	Knudsen	Solberg
Coles	Krenz	Stallman
Connolly	Kvasager	Staven
Dahlen	Lang	Stenhjem
Davis	Larsen	Stockman
Dick	Larson	Strand
Duncan	Leer	Streibel
Elkin	Linderman	Tweten
Erickson,	Loerch	Unruh
Mountrail	Lundene	Vogel
Erickson, Ward	Meschke	Wagner
Fossum	Meyer	Welder
Frank	Miller	Wentz
Froeschle	Montplaisir	Whittlesey

Ganser	Mueller	Wilkie
Gengler	Myhre	Williamson
Gietzen	Olafson	Winge
Giffey	Olienyk	Mr. Speaker
Glaspey		

Absent and not voting:

Bilden	Johnson, Barnes	Reimers
Brown	Obie	Tough
Collette	Olson	Wastvedt
Dornacker	Powers, Barnes	

So Patricia Wright was declared elected and was sworn in by Speaker Link.

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

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

DONNELL HAUGEN, Chief Clerk

FOURTH DAY

Bismarck, N. D., January 8, 1965

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

Prayer was offered by Rev. Thomas J. Dolan of the Church of Corpus Christi, Bismarck, North Dakota.

Roll Call: All members present except Reps. Bilden, Brown, Collette, Dornacker, Olson, Reimers, Tough, and Wastvedt.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 2nd day after recess and 3rd day and recommend that the same be corrected as follows:

Page 51, line 45, insert "be printed in the House journal"

Page 58, correct spelling of "that" in line 6

Page 67 after line 19, add "Rep. Glaspey moved the report be adopted"

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

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

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Committee on arranging for committee rooms has had the same under consideration and submits the following:

Committees — Days	No. of Mem- bers	Hours	Room
Appropriations (M, T, W, Th).....	22	9-12	G—5 & 6
Finance and Taxation (M, T).....	21	9-12	G—3
Education (M, T).....	21	9-12	Blue Room
State and Federal Govt. (M, T)...	21	9-12	West Balcony
Political Subdivisions (M, T).....	21	9-12	East Balcony
Agriculture (W, Th).....	21	9-12	West Balcony
Judiciary (W, Th).....	21	9-12	East Balcony
Industry and Business (W, Th)...	21	9-12	Blue Room
Transportation (W, Th).....	21	9-12	G—3

Labor (F).....	21	9-12	West Balcony
General Affairs (F).....	22	9-12	East Balcony
Natural Resources (F).....	21	9-12	Blue Room
Social Welfare (F).....	21	9-12	G—3
Veterans Affairs (F).....	21	9-12	Room 205

REP. GLASPEY, Chairman

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

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 8, 1965

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

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, January 8, 1965

Mr. Speaker I have the honor to transmit:

Senate Bill No. 18
Senate Bill No. 19

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

GERALD L. STAIR, Secretary

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Rules to whom was referred Rules for the 39th Legislative Assembly has had the same under consideration and recommends that the rules as adopted by the Thirty-eighth Legislative Assembly be amended as follows and adopted as the rules for the Thirty-ninth Legislative Assembly:

SECTION 1.) Subdivision g of House Rule No. 8 is hereby created to read as follows:

g. Make available identification badges for all members of the House and employees thereof as soon as such persons have been determined.

SECTION 1.) House Rules 18, 21, 30, 40(14), 45, 48, are hereby amended as follows:

18. ORDER OF MOTION

When a question is under debate no motion shall be received except to fix the time to which to adjourn; to adjourn; to lay on the table; to move the previous question; (((which four motions shall be decided without debate))) to move to postpone to a day certain; to commit, ((or)) amend, or place in general orders; to postpone indefinitely — which several motions shall have precedence in the order in which they are named. No motion to postpone to a day certain, ((or)) to commit, or place in general orders, having been decided, shall be entertained again on the same day and at the same stage of the bill or proposition.

21. NON-DEBATABLE MOTIONS

The following motions are not debatable:

- Adjournment.
- Fix the time of adjournment.
- Order of the day.
- Objections to considering questions.

Reading of papers.
 Withdrawal of motion.
 Suspension of the rules.
 To lay on the table.
 Previous question.

30. WHEN INTRODUCED

No bill ((, memorial or resolution requiring the signature of the Governor)) shall be introduced after the (((twenty-fifth))) twentieth day, nor shall any ((other)) resolution ((, concurrent resolution or joint resolution)) be introduced after the (((thirtieth))) thirty-fifth day, except upon the approval of a majority of the Committee on Delayed Bills or upon two-thirds vote of the House.

40. STANDING COMMITTEES

14. Veterans and Military Affairs B

National Guard and Militia; Adjutant General; Veteran's Matters; Soldiers Home; Civil Defense; and related Military Matters.

Committees in Groups A and B are to consist of (((twenty-two))) not more than twenty-two nor less than twenty-one members each, that the appropriations committee shall meet on Monday, Tuesday, Wednesday and Thursday; that such committees as are numbered A-1 shall meet on Monday and Tuesday; such committees as are numbered A-2 shall meet on Wednesday and Thursday, and all B committees shall meet on Friday of each week.

45. DISPOSITION OF MEASURES

Every bill, or resolution referred to a committee, except appropriation bills must be returned to the House with the committee report thereon, not later than the tenth day after it is referred, or twenty days after the session commences, whichever is later, unless, upon application of the committee, an extension of time is granted within which to consider it. ((provided that this rule does not apply until after the first ten days of the Session.)) In case the same is not reported ((on the tenth day after it is referred)) as required by this rule and such time is not extended, it shall automatically go on the calendar of bills without recommendation. The same rule shall apply to House bills not reported back by the (((forty-third))) forty-first day and Senate bills not reported back by the (((fifty-eighth))) fifty-seventh day.

48. DIVIDED COMMITTEE REPORT

In case all the members of any committee, including a conference committee, required or entitled to report on any subject referred to them, cannot agree upon any report, the majority and minority may each make a special report, and any member dissenting, in whole or in part, from the reasoning and conclusions of both the majority and minority may also present to the House a statement of his reasons and conclusion; and all reports, if decorous in language, and respectful to the House, shall be entered at length in the Journal.

SECTION 2.) Joint Rule No. 8 is hereby amended to read as follows:

8. LIMITATION OF MESSAGING BILLS

Whenever a time shall have been previously fixed for an adjournment of the Legislature before the constitutional

limitation thereof no bill that shall have passed one House shall be sent for concurrence to the other on either of the last four days of the session, and in case no such time for adjournment is fixed, other than the constitutional limitation, no bill that shall have passed one House shall be sent to the other for concurrence after the (((forty-fifth))) forty-third day of the session except bills introduced after the first twenty days of the session by the Committee on Delayed Bills or introduced with the concurrence of two-thirds or more of the members of the House of introduction.

SECTION 3.) Joint Rule 14 is hereby created to read as follows:

14. FISCAL NOTES

All bills and resolutions introduced into either House of the Legislative Assembly having an effect of five thousand dollars or more on the revenues, expenditures, or fiscal liability of the state, except appropriation measures carrying specific dollar amounts, shall have a fiscal note attached to such bill or resolution which shall be prepared as herein provided. The determination as to whether a fiscal note is required shall be made by the Legislative Research Committee for those bills or resolutions prepared by the staff of the Legislative Research Committee, or by the Chairman of the Committee to which a bill or resolution is referred for those bills not prepared by the Legislative Research Committee or not bearing a fiscal note. Bills or resolutions to which amendments have been made having a fiscal effect of five thousand dollars or more shall have a fiscal note attached upon request of the Chairman of the Committee considering the bill or resolution, or by request of the majority of the members of the House in which the bill is considered at the time of second reading. The Chairman of a Committee may request the aid of the Legislative Research Committee in making a determination as to whether a bill or resolution requires a fiscal note.

Fiscal notes shall be prepared by the state agency or department responsible for collecting or expending the revenues affected, or jointly by affected departments or agencies, at the request of the Legislative Research Committee or the Chairman of the Committee considering the bill or resolution. Requests for fiscal notes shall be in writing, addressed to the designated agency or department, and upon a proper request form and shall be accompanied by a reproduction of the bill or resolution having the fiscal effect. The Legislative Research Committee shall prepare all necessary forms for the implementation of the fiscal note procedure. Each agency or department to whom a request for a fiscal note is made shall state in writing, upon a fiscal note form, the fiscal impact in dollar amounts of the bill or resolution being considered. If the agency or department of whom a fiscal note is requested is unable to provide specific information upon the fiscal impact of the bill or resolution, it shall make an estimate of the impact according to such available information it may have or be able to obtain and shall state that the figures provided are an estimate. If such agency or department is not able to make an estimate it shall state such fact.

All fiscal notes shall be prepared in triplicate and shall be returned to the Legislative Research Committee or the Committee Chairman making such request, whichever the case may be, not later than five days from the date of receipt of such request. One copy of the fiscal note shall be attached to the original bill or resolution, one copy shall be filed with the bill clerk of the house wherein the bill or resolution originated, and one copy shall be filed in the offices of the Legislative Research Committee. Any bill or resolution requiring a fiscal note shall be stamped or have written on its cover a notation to the effect that a fiscal note is required. Reports of committees shall include a notation that a specific bill or resolution carries a fiscal note. Upon second reading and final passage of all bills or resolutions carrying fiscal notes the Secretary of the Senate or the Clerk of the House, whichever the case may be, shall be required to read the fiscal note in its entirety at the time of reading the title of the bill or resolution to be voted upon.

REP. BURK, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed.

It is moved that the temporary Rules of the House and temporary Joint Rules, as amended, be adopted as the permanent House Rules and Joint Rules for the Thirty-ninth Session of the North Dakota Legislative Assembly, which motion prevailed.

FIRST READING OF HOUSE BILLS AND A HOUSE RESOLUTION

Reps. Belquist, Stockman, Gronhovd, Haugland and Kvasanger introduced:

House Bill No. 556. A Bill for an Act to amend and reenact section 43-06-08, subsection 3 of section 43-06-09, sections 43-06-11 and 43-06-13 of the North Dakota Century Code, relating to chiropractic license.

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

Reps. Anderson and Miller (Budget Board Recommendation) introduced:

House Bill No. 557. A Bill for an Act to amend and reenact sections 20-16-01, 20-16-02, and 20-16-03 of the North Dakota Century Code, relating to destruction of predatory animals through state and federal cooperation.

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

Reps. Hoffner and Borstad introduced:

House Bill No. 558. A Bill for an Act relating to the disposition of facilities of county agricultural and training schools.

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

Rep. Stockman introduced:

House Bill No. 559. A Bill for an Act to amend and reenact sections 27-15-01 and 27-15-10 of the North Dakota Century Code relating to establishment of judicial council and compensation.

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

Reps. Poling and Dick introduced:

House Bill No. 560. A Bill for an Act to provide for space in the State Capitol Building and other state, county and local municipal buildings for emergency operating centers and Civil Defense offices.

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

Reps. Giffey and Streibel introduced:

House Concurrent Resolution "C". A concurrent resolution extending an invitation to Lee Fondran, Director of the National Association of Broadcasters Radio Code Board to appear before a joint session of the Thirty-ninth Legislative Assembly of North Dakota.

Rep. Giffey moved that House Concurrent Resolution "C" be read in its entirety, which motion prevailed.

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

Rep. Giffey moved that House Concurrent Resolution "C" be adopted, which motion prevailed.

Rep. Giffey moved that House Concurrent Resolution "C" be printed in the House Journal in its entirety and not in bill form, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "C"

Introduced by Representatives Giffey and Streibel

A concurrent resolution extending an invitation to Lee Fondran, Director of the National Association of Broadcasters Radio Code Board to appear before a joint session of the Thirty-ninth Legislative Assembly of North Dakota.

1 WHEREAS, the North Dakota Broadcasting Associa-
1a tion has offered
2 to arrange for a speaker to appear before a joint session
2a of the
3 House and the Senate on Tuesday, January 12, 1965, on
3a the subject
4 of the broadcasting industry;

5 NOW, THEREFORE, BE IT RESOLVED BY THE
6 HOUSE OF REPRESENTATIVES OF THE STATE OF
7 NORTH DAKOTA, THE SENATE CONCURRING
8 THEREIN:

9 That Mr. Lee Fondran of Denver, Colorado, Director
9a of the

10 National Association of Broadcasters Radio Code Board
10a be and is

11 hereby extended an invitation to appear before a joint
11a session of

12 the Thirty-ninth Legislative Assembly of North Dakota
12a at such time

13 as may be arranged by said bodies on Tuesday,
13a January 12, 1965.

Rep. Giffey moved that the House recess until 1:00 p.m., Monday, January 11th, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FOURTH DAY AFTER RECESS AND SEVENTH DAY

Bismarck, January 11, 1965

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

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

The Chief Clerk read a letter from Larry Mills regarding the broadcast on January 12, 1965, and asking permission to broadcast the address of Mr. Fondran.

Rep. Giffey moved that the North Dakota Broadcasters Association be allowed to make a live broadcast of Mr. Fondran's address, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 11, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "C"

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

DONNELL HAUGEN, Chief Clerk

REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the following named person for employment:

Page..... Karen Adam

REP. STALLMAN, Chairman

Rep. Stallman moved that the report be adopted, which motion prevailed, on roll call.

ROLL CALL

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Glaspey	Opedahl
Anderson	Gronhovd	Poling
Backes	Gudajtes	Powers, Barnes
Belquist	Hardmeyer	Powers, Cass
Bergman	Harrison	Reimers
Bier	Hauf	Rieger
Bilden	Haugen	Rivinius
Bloom	Haugland	Rosendahl
Borstad	Hertz	Ruddy
Boustead	Hickle	Rundle

Bowles	Hoffner	Rustan
Bowman	Ivesdal	Sanstead
Brown	Johnson, Barnes	Schaffer
Bruner	Johnson, Billings-	Schoenwald
Christensen	Bow.-G.V.-Slope	Shablow
Christopher	Jungroth	Shorma
Coles	Knudsen	Stallman
Collette	Krenz	Staven
Connolly	Kvasager	Stenhjem
Dahlen	Lang	Strand
Davis	Larsen	Streibel
Dick	Larson	Tough
Dornacker	Leer	Tweten
Duncan	Linderman	Unruh
Elkin	Loerch	Vogel
Erickson,	Lundene	Wagner
Mountrail	Meyer	Wastvedt
Fossum	Miller	Welder
Frank	Montplaisir	Wentz
Froeschle	Mueller	Whittlesey
Ganser	Myhre	Wilkie
Gengler	Obie	Winge
Gietzen	Olienyk	Mr. Speaker
Giffey		

Absent and not voting:

Breum	Meschke	Solberg
Burk	Olafson	Stockman
Erickson, Ward	Olson	Williamson
Hilleboe	Skaar	

So Karen Adam was declared elected as a page.

Rep. Collette, who had been absent due to illness, was sworn in by Chief Justice Burke.

FIRST READING OF HOUSE BILLS

Reps. Aamoth, Jungroth, Meschke, and Wagner introduced:

House Bill No. 561. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code as set forth in the 1963 Pocket Supplement to Volume 5 relating to salaries of judges of the county courts of increased jurisdiction.

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

Reps. Aamoth, Jungroth, Meschke and Wagner introduced:

House Hill No. 562. A Bill for an Act to amend and reenact section 27-05-03 of the North Dakota Century Code relating to the salaries and expenses of judges of the district court.

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

Reps. Aamoth, Jungroth, Meschke and Wagner introduced:

House Bill No. 563. A Bill for an Act to amend and reenact section 27-02-02 of the North Dakota Century Code relating to the salaries of judges of the supreme court.

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

Reps. Stockman, Froeschle, Hilleboe, Duncan, Myhre, Whittlesey, Aamoth, Powers of Cass, Montplaisir and Bergman introduced:

House Bill No. 564. A Bill for an Act to provide for the erection of a "Little Country Theater" building on the campus of the North Dakota state university of agriculture and applied science.

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

Reps. Myhre, Stockman, Froeschle and Montplaisir introduced:

House Bill No. 565. A Bill for an Act to amend and reenact sections 23-13-11 and 40-06-01 of the North Dakota Century Code relating to the initiation and implementation of safety measures and programs in counties and municipalities, and providing for the appointment of county safety council or director.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

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

Senate Bill No. 19. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

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

FIRST READING OF A HOUSE BILL

Reps. Giffey, Streibel, Hoffner and Fossum introduced:

House Bill No. 566. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

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

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

SEVENTH DAY

Bismarck, January 11, 1965

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

Prayer was offered by Rev. Jack K. George of the First Evangelical United Brethren Church of Bismarck, N. Dak.

Roll Call: All members present except Reps. Burk, Duncan, and Skaar.

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

REP. OPEDAHN, Chairman

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

FIRST READING OF HOUSE BILLS

Reps. Brown, Wagner, Boustead, Schaffer and Welder introduced:

House Bill No. 567. A Bill for an Act to amend and reenact sections 65-04-01, 65-04-02, 65-05-09, 65-05-10, 65-05-11, 65-05-13, and 65-05-17 of the North Dakota Century Code, relating to the rates, reserves, and benefits payable from the Workmen's Compensation Fund.

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

Reps. Brown, Boustead, Lang and Wagner introduced:

House Bill No. 568. A Bill for an Act relating to the prevention of consumer fraud and unlawful credit practices.

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

Reps. Brown, Lang, Boustead, Coles and Wagner introduced:

House Bill No. 569. A Bill for an Act relating to the unlawful distribution of pornographic materials; the possession of such; the unlawful coercion to sell such; indecent exposure, exhibition, and writings; the seizure and confiscation of pornographic material; the confiscation of machinery to produce such; the confiscation of vehicles transporting such; the destruction of pornographic material which has been confiscated; the test for obscenity; the unlawful transportation into the state of pornographic material; and other provisions for the control of, enforcement against, and punishment for such acts; and to repeal sections 12-21-07, 12-21-09, 12-21-10, 12-21-11, 12-21-12, 12-21-13, and 12-21-13.1 of the North Dakota Century Code, to eliminate similar provisions presently in force which will be repetitious to this Act.

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

Reps. Brown, Boustead and Wagner introduced:

House Bill No. 570. A Bill for an Act to amend and reenact section 16-20-19 of the North Dakota Century Code, relating to the prohibition against electioneering on election day.

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

Reps. Brown, Boustead, Lang and Wagner introduced:

House Bill No. 571. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code, relating to the publication of political advertising.

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

Reps. Brown, Boustead, Lang and Wagner introduced:

House Bill No. 572. A Bill for an Act to create and enact section 15-61-05 of the North Dakota Century Code, relating to the disposition of surplus property of state departments, agencies, or institutions.

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

Reps. Hickle, Brown, Boustead, Lang, Gietzen, Tough, Wentz, Coles, Welder, Knudsen and Mueller introduced:

House Bill No. 573. A Bill for an Act to amend and re-enact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

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

Karen Adam who had been previously elected as a page, was now sworn in by the Speaker.

Rep. Giffey moved that the House now stand recessed until 1:30 p.m., January 12, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 12, 1965

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

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following:

House Concurrent Resolution "A"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 542 has had the same under consideration and recommends that the same be amended as follows:

On page three, beginning on line 57 and continuing into line 60, the following words be omitted: "for administrative expenses and federal money received by the commission for construction purposes, except that money loaned to the commission pursuant to the federal Act,"

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 542 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 545 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed.

REPORT OF THE MILEAGE AND
PER DIEM COMMITTEE

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

Mileage for the House of Representatives showing actual number of miles traveled at 10 cents per mile.

Name and Address	Total Amount		Dist.
	Miles	Number Due at of 10 cents per Mile	
Gordon Aamoth, Fargo.....	400	\$40.00	9
Emil Anderson, Upham.....	340	34.00	34
Richard J. Backes, Glenburn.....	290	29.00	43
Russell L. Belquist, New Rockford..	290	29.00	32
Harry Bergman, Argusville.....	368	36.80	10
Howard F. Bier, Hazelton.....	118	11.80	26
Arthur G. Bilden, Northwood.....	450	45.00	5
Sam Bloom, Alkabo.....	570	57.00	40
Archie Borstad, Fort Totten.....	386	38.60	20
Carl H. Boustead, Bismarck.....	3	.30	27
Albert Bowles, Milton.....	520	52.00	18
Lawrence Bowman, Bowman.....	365	36.50	39
Ole Breum, Rutland.....	456	45.60	13
John Bruner, Drake.....	220	22.00	34
Walter O. Burk, Williston.....	480	48.00	45
L. D. (Lee) Christensen, Kenmare..	340	34.00	2
Albert J. Christopher, Pembina.....	700	70.00	1
John Coles, Bismarck.....	0	0.00	27
Wilfred Collette, Grafton.....	640	64.00	4
James L. Connolly, Dunn Center ...	280	28.00	48
Helmer Dahlen, Michigan.....	480	48.00	17
Leonard J. Davis, Killdeer.....	280	28.00	48
Lawrence Dick, Englevale.....	360	36.00	14
Eldred N. Dornacker, Mayville.....	420	42.00	8
Russell Duncan, Fargo.....	400	40.00	9
Richard Elkin, Taylor.....	170	17.00	31
William Erickson, Stanley.....	350	35.00	44
Larry Erickson, Minot.....	208	20.80	29
Chester Fossum, Maxbass.....	300	30.00	28
Gottlieb Frank, Drake.....	174	17.40	35
Mrs. Frances Froeschle, Fargo.....	400	40.00	9
Henry Ganser, Cleveland.....	180	18.00	23
John F. Gengler, Dickinson.....	210	21.00	31
William Gietzen, Glen Ullin.....	120	12.00	30
Donald Giffey, Roseglen.....	224	22.40	46
M. E. Glaspey, Lignite.....	410	41.00	40
Kenneth Gronhovd, Hatton.....	420	42.00	16
Ed Gudajtes, Minto.....	610	61.00	4
Ted Hardmeyer, Mott.....	200	20.00	49
Reuel Harrison, Edmonds.....	268	26.80	23
Otto Hauf, Max.....	184	18.40	46
Treadwell Haugen, Wyndmere.....	464	46.40	37
Brynhild Haugland, Minot.....	228	22.80	29
Donald L. Hertz, Mandan.....	12	1.20	30
Ralph Hickle, Center.....	70	7.00	48
Peter S. Hilleboe, Fargo.....	400	40.00	9
S. F. Hoffner, Esmond.....	290	29.00	20
Thelmer Ivesdal, Edmore.....	460	46.00	21
Ernest N. Johnson, Daisey.....	320	32.00	15
Karnes Johnson, Beach.....	336	33.60	39
James R. Jungroth, Jamestown.....	204	20.40	23
Mylo Knudsen, Edgeley.....	278	27.80	24
Vernon Krenz, Litchville.....	304	30.40	24
Ole Kvasager, Manvel.....	492	49.20	6

Name and Address	Total Number of Miles	Amount Due at 10 cents per Mile	Dist.
Theodore Lang, Sterling	54	5.40	27
Richard Larsen, Grand Forks	550	55.00	7
Eldon Larson, Wahpeton	520	52.00	12
Herbert C. Leer, New Leipzig	200	20.00	47
Dale Linderman, Carrington	254	25.40	32
Arthur Link, Alexandria	450	45.00	41
L. C. Loerch, Harvey	222	22.20	23
Henry O. Lundene, Adams	560	56.00	3
Herbert L. Meschke, Minot	228	22.80	29
Carl A. Meyer, Flasher	104	10.40	30
A. R. Miller, Beach	336	33.60	39
David Montplaisir, West Fargo	396	39.60	10
L. C. Mueller, Oakes	378	37.80	25
J. Milton Myhre, Kindred	400	40.00	10
Marlin T. Obie, Grand Forks	492	49.20	6
Fred Olafson, Gardar	600	60.00	1
Mike Olienyk, Belfield	240	24.00	31
Gilman C. Olson, Cooperstown	360	36.00	16
Olaf Opedahl, Tioga	400	40.00	45
Clarence Poling, Williston	480	48.00	45
Leslie C. Powers, Valley City	270	27.00	15
Mrs. Anna Powers, Leonard	380	38.00	11
Robert F. Reimer, Melville	260	26.00	23
Vincent B. Rieger, Esmond	280	28.00	42
Albert L. Rivinius, Elgin	160	16.00	47
Lawrence Rosendahl, Westhope	364	36.40	28
Patrick E. Ruddy, Grand Forks	492	49.20	6
Earl C. Rundle, New England	278	27.80	39
Palmer Rustan, Williston	480	48.00	45
Wayne G. Sanstead, Minot	228	22.80	29
Emil E. Schaffer, Gackle	208	20.80	36
Robert L. Schoenwald, Minot	238	23.80	29
Frank Shablow, Langdon	520	52.00	18
Edward Shorma, Wahpeton	520	52.00	12
Harold G. Skaar, Newtown	310	31.00	44
Oscar Solberg, Rolla	440	44.00	19
Thomas R. Stallman, Barney	476	47.60	37
Lloyd Staven, Park River	590	59.00	3
Paul Stenhjem, Devils Lake	400	40.00	21
Jacque Stockman, Fargo	400	40.00	9
Theodore Strand, Regent	250	25.00	49
Bryce Streibel, Fessenden	226	22.60	33
E. A. Tough, Strasburg	196	19.60	26
Kenneth Tweten, Reynolds	500	50.00	7
George Unruh, Grand Forks	492	49.20	7
Howard Vogel, Cando	420	42.00	22
Gilman Westvedt, Hatton	440	44.00	8
Joe Welder, Napoleon	160	16.00	36
A. W. Wentz, McClusky	125	12.50	35
Gerhardt Wilke, Rolla	440	44.00	19
Gary M. Williamson, Minot	228	22.80	29
Ralph M. Winge, Litchville	320	32.00	38
John S. Whittlesey, Fargo	400	40.00	9

REP. BREUM, Chairman

Rep. Breum moved that further consideration of the report of the Committee on Mileage and Per Diem be delayed one legislative day, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: The Select Committee appointed to Printing has had the same under consideration and recommends 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, unless otherwise ordered by the House of Representatives, that there be assigned to the presiding officer of the House of Representatives, also to each member of the House of Representatives, not to exceed 10 copies of the Journal to be sent only to constituents; that there also be placed on the daily mailing list our Congressional delegation, State Farm Bureau, State Farmers Union, North Dakota Taxpayers Association, two copies to be sent to the University Law School. There shall also be mailed copies of the Journal to all state institutions, public libraries, the State Historical Society; all state's attorneys, county auditors, county and district judges, and by request in writing to any chamber of commerce or 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 such request may be made through the member of the House of Representatives in whose district such officer or organization is located without diminishing the members ten copies above: that all bills and journals authorized by this resolution to be printed shall be delivered by the printer to the Secretary of the Publication and Printing Commission who shall receipt therefor to the printer; that there shall be 700 copies of the House Bills unless otherwise ordered by the House of Representatives; that 500 copies of the Daily Journal be punched; that 500 copies of the Daily Calendar be printed and punched; that all resolutions, except memorial resolutions, requiring action by the House of Representatives, 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 25,000 letterheads and 10,000 number 10 envelopes be printed as needed for the House of Representatives; that the form of the Journal and the Calendar be the same as was adopted for the 1959 session.

REP. MEYER, Chairman

Rep. Meyer moved that the report be adopted.

Rep. Brown moved a substitute motion that the report be amended to delete the words "to be sent only to constituents", which motion prevailed.

Rep. Brown moved that the report as amended be adopted.

ROLL CALL

The question being on the adoption of the report as amended, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth
Anderson

Glaspey
Gronhovd

Olson
Opedahl

Backes	Gudajtes	Poling
Belquist	Hardmeyer	Powers, Barnes
Bergman	Harrison	Powers, Cass
Bier	Hauf	Reimers
Bilden	Haugen	Rieger
Bloom	Haugland	Rosendahl
Borstad	Hertz	Ruddy
Boustead	Hickle	Rundle
Bowles	Hilleboe	Rustan
Bowman	Hoffner	Sanstead
Breum	Ivesdal	Schaffer
Brown	Johnson, Barnes	Schoenwald
Bruner	Johnson, Billings-	Shablow
Burk	Bow.-G.V.-Slope	Shorma
Christensen	Jungroth	Solberg
Christopher	Knudsen	Stallman
Coles	Krenz	Staven
Collette	Kvasager	Stenhjem
Connolly	Lang	Stockman
Dahlen	Larsen	Strand
Davis	Larson	Streibel
Dick	Leer	Tough
Dornacker	Linderman	Tweten
Duncan	Loerch	Unruh
Elkin	Lundene	Vogel
Erickson,	Meschke	Wagner
Mountrail	Meyer	Wastvedt
Erickson, Ward	Miller	Welder
Fossum	Montplaisir	Wentz
Frank	Mueller	Whittlesey
Froeschle	Myhre	Wilkie
Ganser	Obie	Williamson
Gengler	Olafson	Winge
Gietzen	Olienyk	Mr. Speaker
Giffey		

Absent and not voting:

Rivinius Skaar

So the report of the Select Committee on Printing, as amended, was declared adopted.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

Rep. Collette introduced:

House Bill No. 574. A Bill for an Act providing an appropriation for the construction of an all-faiths chapel in Grafton State School.

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

Reps. Johnson of Barnes, and Froeschle introduced:

House Bill No. 575. A Bill for an Act to amend and reenact Sections 15-45-02 and 15-45-03 of the North Dakota Century Code, relating to kindergartens.

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

Reps. Rustan and Stockman introduced:

House Bill No. 576. A Bill for an Act to amend Chapter 16-16, Presidential Electors, of the North Dakota Century Code, by creating and enacting new sections to provide for voting by new residents in presidential elections.

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

Reps. Fossum, Rosendahl, Froeschle, Montplaisir, Haugland, Sanstead, Kvasager, Larsen, Dornacker, Olienyk, Winge, Haugen, Johnson of Barnes, and Gengler introduced:

House Bill No. 577. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state.

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

Reps. Hoffner, Frank, Wilke, Giffey, Haugland, Tough, and Obie introduced:

House Concurrent Resolution "D". A concurrent resolution requesting the Congress and the national administration of the United States to take all possible steps to improve the economic position of the agricultural producer.

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

SIGNING OF BILLS

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

House Concurrent Resolution "A"

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

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 12, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

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

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 12, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

EIGHTH DAY

Bismarck, January 12, 1965

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

Prayer was offered by Rev. Chas. M. Hill of the First Congregational Church of Bismarck, North Dakota.

Roll Call: All members present except Reps. Rivinius and Skaar.

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

REP. OPEDAHL, Chairman

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

Rep. Giffey moved that a committee of two be appointed to escort Congressman Redlin to the rostrum, which motion prevailed, and Speaker Link appointed Reps. Glaspey and Bloom.

Rep. Giffey moved that a committee of two be appointed to notify the Senate that the House is ready to receive them for the Broadcaster's Day program, which motion prevailed, and the Speaker appointed as such committee, Reps. Froeschle and Obie.

Rep. Giffey moved that the House be at ease to receive the Senate members to hear addresses by Congressman Redlin and Mr. Lee Fondran, Director of National Association of Broadcaster's Radio Code Board from Denver, Colorado, and that at the conclusion of this program, the House stand recessed until 1:30 p.m., January 13, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 13, 1965

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

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

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following:

House Concurrent Resolution "C"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

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

REPORT OF COMMITTEE ON EMPLOYMENT

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

Stenographer.....Veronica Schneider, Bismarck

Stenographer.....Mrs. Mary Radloff, Bismarck

REP. STALLMAN, Chairman

Rep. Stallman moved that the report be adopted, which motion prevailed, on roll call.

ROLL CALL

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were ayes, 104; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Gronhovd	Powers, Barnes
Anderson	Gudajtes	Powers, Cass
Backes	Hardmeyer	Reimers
Belquist	Harrison	Rieger
Bergman	Hauf	Rivinius
Bier	Haugen	Rosendahl
Bilden	Haugland	Ruddy
Bloom	Hertz	Rundle
Borstad	Hickle	Rustan
Boustead	Hilleboe	Sanstead
Bowles	Hoffner	Schaffer
Bowman	Ivesdal	Schoenwald
Breum	Johnson, Barnes	Shablow
Brown	Johnson, Billings-	Shorma
Bruner	Bow.-G.V.-Slope	Skaar

Christensen	Jungroth	Solberg
Christopher	Knudsen	Stallman
Coles	Krenz	Staven
Collette	Kvasager	Stenhjem
Connolly	Lang	Stockman
Dahlen	Larsen	Strand
Davis	Larson	Streibel
Dick	Leer	Tough
Dornacker	Linderman	Tweten
Duncan	Loerch	Unruh
Elkin	Lundene	Vogel
Erickson,	Meschke	Wagner
Mountrail	Miller	Wastvedt
Erickson, Ward	Montplaisir	Welder
Fossum	Myhre	Wentz
Frank	Obie	Whittlesey
Ganser	Olafson	Wilkie
Gengler	Olienyk	Williamson
Gietzen	Opedahl	Winge
Giffey	Poling	Mr. Speaker
Glaspey		

Those voting in the negative were:

Burk Meyer

Absent and not voting:

Froeschle Mueller

Olson

So Veronica Schneider and Mrs. Mary Radloff were declared elected as stenographers and were sworn in by the Speaker.

Rep. Breum moved that the report of the Committee on Mileage and Per Diem be amended to show 228 miles rather than 238 miles, for Rep. Schoenwald, which motion prevailed.

Rep. Breum moved that the Committee on Mileage and Per Diem be shown in the House Journal, pages 84 and 85, and amended, be approved, which motion prevailed on roll call.

ROLL CALL

The question being on approval of the report of the Committee on Mileage and Per Diem, as amended, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hertz	Ruddy
Borstad	Hickle	Rundle
Boustead	Hilleboe	Rustan
Bowles	Hoffner	Sanstead
Bowman	Ivesdal	Schaffer
Breum	Johnson, Barnes	Schoenwald
Brown	Johnson, Billings-	Shablow
Bruner	Bow.-G.V.-Slope	Shorma
Burk	Jungroth	Skaar
Christensen	Knudsen	Solberg

Christopher	Krenz	Stallman
Coles	Kvasager	Staven
Collette	Lang	Stenhjem
Connolly	Larsen	Stockman
Dahlen	Larson	Strand
Davis	Leer	Streibel
Dick	Linderman	Tough
Dornacker	Loerch	Tweten
Duncan	Lundene	Unruh
Elkin	Meschke	Vogel
Erickson,	Meyer	Wagner
Mountrail	Miller	Wastvedt
Erickson, Ward	Montplaisir	Welder
Fossum	Myhre	Wentz
Frank	Obie	Whittlesey
Ganser	Olafson	Wilkie
Gengler	Olienyk	Williamson
Gietzen	Olson	Winge
Giffey	Opedahl	Mr. Speaker
Glaspey		
Absent and not voting:		
Froeschle	Mueller	

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

SIXTH ORDER OF BUSINESS

Rep. Bloom moved that the amendments to House Bill No. 542 as recommended by the Committee on Education, page 83 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 13, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A"

Which the President has signed.

GERALD L. STAIR, Secretary

Rep. Giffey moved that the remarks of Congressman Redlin be printed in the House Journal, which motion prevailed.

Congressman Redlin was introduced by Lt. Governor Tighe.

Congressman Redlin: "Mr. President, Mr. Speaker, Honored Guests, Members of the House and Senate, Ladies and Gentlemen — I indeed do bring greetings to you from Washington. Your kindness and welcome are appreciated deeply.

I want to tell you that they get snow in Washington. They got seven inches yesterday and as they are not prepared for this it caused more pandemonium than here.

It is certainly a pleasure to be here with so many of my colleagues with whom I worked closely for six years as a member of the legislature. I hope to be able to meet many new friends among you. I believe we are really all colleagues in our work.

I had hoped the Chairman today would be the Speaker. As a former member of the state Senate I am used to

saying 'Mr. President' as they do across the hall and now I must learn to say 'Mr. Speaker.'

I have not played hookey and am failing to represent you down in Washington. I contacted both the Speaker and the floor leader and they assured me that the work this week would not be very important. It will be mainly messages and those we can look over in our offices. So I took this opportunity to come home to North Dakota to get my wife and children and bring them back to a furnished house that we have rented in Washington and which will be our home.

I am particularly happy to be here today on Broadcaster's Day. They are continuing to be important in democracy and progress. They are a part of the 'team of democracy,' protecting the rights of the people and strengthening the society of man.

In my opinion they get the information to the people to assimilate in all corners of this nation and in fact, all over the globe.

It is essential that this be done for democracy and growth.

You are going to hear about the Radio Code Board of the National Association of Broadcasters. I am happy to be here and to hear this talk.

My experience in Washington shows there is a feeling of confidence today in the future and destiny of America. It is going to continue to grow as a nation and keep the economic momentum, continuing to meet the need of society and that monumental growth to help us to meet the problems of the future.

We from North Dakota, who are representing this state, are working together to make sure that North Dakota is a part of this great effort.

It is a privilege to be here. Godspeed in your important work."

Rep. Giffey moved that House Resolution No. 1, as shown on page 42, House Journal, be adopted at this time, which motion prevailed and the resolution was declared adopted, on roll call vote.

ROLL CALL

The question being on the adoption of House Resolution No. 1. The roll was called and there were ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Gronhovd	Poling
Anderson	Gudajtes	Powers, Barnes
Backes	Hardmeyer	Powers, Cass
Belquist	Harrison	Reimers
Bergman	Hauf	Rieger
Bier	Haugen	Rivinius
Bilden	Haugland	Rosendahl
Bloom	Hertz	Ruddy
Borstad	Hickle	Rundle
Boustead	Hilleboe	Rustan
Bowles	Hoffner	Sanstead
Bowman	Ivesdal	Schaffer
Breum	Johnson, Barnes	Schoenwald

Brown	Johnson, Billings-	Shablow
Bruner	Bow.-G.V.-Slope	Shorma
Burk	Jungroth	Skaar
Christensen	Knudsen	Solberg
Christopher	Krenz	Stallman
Coles	Kvasager	Staven
Collette	Lang	Stenhjem
Connolly	Larsen	Stockman
Dahlen	Larson	Strand
Davis	Leer	Streibel
Dick	Linderman	Tough
Dornacker	Loerch	Tweten
Duncan	Lundene	Unruh
Elkin	Meschke	Vogel
Erickson,	Meyer	Wagner
Mountrail	Miller	Wastvedt
Erickson, Ward	Montplaisir	Welder
Fossum	Mueller	Wentz
Frank	Myhre	Whittlesey
Ganser	Obie	Wilkie
Gengler	Olafson	Williamson
Gietzen	Olienyk	Winge
Giffey	Olson	Mr. Speaker
Glaspey	Opedahl	

Absent and not voting:
Froeschle

So House Resolution No. 1 was declared adopted.

Reps. Giffey and Streibel introduced:

House Resolution No. 2. A resolution expressing appreciation to the adjutant general, the national guard, and the governor's reception and ball committee for their activities in making the inauguration activities a success.

Which was read the first time.

Rep. Giffey moved that House Resolution No. 2 be read in its entirety at this time, which motion prevailed.

Rep. Giffey moved that House Resolution No. 2 be amended to insert the word "Mrs." before the word "Adrian", in line 23, which motion prevailed.

Rep. Giffey moved that House Resolution No. 2 be printed in the House Journal as amended, and not as a bill, which motion prevailed.

HOUSE RESOLUTION NO. 2

Introduced by Representatives Giffey and Streibel

A resolution expressing appreciation to the adjutant general, the national guard, and the governor's reception and ball committee for their activities in making the inauguration activities a success.

- 1 WHEREAS, Brigadier General LaClair Melhouse,
- 1a North Dakota
- 2 adjutant general, and the North Dakota national guard
- 2a have for
- 3 many sessions handled the governor's inaugural
- 3a program in a most
- 4 commendable manner; and
- 5 WHEREAS, they have again on January 6, 1965,
- 5a performed these
- 6 duties with finesse, dignity, and courtesy toward the
- 6a Honorable

7 William L. Guy and his family, as well as toward the
 7a other elected
 8 state officials; and
 9 WHEREAS, the governor's reception and ball
 9a committee planned
 10 and made the governor's reception and ball an
 10a outstanding event;
 11 NOW, THEREFORE, BE IT RESOLVED BY THE
 12 HOUSE OF REPRESENTATIVES OF THE STATE OF
 13 NORTH DAKOTA:
 14 That the House of Representatives of the Thirty-
 14a ninth
 15 Legislative Assembly of the State of North Dakota does
 15a hereby
 16 express its thanks and appreciation to Brigadier
 16a General LaClair
 17 Melhouse and the national guard and to the governor's
 17a reception
 18 and ball committee and to all others who furnished
 18a numbers for the
 19 programs or assisted in any way with the success of
 19a these events.
 20 BE IT FURTHER RESOLVED, that this
 21 resolution be printed in the journal and that properly
 21a authenti-
 22 cated copies be sent to Brigadier General LaClair
 22a Melhouse and Mrs.
 23 Adrian Dunn, chairman of the governor's reception and
 23a ball committee.

Rep. Giffey moved that House Resolution No. 2, as amended, be adopted at this time, which motion prevailed and the resolution was declared adopted.

FIRST READING OF HOUSE BILLS

Reps. Johnson of Barnes, and Haugen introduced:

House Bill No. 578. A Bill for an Act to amend and reenact section 15-53-26 of the 1963 Supplement to the North Dakota Century Code, relating to school district annexation proceedings.

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

Reps. Johnson of Barnes, Olafson, Powers of Barnes, and Hertz introduced:

House Bill No. 579. A Bill for an Act to amend and reenact section 15-40-19 of the 1963 Supplement to the North Dakota Century Code, relating to the distribution of payments to the county equalization fund by the department of accounts and purchases.

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

Rep. Brown introduced:

House Bill No. 580. A Bill for an Act to repeal chapter 16-19 of the North Dakota Century Code, relating to the publication by the state of North Dakota of a publicity pamphlet prior to any statewide election.

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

Rep. Brown introduced:

House Bill No. 581. A Bill for an Act to amend and reenact sections 16-12-10, 16-12-14, and 16-18-06 of the North Dakota Century Code, relating to the conduct and procedure of elections.

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

Rep. Brown introduced:

House Bill No. 582. A Bill for an Act to amend and reenact sections 43-09-01, 43-09-02, 43-09-05, 43-09-11, and 43-09-22 of the North Dakota Century Code, relating to the state electrical board and the licensing of electricians.

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

Rep. Brown introduced:

House Bill No. 583. A Bill for an Act to provide that all electors must be registered in the precinct prior to being authorized to vote in any statewide special, primary, or general election, providing for the method of registration and to amend and reenact section 16-18-06 of the North Dakota Century Code, relating to absent voters' ballots, and providing a penalty.

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

Reps. Rundle and Rustan introduced.

House Bill No. 584. A Bill for an Act making an appropriation to the North Dakota Department of Agriculture and Labor for predatory animal control from February 1, 1965, through June 30, 1965, and paying outstanding accounts, and declaring an emergency.

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

Reps. Brown and Jungroth introduced:

House Bill No. 585. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, county party committee organization meetings, state central committee meetings, precinct committeemen meetings, and party conventions, and declaring legislative intent.

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

Reps. Miller and Backes introduced:

House Bill No. 586. A Bill for an Act to amend and reenact section 51-13-05 of the North Dakota Century Code, relating to interest credit upon advance payment of retail installment sales contracts.

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

Reps. Myhre and Bergman introduced:

House Bill No. 587. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to the terms of office of township supervisors.

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

Reps. Gietzen, Erickson of Mountrail, Elkin, Dick, Meyer, Rieger, and Skaar introduced:

House Bill No. 588. A Bill for an Act relating to the qualifications of electors at municipal elections on bonding and debt limit increases.

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

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk
NINTH DAY

Bismarck, January 13, 1965

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

Prayer was offered by Rev. W. D. Stone of Wesleyan Methodist Church of Bismarck, North Dakota.

Roll Call: All members present except Rep. Duncan.

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

REP. OPEDAHL, Chairman

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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "A"

Delivered to the Secretary of State on January 12, 1965.

REP. SHABLOW, Chairman

Rep. Giffey requested that the Clerk of the United States District Court in Bismarck be asked to furnish this House with the official ruling regarding reapportionment so the Chief Clerk may read it to the Assembly. This request was granted.

SECOND READING OF A HOUSE BILL

House Bill No. 545. A Bill for an Act to create and enact section 54-16-12 of the North Dakota Century Code, relating to the granting by the state emergency commission of funds to institutions of higher education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Gudajtes	Poling
Anderson	Hardmeyer	Powers, Barnes
Backes	Harrison	Powers, Cass
Belquist	Hauf	Reimers
Bergman	Haugen	Rieger
Bier	Haugland	Rivinius

Bilden	Hertz	Rosendahl
Bloom	Hickle	Ruddy
Borstad	Hilleboe	Rundle
Bowles	Hoffner	Rustan
Bowman	Ivesdal	Sanstead
Breum	Johnson, Barnes	Schaffer
Bruner	Johnson, Billings-	Schoenwald
Burk	Bow.-G.V.-Slope	Shablow
Christensen	Jungroth	Shorma
Christopher	Knudsen	Skaar
Coles	Krenz	Solberg
Collette	Kvasager	Stallman
Dahlen	Larsen	Staven
Dick	Larson	Stenhjem
Dornacker	Leer	Stockman
Duncan	Linderman	Strand
Elkin	Loerch	Streibel
Erickson,	Lundene	Tough
Mountrail	Meschke	Tweten
Erickson, Ward	Meyer	Unruh
Fossum	Miller	Vogel
Frank	Montplaisir	Wastvedt
Froeschle	Myhre	Wentz
Ganser	Obie	Whittlesey
Gengler	Olafson	Wilkie
Gietzen	Olienyk	Williamson
Giffey	Olson	Winge
Glaspey	Opedahl	Mr. Speaker
Gronhovd		

Those voting in the negative were:

Boustead	Lang	Wagner
Brown	Mueller	Welder
Connolly		

Absent and not voting:

Davis

So the bill passed and the title was agreed to.

SIGNING OF BILLS

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

House Concurrent Resolution "C"

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

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 13, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "C"

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

RICHARD ISTA, Asst. Chief Clerk

Rep. Streibel moved that the following poem by Rep. Hauf be printed in the House Journal, which motion prevailed.

THE 39th IN REVERSE

The Ship from China for the Democrats has come in
 Many years have gone by before we were able to win
 A majority in the House we have this time

To do something wrong now would be a crime
The empty chairs as claimed were filled
By a good margin so that we are thrilled
Some still wonder what went wrong
That so many voted in our favor so strong
It seems rather quiet on the Northern front
By one who was late in filing his expense account
The investigations proceeding have been calmed
By eliminating those who were involved
Some too are not with us any more
They have gone to meet St. Peter at the door
But now the state's problems on us will depend
The policies in the past which we wanted we must now
defend
Miracles of course will be expected by some
Like more services and less taxes to come
Most likely the minority now will liberal be
To raise the taxes so they can blame you and me
The Speaker this session no doubt from this victory
Will be one whose name will go down in history
In the House this session he will keep all in line
So no one will be able to criticize the Gov. at any time
The majority floor leader no doubt will be kinder
To all who will not raise his gander
Some members of last session's economy clan
Now admit they were wrong and are now willing to follow
a more civilized plan
Some even admit the Democrats are really human and
commending
With liberal thinking and conservative spending
Our goals should never be what can we gain for ourselves
But rather how can we help those who cannot help them-
selves
But we must all reach out for a Guiding Hand
From Someone higher who is in command
To guide us all for what is best
For this here State and all the rest.

Rep. Otto Hauf

Rep. Giffey moved that the House stand recessed until
1:30 p.m. Thursday, January 14, 1965, which motion pre-
vailed.

DONNELL HAUGEN, Chief Clerk

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 14, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

House Bill No 542

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 511 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 553 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 554 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 559 has had the same under consideration and recommends that the same be amended as follows:

At the end of line 25, delete the word "of"

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Fossum moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 559 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "D" has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND HOUSE RESOLUTIONS

Reps. Hertz, Anderson, Stockman, and Powers of Barnes introduced:

House Bill No. 589. A Bill for an Act relating to payment and collection of wages for labor; requiring semi-monthly payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; prohibiting contracts waiving the terms of this Act; making principal contractor liable for payroll of subcontractor; placing responsibility for enforcement of this Act; granting the commissioner of labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of labor and his deputy the duty to prosecute actions; fixing costs to be paid, charged and collected; providing for power to promulgate regulations.

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

Reps. Harrison, Jungroth, Ganser, Rosendahl, and Myhre introduced:

House Bill No. 590. A Bill for an Act to amend and reenact section 57-20-09 of the North Dakota Century Code, relating to the discount for early payment of real estate taxes.

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

Reps. Poling and Davis introduced:

House Bill No. 591. A Bill for an Act to amend and reenact section 18-01-33 of the North Dakota Century Code, relating to authority of state fire marshal to promulgate rules and regulations, and adopt state building codes.

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

Reps. Poling and Davis introduced:

House Bill No. 592. A Bill for an Act to amend and reenact section 18-10-08 of the North Dakota Century Code, relating in indebtedness of district limited, and declaring an emergency.

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

Reps. Poling and Davis introduced:

House Bill No. 593. A Bill for an Act to amend and reenact subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to definitions.

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

Reps. Tweten, Dahlen and Krenz introduced:

House Bill No. 594. A Bill for an Act to amend and reenact section 39-04-17 of the North Dakota Century Code, relating to the certificate of a notary showing compliance with the registration of motor vehicle laws and making the execution of a false certificate a misdemeanor.

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

Rep. Larson of Richland introduced:

House Bill No. 595. A Bill for an Act to amend and reenact section 63-03-06 of the North Dakota Century Code, relating to the destruction of weeds and failure of responsible persons to destroy weeds.

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

Reps. Wagner and Brown introduced:

House Bill No. 596. A Bill for an Act to amend and reenact section 23-23-02 of the 1963 Supplement to the North Dakota Century Code, relating to cancer cures.

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

Reps. Wagner, Staven and Boustead introduced:

House Bill No. 597. A Bill for an Act to amend and reenact sections 27-16-06, 27-16-18, and 27-16-31 of the North Dakota Century Code, relating to the confidentiality of juvenile court records and hearings and the publication of the names of certain juvenile offenders.

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

Reps. Brown, Wagner, Boustead, Coles, Aamoth and Hillboe introduced:

House Bill No. 598. A Bill for an Act to amend and reenact sections 15-22-23, 15-28-04, 15-28-06, 15-28-07, 15-28-08, 15-28-09, 15-29-05, and subsection 12 of section 15-29-08 of the North Dakota Century Code, relating to school district elections and the compensation of school board members and officers, and declaring an emergency.

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

Reps. Meschke, Stockman and Jungroth introduced:

House Bill No. 599. A Bill for an Act to amend and reenact section 27-09-26 of the North Dakota Century Code relating to the use of juries by district courts and county courts of increased jurisdiction and the creation and enactment of a new section 27-09-27 of the North Dakota Century Code relating to attendance of jury panels at terms of court.

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

Reps. Tweten, Dahlen, Krenz and Unruh introduced:

House Bill No. 600. A Bill for an Act to amend and reenact section 5-01-09 of the North Dakota Century Code relating to being intoxicated in public places and providing a penalty therefor.

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

Reps. Tweten, Dahlen, Krenz and Unruh introduced:

House Bill No. 601. A Bill for an Act to amend and reenact section 39-08-18 of the North Dakota Century Code, relating to open receptacles containing alcoholic beverages in automobile, truck or bus.

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

Reps. Unruh, Dahlen and Tweten introduced:

House Bill No. 602. A Bill for an Act to amend and reenact subsection 2 of section 39-07-09 of the North Dakota Century Code relating to offenses under which person arrested may not be entitled to release upon promise to appear.

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

Reps. Winge, Schaffer, Dornacker and Krenz introduced:

House Bill No. 603. A Bill for an Act to amend and reenact sections 18-03-09, 40-07-08, 40-19-02, subsections 1, 2, and 4 of section 57-02-11, sections 57-02-17, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.7, 57-02-22, 57-02-31, 57-02-32, 57-02-34, 57-03-01, 57-03-02, 58-05-02, and 58-05-18 of the North Dakota Century Code, to provide real and personal property shall be assessed and valued as of February first instead of April first of each year and changing the dates of elections, terms, and procedures of certain village and township offices to correspond with the proposed assessment and valuation dates of real and personal property.

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

Reps. Christensen, Winge, Ivesdahl, Krenz and Hickie introduced:

House Bill No. 604. A Bill for an Act to amend and reenact section 4-22-22, subsection 13 of section 4-22-26, and 4-22-44 of the North Dakota Century Code, relating to the expenses of supervisors; the borrowing of funds by districts through the pledging of its income, the payment of liabilities, and the disposal of property when terminating the affairs of the district.

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

Reps. Elkin, Olienyk and Stenhjem introduced:

House Bill No. 605. A Bill for an Act to repeal chapter 26-22 of the North Dakota Century Code, relating to the hail insurance department and providing an effective date.

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

Reps. Rustan and Meschke introduced:

House Concurrent Resolution "E". A concurrent resolution directing the Legislative Research Committee to ap-

point a sub-committee authorized and directed to study and consider Model Acts and Uniform Acts adopted by the National Conference of Commissioners on Uniform State Laws, and to prepare appropriate bills for submitting to the Legislative Assembly such Model Acts and Uniform Acts as the sub-committee, with the approval of the Legislative Research Committee, deems suitable for the State of North Dakota.

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

Reps. Giffey and Streibel introduced:

House Concurrent Resolution "F". A concurrent resolution urging the legislature of the state of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

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

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 14, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the President has signed.

GERALD L. STAIR, Secretary

SECOND READING OF A HOUSE BILL

House Bill No. 542. A Bill for an Act to create a higher education facilities commission and providing for its membership, powers, duties, and compensation, and providing for the allocation and expenditure of funds.

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, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Giffey	Opedahl
Anderson	Glaspey	Powers, Barnes
Backes	Gudajtes	Powers, Cass
Belquist	Hardmeyer	Reimers
Bergman	Harrison	Rieger
Bier	Hauf	Rivinius
Bilden	Haugen	Rosendahl
Bloom	Haugland	Rundle
Borstad	Hertz	Rustan
Boustead	Hickle	Sanstead
Bowles	Hilleboe	Schaffer
Bowman	Hoffner	Schoenwald
Breum	Ivesdal	Shablow
Brown	Johnson, Barnes	Shorma
Bruner	Johnson, Billings-	Skaar
Burk	Bow.-G.V.-Slope	Solberg
Christensen	Jungroth	Stallman
Christopher	Knudsen	Staven
Coles	Krenz	Stenhjem
Collette	Kvasager	Stockman

Connolly	Larsen	Strand
Dahlen	Larson	Streibel
Davis	Leer	Tough
Dick	Linderman	Tweten
Dornacker	Loerch	Unruh
Duncan	Meschke	Vogel
Elkin	Meyer	Wagner
Erickson,	Miller	Wastvedt
Mountrail	Montplaisir	Welder
Erickson, Ward	Mueller	Wentz
Fossum	Myhre	Whittlesey
Frank	Obie	Wilkie
Froeschle	Olafson	Williamson
Ganser	Olienyk	Winge
Gengler	Olson	Mr. Speaker
Gietzen		
Absent and not voting:		
Gronhovd	Lundene	Ruddy
Lang	Poling	

So the bill passed and the title was agreed to.

Rep. Giffey moved that the absent member be excused, which motion prevailed.

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TENTH DAY

Bismarck, January 14, 1965

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

Prayer was offered by Rev. R. E. Feeney of St. Vincent's Home, Bismarck, N. Dak.

Roll Call: All members present except Reps. Gronhovd, Lang, Lundene and Ruddy.

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

Page 97, line 97, insert the words "and Rustan"

Page 99, strike lines 48 and 49, insert "which the Speaker has signed and your signature is respectfully requested"

And when so corrected recommend that the same be approved.

REP. OPEDAHN, Chairman

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

FOURTH ORDER OF BUSINESS

"January 14, 1965

Clerk of the United States District Court
Bismarck, North Dakota

Dear Sir:

The House of Representatives of the Thirty-ninth Legislative Assembly of the State of North Dakota on the 13th day of January, 1965, made the following request:

"Rep. Giffey requested that the Clerk of the United States District Court in Bismarck be asked to furnish

the House with the official ruling regarding reapportionment so the Chief Clerk may read it to the Assembly. This request was granted." Page 98, Journal of the House, Thirty-ninth Legislative Assembly.

Hearings on reapportionment are scheduled to begin next Monday, January 18th and it is important that we have this information.

Thank you for giving this matter your immediate attention.

Very truly yours,
Arthur A. Link
Speaker, House of Representatives
Thirty-ninth Legislative Assembly
State of North Dakota"

"United States District Court
Office of the Clerk
District of North Dakota
Bismarck, North Dakota
January 14, 1965

Honorable Arthur A. Link
Speaker of the House of Representatives
39th Legislative Assembly
Bismarck, North Dakota

Dear Mr. Link:

Pursuant to your request, we herewith furnish you with a certified copy of the Court's Opinion and Dissenting Opinion in the case of John D. Paulson, et al vs. Ben Meier, our Civil Action No. 618.

Very truly yours,
Florance Williams, Clerk
By C. J. Schmidt, Deputy"

Rep. Giffey moved that the reading of the certified copy of Courts Opinion and Dissenting Opinion as furnished by the Clerk of the United States District Court, be dispensed with, which motion prevailed.

Rep. Giffey announced that the original copy of above named certified copy is to be kept in the office of the Lieutenant Governor.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 14, 1965

Mr. President: I have the honor to transmit:
House Bill No. 545

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

DONNELL HAUGEN, Chief Clerk

Rep. Brown moved that the remarks of Rep. Streibel be printed in the House Journal, which motion prevailed.

Rep. Streibel: "On January 5th, each of us took a solemn oath to uphold the Constitution of the State of North Dakota and the Constitution of the United States of America.

In administering this oath, no consideration was given for the dissident opinions that might prevail within the minds of us as individuals.

We have just received a copy of the decision of a Three-Judge Federal District Court with regard to the reapportionment of this Legislative body in which we now serve.

I quote: "We hold that the Thirty-Ninth Legislative Assembly of North Dakota, consisting of members elected under existing law, will have a de facto status; that at such regular session it should promptly devise and pass legislation creating and establishing a system of legislative districting and apportionment consistent with federal constitutional standards; that the effective date of this Order and Decree will be stayed until after the 1964 general elections have been held and for a reasonable time after the commencement of the 1965 Legislative Assembly in order to afford such Assembly a reasonable and adequate opportunity to enact such apportionment legislation. We retain and reserve jurisdiction herein for such further relief and orders, if any, as may hereafter be deemed proper." Unquote.

The Court further establishes in its decision certain guidelines to which we are advised to adhere.

1. That we should promptly devise and pass legislation.
2. That we be apportioned on a population basis.
3. That we use our political subdivision boundaries when possible.
4. That we can use single-member districts or multi-member districts.

We have just recently witnessed, in our sister state to the West, the incident of a federal marshall serving notice upon her legislative body, that a citizen is asking for relief of representation under the United States Supreme Court's Reapportionment decision relative to "one man, one vote".

The injunctive relief prayed for by five plaintiffs, residents and voters of North Dakota, was temporarily denied, but the jurisdiction which has been retained and reserved by the Court can be resumed.

The decision is our responsibility to make. The Court, in good faith, has granted us, the de facto legislative body, a reasonable time to carry out the mandate of the Court.

As Minority Leader, and in behalf of the minority, I would urge that this most important decision be promptly expedited.

I take this occasion to serve notice that we the minority are ready to assume this most important responsibility."

Rep. Giffey moved that the House now stand recessed until 1:30 p.m., January 15, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 15, 1965

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

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

FIRST READING OF HOUSE BILLS
AND RESOLUTIONS

Reps. Winge and Bowman introduced:

House Bill No. 606. A Bill for an Act to amend and reenact subsection 1 of section 20-03-02 relating to the privilege of hunting without a license.

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

Reps. Collette, Backes, Coles, Erickson of Ward, Hoffner, Stallman and Whittlesey introduced:

House Bill No. 607. A Bill for an Act to amend and reenact sections 37-07-05, 37-11-01, 37-11-02, and 37-11-04 of the North Dakota Century Code, relating to activities of the national guard in aid of civil authorities and the protection of life and property, and the determination and payment of claims for the death or disability of members; expenditures of the national guard in the service of the state; and to repeal sections 37-11-03, 37-11-05, 37-11-08, and 37-11-09 of the North Dakota Century Code, relating to pensions for death and disability of members.

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

Reps. Anderson, Miller, Tough, Bruner and Wilkie introduced:

House Bill No. 608. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the employment of a state architect.

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

Rep. Rundle introduced:

House Bill No. 609. A Bill for an Act to provide bounties for all coyotes, bobcats, and foxes killed in the state of North Dakota and to amend and reenact sections 20-14-01 and 20-14-02 of the North Dakota Century Code, relating to bounties on magpies.

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

Rep. Rundle introduced:

House Bill No. 610. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof, and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds.

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

Reps. Hertz, Schoenwald, Jungroth, Harrison, Gengler, Gietzen and Meyer introduced:

House Bill No. 611. A Bill for an Act relating to sanitary conditions and requiring certain equipment and facilities on railroad locomotives and cabooses, and to amend Section 49-13-07 of the North Dakota Century Code relating to construction and use of caboose cars, and providing a penalty for the violation thereof.

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

Reps. Schoenwald, Hertz, Bergman, Gengler, Meyer, Jungroth, Harrison and Gietzen introduced:

House Bill No. 612. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code relating to the hours of service of railroad employees.

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

Reps. Hertz, Haugland, Schoenwald, Gengler, Gietzen, Meyer, Kvasager and Jungroth introduced:

House Bill No. 613. A Bill for an Act prohibiting the use of certain devices on railroad locomotives and equipment and prescribing penalties for violating the provisions thereof.

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

Reps. Ruddy, Bergman and Tweten introduced:

House Bill No. 614. A Bill for an Act to amend and reenact section 43-07-12 of the North Dakota Century Code relating to the licensing of bidders on public contracts, and to exempt therefrom the requirement that contractors be licensed prior to submitting bids to the state highway department for any federal aid project, and declaring an emergency.

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

Rep. Meschke introduced:

House Bill No. 615. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the 1963 Supplement to the North Dakota Century Code, relating to income tax definitions, and declaring an emergency.

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

Reps. Montplaisir, Sanstead and Stockman introduced:

House Bill No. 616. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, relating to tax limitations on tax districts.

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

Reps. Hertz and Olienyk introduced:

House Bill No. 617. A Bill for an Act to amend and reenact section 15-53-05 of the 1963 Supplement to the North Dakota Century Code relating to the compensation and expenses of members of the county committee for the reorganization of public school districts.

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

Reps. Stallman, Hoffner and Olienyk introduced:

House Bill No. 618. A Bill for an Act making an appropriation for the completion of the compilation and publishing of the records of those who served in World War II and the Korean hostilities.

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

Rep. Brown introduced:

House Bill No. 619. A Bill for an Act to create and enact subsection 4 of section 57-15-12 and to amend and reenact sections 57-15-08, 57-15-09, subsection 3 of section 57-15-14, and section 57-17-01 of the North Dakota Century Code, relating to mill levies in excess of the statutory limitations therefor for cities, villages, park districts, and school districts giving four years of standard high school work.

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

The Committee on Employment introduced:

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Which was read the first time.

Rep. Stallman moved that House Concurrent Resolution "G" be printed in the House Journal, and not as a bill, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "G"

Introduced by Committee on Employment

A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE THIRTY-NINTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

- 1 THAT for and during this thirty-ninth Legislative
- 1a Assembly the
- 2 following named persons be employed and
- 3 appointed as officers and employees of the house and
- 3a senate and shall
- 4 be paid the compensation per diem set opposite their
- 4a respective names:

5	HOUSE	
6	Donnell Haugen, Chief Clerk	\$25.00
7	Richard Ista, Assistant Chief Clerk	20.00
8	Ruth Smith, Desk Reporter	25.00
9	Howard Douglas Rose, Bill Clerk	15.00

10	John Yunker, Sergeant-At-Arms	12.00
11	Sam Luschenko, Assistant Sergeant-At-Arms....	10.00
12	Allen Frazer, Calendar Clerk	15.00
13	Elmer Strand, Superintendent of Employees	20.00
14	Edward Trost, Bill Room Clerk	10.00
15	Mike Burgad, Bill Room Clerk	10.00
16	Corliss Mushik, Secretary to Speaker	15.00
17	Pam Billigmeier, Chief Steno and Payroll Clerk	20.00
18	Mrs. Frances Knoll, Assistant Chief Steno	16.00
19	Patricia Wright, Stenographer	14.00
20	Doris Thomas, Stenographer	14.00
21	Barbara Kadlec, Stenographer	14.00
22	Veronica Schneider, Stenographer	14.00
23	Mary Radloff, Stenographer	14.00
24	Eleanor Weber, House Appropriations Clerk	15.00
25	Bob Larson, Chief Comm. Clerk	15.00
26	Alice McKinley, Committee Clerk	14.00
27	Jean Otteson, Committee Clerk	14.00
28	Norma Dalton, Committee Clerk	14.00
29	Marilyn Rose, Committee Clerk	14.00
30	Marian Ehli, Committee Clerk	14.00
31	Jack Formo, Enroll. and Engross. Clerk	14.00
32	Yvonne Wold, Asst. Enroll. and Engross. Clerk	14.00
33	Donna Carufel, Chief Page	13.00
34	Marlys Fleck, Page	11.00
35	Carolyn Jean Paulson, Page	11.00
36	Mrs. Aaron Dalke, Page	11.00
37	Karen Adam, Page	11.00
38	Enola Eck, Proofreader	12.00
39	Mrs. Robert Shannon, Proofreader	12.00
40	M. C. Tescher, Msgr. to Gov.	11.00
41	Mrs. Robert Moses, Postmistress	10.00
42	Mary Jane Geiss, Asst. Postmistress	10.00
43	Pearl Andre, Chart Room Clerk	12.00
44	Regina Prodzinski, Telephone Clerk	12.00
45	Jane Harrison, Telephone Clerk	12.00
46	Gene M. LaFromboise, Floor Clerk	11.00
47	Janice Wahlers, Floor Clerk	11.00
48	Karen Rolfsrud, Floor Clerk	11.00
49	Emory Anderson, Doorkeeper	10.00
50.	W. F. Sharp, Doorkeeper	10.00
51	Fred Fischer, Doorkeeper	10.00
52	Dennis Schneider, Doorkeeper	10.00
53	Bernie Carter, Night Watchman	10.00
54	Mrs. Alice Crawford, Info. Desk	10.00
55	Fred Lundby, Mailing Room Clerk	10.00
56	D. B. Cook, Addressing Machine Operator	10.00
57	Oluf Grundstad, Mailing Room Clerk	10.00
58	R. Nestoss, Mailing Room Clerk	10.00
59	Joel Sundquist, Mailing Room Clerk.....	10.00
60	Henry Benson, Mailing Room Clerk	10.00
61	A. S. Brazda, Chief Mail Clerk	13.00
62	Orville Holand, Parking Lot Attendant	14.00
63	Lynn Runck, Audio Board Operator	13.00
64	SENATE	
65	Gerald L. Stair, Secretary of the Senate	\$25.00
66	Dagny V. Olson, Desk Reporter	25.00
67	A. E. Bradley, Sergeant at Arms	12.00
68	Arthur A. Herk, Assistant Secretary of Senate	20.00
69	Jan McKinney, Secretary to President	15.00

70	Bill Campbell, Bill Clerk	17.00
71	Monty Burke, Superintendent of Personnel	20.00
72	John Leier, Assistant Sergeant at Arms	10.00
73	C. W. Leifur, Calendar Clerk	15.00
74	Robert G. Ellsworth,	
74a	Messenger to House and Governor	11.00
75	Cora Essington,	
75a	Chief Stenographer and Payroll Clerk	20.00
76	Joan Nelson, Stenographer	14.00
77	Shirley Shaw, Stenographer	14.00
78	Murtle Boyd, Stenographer	14.00
79	Kathryn Targart, Stenographer	14.00
80	Lois Scherr, Committee Clerk	14.00
81	Ruby Herr, Committee Clerk	14.00
82	Harriet McClelland, Committee Clerk	14.00
83	Pearl Engen, Committee Clerk	14.00
84	Ann Tillotson, Committee Clerk	14.00
85	Karen Ronning, Appropriation Comm. Clerk...	15.00
86	Donna Heisler, Floor Leaders Clerk	14.00
87	Marion Arenstein, Receptionist	10.00
88	Celia Fowler, Telephone Attendant	12.00
89	Hazel Ludemann, Asst. Telephone Attendant...	12.00
90	Viola DeForest, Postmistress	12.00
91	Carrie Murdoch, Proofreader	12.00
92	Esther Smedshammer, Proofreader	12.00
93	Vonny Mushik, Enr. and Engr. Clerk	14.00
94	G. R. Gilbreath, Enr. and Engr. Clerk	14.00
95	Philip Henry, Bill Room Attendant	10.00
96	Martin Kilwein, Bill Room Attendant	10.00
97	William Auch, Bill Book Attendant	11.00
98	David Donaldson, Bill Book Attendant	11.00
99	Robert Hultberg, Bill Book Attendant	11.00
100	Beverly Nelson, Bill Book Attendant	11.00
101	Ervin Frank, Bill Book Attendant	11.00
102	Virginia M. Monson, Page	11.00
103	Lucy Wallender, Page and Bill Book Attendant	11.00
104	William Brown, Page and Bill Book Attendant	13.00
105	Fred Krause, Jr., Chief Mail Room Clerk	13.00
106	Alta Harens, Mail Room Typist	10.00
107	Judy Basaraba, Mail Room Clerk	10.00
108	Lloyd S. Thompson, Mail Room Clerk	10.00
109	Frank A. Jahner, Mail Room Clerk	10.00
110	William Urlacher, Mail Room Clerk	10.00
111	Nellie Anderberg,	
111a	Mail Room and Bill Book Attendant	11.00
112	Alfred Hetland,	
112a	Mail Room and Bill Book Attendant	11.00
113	Dave Albright, Supply Room Attendant	12.00
114	Clarence Anderson, Chart Room	12.00
115	G. K. Ness, Chart Room	12.00
116	Herbert Bailey, Chief Doorkeeper	12.00
117	Jacob Albrecht, Doorkeeper	10.00
118	Dominic Goetz, Doorkeeper	10.00
119	R. H. Jayd, Doorkeeper	10.00
120	Lars Kvalheim, Doorkeeper	10.00
121	Henry P. Mautz, Jr., Cloak Room Attendant...	10.00
122	Iver Kval, Parking Lot Attendant	14.00

Rep. Stallman moved that further action on House Concurrent Resolution "G" be delayed one legislative day, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 15, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27
Senate Bill No. 29
Senate Bill No. 30
Senate Bill No. 41
Senate Bill No. 54

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

GERALD L. STAIR, Secretary

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

ELEVENTH DAY

Bismarck, January 15, 1965

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

Prayer was offered by Rev. Arthur Wetzel of the Zoar Congregational Church of Mott, North Dakota.

Roll Call: All members present except Reps. Aamoth, Gengler, Gronhovd, Hilleboe, Lundene and Stockman.

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

REP. OPEDAHL, Chairman

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

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 15, 1965

Mr. President: I have the honor to transmit:

House Bill No. 542

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "C"

Was delivered to the Secretary of State on January 15, 1965.

REP. SHABLOW, Chairman

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 529 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 580 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Burk moved that the amendments to House Bill No. 559 as recommended by the Committee on Judiciary, page 101 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND HOUSE RESOLUTIONS

Reps. Sanstead, Erickson of Mountrail, Wentz, Wilkie, Leer, Haugland, Ganser, Kvasager, Rustan, Meschke, Opedahl, Backes, Frank, Gietzen, Borstad, Meyer, Montplaisir, Williamson, Olson, Belquist, Stenhjem, Rivinius, Strand, Johnson of Barnes, Harrison, Schoenwald, Glaspey, Christensen, Elkin, Olienyk, Wastvedt, Dornacker, Erickson of Ward, Welder, Bruner, Lang, Boustead, Bier, Loerch, and Johnson of Slope introduced:

House Bill No. 620. A Bill for an Act to provide for a North Dakota state fair association for the purpose of conducting a state fair at Minot, establishing the organizational structure of such association, meetings of such association, establishing an operating fund in the state treasury, procedures of operation, making certain acts misdemeanors, prescribing an annual report; to create section 4-02-36, and amend sections 4-02-02, 4-02-03, 4-02-04, 4-02-05, 4-02-06, 4-02-09, 4-02-11, 4-02-15, 4-02-17, and 4-02-18 of the North Dakota Century Code, to eliminate provisions applicable to a state fair association, and to repeal section 4-02-16 of the North Dakota Century Code, relating to state fairs to be held in the cities of Grand Forks and Fargo.

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

Reps. Reimers, Davis, Elkin, Dornacker introduced:

House Resolution No. 3. A resolution concurring in the viewpoints of the president of the North Dakota Farmers Union.

Was read the first time.

Rep. Streibel moved that House Resolution No. 3 be read in its entirety at this time and be printed in the House Journal, and not as a bill, which motion prevailed.

HOUSE RESOLUTION No. 3

Introduced by Representatives Reimers, Davis,
Elkin, and Dornacker

A resolution concurring in the viewpoints of the president of the North Dakota Farmers Union.

- 1 WHEREAS, the president of the North
- 2 Dakota Farmers Union has expressed criticism over
- 2a the remarks made
- 3 in regard to agriculture by President Lyndon B. John-
- 3a son in his
- 4 recent message to the United States Congress; and
- 5 WHEREAS, the members of the House of

6 Representatives of the Thirty-ninth Legislative
6a Assembly of the state
7 of North Dakota are in agreement with President Ed
7a Smith of the
8 North Dakota Farmers Union when he states: "Johnson
8a had little to
9 say about implementing this promise which won him
9a an unprecedented
10' mandate in every farm state."; and
11 WHEREAS, there is also agreement with
12 President Ed Smith when he states in regard to the
12a "great society":
13 "We are not going to have one long if we go on losing
13a farm income
14 and farm families. North Dakota families made
14a twenty-six million
15 dollars less in 1964 than in 1963, and wheat farmers
15a made eleven
16 million dollars less while harvesting twenty percent
16a more."; and
17 WHEREAS, there is further agreement
18 with President Ed Smith when he says that it is as
18a important to
19 prevent poverty as it is to cure it and also says:
19a "North Dakota
20 farmers need not be reduced to abject want before
20a they have a right
21 to expect fair play from the administration they so
21a overwhelmingly
22 endorsed on election day.";
23 NOW, THEREFORE, BE IT RESOLVED BY THE
24 HOUSE OF REPRESENTATIVES OF THE STATE OF
25 NORTH DAKOTA:
26 That the administration of President Johnson is
26a urgently re-
27 quested to heed the remarks of President Ed Smith
27a on behalf of the
28 people of North Dakota.
29 BE IT FURTHER RESOLVED, that the secretary
30 of state of the state of North Dakota is hereby directed
30a to forward
31 copies of this resolution to the North Dakota Farmers
31a Union
32 president, the secretary of agriculture, and to each
32a member of the
33 North Dakota congressional delegation.

Rep. Streibel moved that the rules be suspended and that House Resolution 3 be adopted at this time.

Rep. Giffey moved a substitute motion that House Resolution No. 3 be referred to a committee, which motion prevailed, and House Resolution No. 3 was referred to the Committee on Agriculture.

SECOND READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTION

House Bill No. 511. 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Poling
Backes	Gudajtes	Powers, Barnes
Belquist	Hardmeyer	Powers, Cass
Bergman	Harrison	Reimers
Bier	Hauf	Rieger
Bilden	Haugen	Rivinius
Bloom	Haugland	Rosendahl
Borstad	Hertz	Ruddy
Boustead	Hickle	Rundle
Bowles	Hoffner	Rustan
Bowman	Ivesdal	Sanstead
Breum	Johnson, Barnes	Schaffer
Brown	Johnson, Billings-	Schoenwald
Bruner	Bow.-G.V.-Slope	Shablow
Burk	Jungroth	Shorma
Christensen	Knudsen	Skaar
Christopher	Krenz	Solberg
Coles	Kvasager	Stallman
Collette	Lang	Staven
Connolly	Larsen	Stenhjem
Dahlen	Larson	Strand
Davis	Leer	Streibel
Dick	Linderman	Tough
Dornacker	Loerch	Tweten
Duncan	Meschke	Unruh
Elkin	Meyer	Vogel
Erickson,	Miller	Wagner
Mountrail	Montplaisir	Wastvedt
Erickson, Ward	Mueller	Welder
Fossum	Myhre	Wentz
Frank	Obie	Whittlesey
Froeschle	Olafson	Wilkie
Ganser	Olienyk	Williamson
Gietzen	Olson	Winge
Giffey	Opedahl	Mr. Speaker

Absent and not voting:

Aamoth	Gronhovd	Lundene
Gengler	Hilleboe	Stockman

So the bill passed and the title was agreed to.

House Bill No. 553. A Bill for an Act to create and enact section 12-53-20 of the North Dakota Century Code, relating to appeals.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Glaspey	Poling
Backes	Gudajtes	Powers, Barnes
Belquist	Hardmeyer	Powers, Cass
Bergman	Harrison	Reimers
Bier	Hauf	Rieger
Bilden	Haugen	Rivinius

Bloom	Haugland	Rosendahl
Borstad	Hertz	Ruddy
Boustead	Hickle	Rundle
Bowles	Hoffner	Rustan
Bowman	Ivesdal	Sanstead
Breum	Johnson, Barnes	Schaffer
Brown	Johnson, Billings-	Schoenwald
Bruner	Bow.-G.V.-Slope	Shablow
Burk	Jungroth	Shorma
Christensen	Knudsen	Skaar
Christopher	Krenz	Solberg
Coles	Kvasager	Stallman
Collette	Lang	Staven
Connolly	Larsen	Stenhjem
Dahlen	Larson	Strand
Davis	Leer	Streibel
Dick	Linderman	Tough
Dornacker	Loerch	Tweten
Duncan	Meschke	Unruh
Elkin	Meyer	Vogel
Erickson,	Miller	Wagner
Mountrail	Montplaisir	Wastvedt
Erickson, Ward	Mueller	Welder
Fossum	Myhre	Wentz
Frank	Obie	Whittlesey
Froeschle	Olafson	Wilkie
Ganser	Olienyk	Williamson
Gietzen	Olson	Winge
Giffey	Opedahl	Mr. Speaker

Absent and not voting:

Aamoth	Gronhovd	Lundene
Gengler	Hilleboe	Stockman

So the bill passed and the title was agreed to.

House Bill No. 554. A Bill for an Act to create and enact section 29-28-30.1, and to amend and reenact sections 29-28-06, 29-28-08, 29-28-11, 29-28-18, 29-28-20, 29-28-23, 29-28-27, and 29-28-28 of the North Dakota Century Code, relating to criminal appeals.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Glaspey	Poling
Backes	Gudajtes	Powers, Barnes
Belquist	Hardmeyer	Powers, Cass
Bergman	Harrison	Reimers
Bier	Hauf	Rieger
Bilden	Haugen	Rivinius
Bloom	Haugland	Rosendahl
Borstad	Hertz	Ruddy
Boustead	Hickle	Rundle
Bowles	Hoffner	Rustan
Bowman	Ivesdal	Sanstead
Breum	Johnson, Barnes	Schaffer
Brown	Johnson, Billings-	Schoenwald
Bruner	Bow.-G.V.-Slope	Shablow
Burk	Jungroth	Shorma

Christensen	Knudsen	Skaar
Christopher	Krenz	Solberg
Coles	Kvasager	Stallman
Collette	Lang	Staven
Connolly	Larsen	Stenhjem
Dahlen	Larson	Strand
Davis	Leer	Streibel
Dick	Linderman	Tough
Dornacker	Loerch	Tweten
Duncan	Meschke	Unruh
Elkin	Meyer	Vogel
Erickson,	Miller	Wagner
Mountrail	Montplaisir	Wastvedt
Erickson, Ward	Mueller	Welder
Fossum	Myhre	Wentz
Frank	Obie	Whittlesey
Froeschle	Olafson	Wilkie
Ganser	Olienyk	Williamson
Gietzen	Olson	Winge
Giffey	Opedahl	
Absent and not voting:		
Aamoth	Hilleboe	Stockman
Gengler	Lundene	Mr. Speaker
Gronhovd		

So the bill passed and the title was agreed to.

House Concurrent Resolution "D". A concurrent resolution requesting the Congress and the national administration of the United States to take all possible steps to improve the economic position of the agricultural producer.

Was read the second time.

Rep. Giffey moved that House Concurrent Resolution "D" be re-referred to the Committee on Agriculture, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Bruner moved that a committee of three be appointed by the Speaker to arrange for a House Photographer, which motion prevailed.

The Speaker appointed as such committee, Reps. Bruner, Leer and Boustead.

Rep. Sanstead moved that the Speaker appoint a committee of three to meet with a like committee from the Senate to arrange for a memorial session, which motion prevailed.

The Speaker appointed as such committee, Reps. Sanstead, Stenhjem and Tweten.

Rep. Giffey moved that the House stand recessed until 1:30 p.m., Saturday, January 16, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 16, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 559

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 538 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

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

FIRST READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION

Reps. Borstad, Bruner, and Wastvedt introduced:

House Bill No. 621. A Bill for an Act to amend and reenact subsection 1 of section 57-14-08 of the North Dakota Century Code relating to reassessment of property.

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

Reps. Borstad, Bruner, and Hoffner introduced:

House Bill No. 622. A Bill for an Act to define and prohibit encroachments on state highways and to provide for the removal thereof, and declaring an emergency.

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

Reps. Breum, Krenz, Dahlen, and Shorma introduced:

House Bill No. 623. A Bill for an Act to amend and reenact subsections 7, 9 and 10 of section 20-03-12 of the 1963 Supplement to the North Dakota Century Code relating to the fees for resident fishing license, nonresident short term fishing license and resident family fishing license.

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

Reps. Breum, Schaffer, Dahlen, and Krenz introduced:

House Bill No. 624. A Bill for an Act to amend and reenact section 20-08-02 of the 1963 Supplement to the North Dakota Century Code relating to the limitations of the governor's power to establish bag limits on upland game and migratory waterfowl; and to declare an emergency.

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

Reps. Breum, Schaffer, Dahlen, and Larson of Richland introduced:

House Bill No. 625. A Bill for an Act to amend and reenact section 20-04-04 of the North Dakota Century Code relating to the possession limit of game birds.

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

Reps. Breum, Schaffer and Winge introduced:

House Bill No. 626. A Bill for an Act to amend and reenact section 20-03-39 of the North Dakota Century Code relating to nonresident short term fishing license.

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

Reps. Breum, Dahlen, Schaffer and Mueller introduced:

House Bill No. 627. A Bill for an Act to amend and reenact section 20-12-01 of the North Dakota Century Code relating to the taking of frogs and to repeal sections 20-12-02, 20-12-03, 20-12-04, 20-12-05, 20-12-06, 20-12-07, 20-12-08, 20-12-09 and 20-12-10, North Dakota Century Code.

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

Reps. Olson and Poling introduced:

House Bill No. 628. A Bill for an Act to amend and reenact Section 46-04-05 of the North Dakota Century Code relating to the distribution of session laws, compilations, and codifications to county officers.

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

Reps. Erickson of Ward, Williamson, Montplaisir, Jungroth, Schoenwald, Hertz, Sanstead, Borstad and Meschke introduced:

House Bill No. 629. A Bill for an Act to amend and reenact section 46-06-06 of the North Dakota Century Code, relating to the election and term of an official county newspaper.

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

Reps. Collette, Backes, Coles, Erickson of Ward, Hoffner, Stallman and Whittlesey introduced:

House Bill No. 630. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 39-01-01 and subsection 3 of section 39-21-18 of the North Dakota Century Code, relating to emergency vehicles to be used by the adjutant general and to repeal chapter 37-16 of the North Dakota Century Code, relating to the duties of the adjutant general to keep a list of burial places of veterans.

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

Reps. Kvasager, Bergman and Unruh introduced:

House Bill No. 631. A Bill for an Act to amend and reenact subsection 6 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of gross receipts from all sales to the United States, and states thereof, including institutions, departments or political subdivisions thereof.

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

Reps. Erickson of Ward, Hoffner and Johnson of Barnes introduced:

House Bill No. 632. A Bill for an Act to amend and reenact subsection 3 of section 61-27-11 of the North Dakota Century Code relating to the regulation of boating on the waters of this state.

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

Reps. Johnson of Barnes, Haugen, Hoffner and Bowman introduced:

House Bill No. 633. A Bill for an Act to amend and reenact section 15-53-21 of the 1963 Supplement to the North Dakota Century Code, relating to school district reorganization and annexation proposals.

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

Reps. Hertz, Gietzen and Meyer introduced:

House Bill No. 634. A Bill for an Act to amend and reenact sections 15-27-07 and 15-53-21 of the 1963 Supplement to the North Dakota Century Code relating to the effective date of attachment or detachment of territory attached or detached from a public school district and to the holding of a public hearing for the voluntary proposal for organization or alteration of school districts.

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

Reps. Davis, Hardmeyer and Connolly introduced:

House Bill No. 635. A Bill for an Act to amend and reenact section 36-23-04 of the North Dakota Century Code relating to exemptions to the meat inspection law.

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

Reps. Montplaisir, Sanstead, Harrison and Larsen of Grand Forks introduced:

House Bill No. 636. A Bill for an Act to amend and reenact subsection 1 of section 15-39-01 of the North Dakota Century Code, relating to the definition of a teacher.

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

Reps. Dornacker, Knudsen, Loerch, Miller, Davis and Hilleboe introduced:

House Bill No. 637. A Bill for an Act to amend and reenact subsections 2, 3, and 5 of section 57-39-01, and subsections 5, 6, and 7 of section 57-39-02 of the North Dakota Century Code, to provide that services to tangible personal property shall not be subject to the sales tax.

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

Rep. Burk introduced:

House Bill No. 638. A Bill for an Act to amend and reenact sections 5-02-05, 5-02-06, 5-02-11, 5-02-12, 5-02-13, 5-02-17, 5-02-18, 5-02-20, 5-02-22, 5-03-03, 5-03-10, 5-03-13, 5-03-14, 5-03-15, 5-03-17, subsection 1 of section 5-03-22, 5-03-23, and 51-04-02 of the North Dakota Century Code, relating to the transfer of a part of the tax collecting functions of the state treasurer to the state tax commissioner; and to repeal section 5-03-25 of the 1963 Supplement to the North Dakota Century Code, relating to credit for returned excise tax stamps.

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

Reps. Schoenwald, Haugland, Rustan, Opedahl, Poling, Ruddy and Burk introduced:

House Bill No. 639. A Bill for an Act relating to motor vehicles used by common carriers by rail to transport workers to and from their places of employment or during the course of their employment and directing the Public Service Commission to prepare rules and regulations regulating such motor vehicles; and providing penalties.

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

Reps. Tweten and Unruh introduced:

House Bill No. 640. A Bill for an Act to amend and reenact subsection 2 of section 39-16-16 of the North Dakota Century Code relating to the suspension, revocation or cancellation of license for failure to maintain proof of financial responsibility.

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

Reps. Wilkie, Schoenwald, Stallman, Duncan, Haugen, Haugland, Powers of Cass, Christensen, Streibel, Dornacker, Erickson of Mountrail, Backes, Wastvedt, Shallow, Tough, Bowles, Giffey, Erickson of Ward, Borstad, Skaar, Hertz, Opedahl, Solberg, Belquist, Johnson of Barnes, Powers of Barnes, Larson of Richland and Fossum introduced:

House Concurrent Resolution "H". A concurrent resolution urging the Great Northern and Northern Pacific Railroads to establish a reduced rate per one hundred pounds on North Dakota wheat shipped to west coast ports for export overseas.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

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

Senate Bill No. 19. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

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

Senate Bill No. 27. A Bill for an Act making an appropriation to the state department of health to develop and maintain a research and study program for industrial wastes.

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

Senate Bill No. 29. A Bill for an Act to amend and reenact sections 15-62-04 and 57-50-04 of the North Dakota Century Code, relating to collection and payment of scholarship loans and payment of motor fuel tax refunds.

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

Senate Bill No. 30. A Bill for an Act to amend and reenact sections 15-03-03, 15-10-12, 15-10-25, 54-27-10, and 54-27-11 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the procedures for the payment from appropriations and funds of state higher educational institutions, and to repeal sections 15-10-26 and 15-10-27 of the North Dakota Century Code relating thereto.

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

Senate Bill No. 41. A Bill for an Act to amend and reenact section 10-13-07 of the North Dakota Century Code, to provide that electric cooperative corporations shall not be exempt from the payment of excise taxes.

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

Senate Bill No. 54. A Bill for an Act to create and enact section 15-40-17.1 of the North Dakota Century Code, and to amend and reenact subsections 3 and 14 of section 15-29-08 and sections 15-40-17 and 15-40-26 of the North Dakota Century Code, relating to the admission of non-resident pupils in the public schools and payment of tuition for nonresident pupils.

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

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWELFTH DAY

Bismarck, January 16, 1965

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

Prayer was offered by Rep. Brown, a member of the House of Representatives from Burleigh County.

Roll call: All members present except Reps. Aamoth, Bilden, Borstad, Burk, Davis, Duncan, Elkin, Froeschle, Ganser, Gengler, Gronhovd, Haugen, Haugland, Hilleboe, Johnson of Barnes, Johnson of Slope, Jungroth, Knudson, Krenz, Larsen of Grand Forks, Lundene, Miller, Obie, Olienyk, Reimers, Rieger, Rivinius, Rundle, Rustan, Schaffer, Shablow, Shorma, Stenhjem, Stockman, Tough, and Whittlesey.

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

REP. OPEDAHL, Chairman

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

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 15, 1965

Mr. President: I have the honor to transmit:

House Bill No. 511

House Bill No. 553

House Bill No. 554

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

DONNELL HAUGEN, Chief Clerk

SECOND READING OF HOUSE BILLS AND A RESOLUTION

House Bill No. 529. A Bill for an Act granting authority to the state examiner to transfer certain mineral rights now in his custody.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 0; absent and not voting, 38.

Those voting in the affirmative were:

Anderson	Gietzen	Poling
Backes	Giffey	Powers, Barnes
Belquist	Glaspey	Powers, Cass
Bergman	Gudajtes	Rosendahl
Bier	Hardmeyer	Ruddy
Bloom	Harrison	Sanstead
Boustead	Hauf	Schoenwald
Bowles	Hertz	Skaar
Bowman	Hickle	Solberg
Breum	Hoffner	Stallman
Brown	Ivesdal	Staven
Bruner	Kvasager	Strand
Christensen	Lang	Streibel
Christopher	Larson	Tweten
Coles	Leer	Unruh
Collette	Linderman	Vogel
Dahlen	Loerch	Wagner
Dick	Meschke	Wastvedt
Dornacker	Meyer	Welder
Erickson,	Mueller	Wentz
Mountrail	Myhre	Wilkie
Erickson, Ward	Olafson	Williamson
Fossum	Olson	Winge
Frank	Opedahl	Mr. Speaker
Absent and not voting:		
Aamoth	Haugland	Olienyk
Bilden	Hilleboe	Reimers
Borstad	Johnson, Barnes	Rieger

Burk	Johnson, Billings-	Rivinius
Connolly	Bow.-G.V.-Slope	Rundle
Davis	Jungroth	Rustan
Duncan	Knudsen	Schaffer
Elkin	Krenz	Shablow
Froeschle	Larsen	Shorma
Ganser	Lundene	Stenhjem
Gengler	Miller	Stockman
Gronhovd	Montplaisir	Tough
Haugen	Obie	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 580. A Bill for an Act to repeal chapter 16-19 of the North Dakota Century Code, relating to the publication by the state of North Dakota of a publicity pamphlet prior to any statewide election.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 0; absent and not voting, 37.

Those voting in the affirmative were:

Anderson	Gietzen	Poling
Backes	Giffey	Powers, Barnes
Belquist	Glaspey	Powers, Cass
Bergman	Gudajtes	Rosendahl
Bier	Hardmeyer	Ruddy
Bloom	Harrison	Sanstead
Boustead	Hauf	Schoenwald
Bowles	Hertz	Skaar
Bowman	Hickle	Solberg
Breum	Hoffner	Stallman
Brown	Ivesdal	Staven
Bruner	Kvasager	Strand
Christensen	Lang	Streibel
Christopher	Larson	Tweten
Coles	Leer	Unruh
Collette	Linderman	Vogel
Connolly	Loerch	Wagner
Dahlen	Meschke	Wastvedt
Dick	Meyer	Welder
Dornacker	Mueller	Wentz
Erickson,	Myhre	Wilkie
Mountrail	Olafson	Williamson
Erickson, Ward	Olson	Winge
Fossum	Opedahl	Mr. Speaker
Frank		

Absent and not voting:

Aamoth	Hilleboe	Reimers
Bilden	Johnson, Barnes	Rieger
Borstad	Johnson, Billings-	Rivinius
Burk	Bow.-G.V.-Slope	Rundle
Davis	Jungroth	Rustan
Duncan	Knudsen	Schaffer
Elkin	Krenz	Shablow
Froeschle	Larsen	Shorma
Ganser	Lundene	Stenhjem
Gengler	Miller	Stockman
Gronhovd	Montplaisir	Tough

Haugen Obie Whittlesey
 Haugland Olienyk

So the bill passed and the title was agreed to.

House Bill No. 559. A Bill for an Act to amend and reenact sections 27-15-01 and 27-15-10 of the North Dakota Century Code relating to establishment of judicial council and compensation.

Which had been read.

Rep. Fossum moved that House Bill No. 559 be laid over one legislative day, which motion prevailed.

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 73; nays, 0; absent and not voting, 36.

Those voting in the affirmative were:

Anderson	Gietzen	Poling
Backes	Giffey	Powers, Barnes
Belquist	Glaspey	Powers, Cass
Bergman	Gudajtes	Rosendahl
Bier	Hardmeyer	Ruddy
Bloom	Harrison	Sanstead
Boustead	Hauf	Schoenwald
Bowles	Hertz	Skaar
Bowman	Hickle	Solberg
Breum	Hoffner	Stallman
Brown	Ivesdal	Staven
Bruner	Kvasager	Strand
Christensen	Lang	Streibel
Christopher	Larson	Tweten
Coles	Leer	Unruh
Collette	Linderman	Vogel
Connolly	Loerch	Wagner
Dahlen	Meschke	Wastvedt
Dick	Meyer	Welder
Dornacker	Montplaisir	Wentz
Erickson,	Mueller	Wilkie
Mountrail	Myhre	Williamson
Erickson, Ward	Olafson	Winge
Fossum	Olson	Mr. Speaker
Frank	Opedahl	

Absent and not voting:

Aamoth	Hilleboe	Reimers
Bilden	Johnson, Barnes	Rieger
Borstad	Johnson, Billings-	Rivinius
Burk	Bow.-G.V.-Slope	Rundle
Davis	Jungroth	Rustan
Duncan	Knudsen	Schaffer
Elkin	Krenz	Shablow
Froeschle	Larsen	Shorma
Ganser	Lundene	Stenhjem
Gengler	Miller	Stockman
Gronhovd	Obie	Tough
Haugen	Olienyk	Whittlesey
Haugland		

So the resolution passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 16, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6

Senate Bill No. 7

Senate Bill No. 22

Senate Bill No. 26

Senate Bill No. 33

Senate Bill No. 48

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

GERALD L. STAIR, Secretary

Rep. Solberg moved that the doorkeepers be instructed to see that visitors to the Assembly are not permitted to bring pop into the Chambers.

Rep. Solberg moved that he be permitted to amend his original motion that the doorkeepers be instructed to warn all visitors regarding the drinking and spilling of pop in the House Chambers, which motion prevailed.

Rep. Solberg's motion as amended was then passed.

Rep. Giffey moved that the House now recess until 1:30 p.m., Monday, January 18, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWELFTH DAY AFTER RECESS AND FOURTEENTH DAY

Bismarck, January 18, 1965

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

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

REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the following person named for employment:

Stenographer.....Mrs. Larry Schneider

REP. STALLMAN, Chairman

Rep. Stallman moved that the report of the Committee on Employment be adopted, which motion prevailed.

ROLL CALL

The question being on the report of the Committee on Employment, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hilleboe	Poling	Vogel
Collette	Hoffner	Powers, Barnes	Wagner
Connolly	Ivesdal	Powers, Cass	Wastvedt
Dahlen	Johnson,	Reimers	Welder
Davis	Barnes	Rieger	Wentz
Dick	Johnson, G. V.	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Absent and not voting:			
Burk	Glaspey	Obie	Wilkie
Gietzen	Haugen	Olson	

So Mrs. Larry Schneider was declared elected as a stenographer, and was sworn in by the Speaker.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 18, 1965

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution "T"

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

GERALD L. STAIR, Secretary

FIRST READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION

Reps. Hertz and Sanstead introduced:

House Bill No. 641. A Bill for an Act to provide that all employers must grant time off for all employees to vote at any special, primary, or general election.

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

Reps. Wagner and Boustead introduced:

House Bill No. 642. A Bill for an Act to amend and reenact section 20-06-08 of the North Dakota Century Code relating to maintaining and licensing fish houses for winter fishing.

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

Reps. Gietzen, Winge, Glaspey, Belquist, Wagner, Connolly and Bowman introduced:

House Bill No. 643. A Bill for an Act to amend and reenact section 44-04-09 of the North Dakota Century Code, relating to nepotism in state, county, and local government.

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

Reps. Vogel, Larsen of Grand Forks, Loerch and Hardmeyer introduced:

House Bill No. 644. A Bill for an Act to amend and reenact section 15-47-35 of the North Dakota Century Code, relating to the number of days of permissible absence annually due to sickness that shall be provided in the employment contract of any teacher.

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

Reps. Anderson, Bruner, Breum, Fossum, Bier and Rosendahl introduced:

House Bill No. 645. A Bill for an Act relating to the disposition of payments from the federal government on account of lands taken for game and fish management purposes.

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

Reps. Linderman and Frank introduced:

House Bill No. 646. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code relating to accident reports.

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

Reps. Linderman and Frank introduced:

House Bill No. 647. A Bill for an Act to define motorcycle or motor driven cycle.

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

Reps. Tweten, Unruh, Krenz, Dahlen and Opedahl introduced:

House Bill No. 648. A Bill for an Act to amend and reenact subsection 3 of section 39-08-14 of the North Dakota Century Code, as amended, relating to public inspection of reports relating to accidents.

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

Rep. Brown introduced:

House Bill No. 649. A Bill for an Act to amend and reenact section 46-04-18 of the 1963 Supplement to the North Dakota Century Code, relating to the disposition of certain laws.

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

Reps. Giffey and Bruner introduced:

House Bill No. 650. A Bill for an Act to create and enact section 26-15-01.1 and to amend and reenact sections 26-15-01 and 26-15-13 of the North Dakota Century Code, providing that county mutual insurance companies may write limited liability insurance policies, and relating to the types of insurance coverage that may be issued by county mutual insurance companies and their territorial limits of operation.

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

Reps. Brown and Boustead introduced:

House Concurrent Resolution "I". A concurrent resolution urging the construction of a sidewalk from the north side of the state capitol building to Divide Avenue.

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

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 538. A Bill for an Act to amend and reenact section 23-02-23 of the North Dakota Century Code, relating to the availability of state records by the division of vital statistics and relating to the destruction of welfare records.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner

Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Burk

So the bill passed and the title was agreed to.

House Bill No. 559. A Bill for an Act to amend and reenact sections 27-15-01 and 27-15-10 of the North Dakota Century Code relating to establishment of judicial council and compensation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 101, House Journal, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Burk

So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senate Bill No. 6. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code, pertaining to administrative costs of the Old Age and Survivor Insurance System and to social security coverage of public employees.

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

Senate Bill No. 7. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and for veterinary inspectors fees and expenses pertaining to licensed quarantined feedlots and livestock sales rings.

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

Senate Bill No. 22. 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 for the first time and referred to the Committee on Appropriations.

Senate Bill No. 26. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

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

Senate Bill No. 33. A Bill for an Act to provide for the procedure, conditions, manner, and form for submitting measures to a vote of the electorate through use of the initiative and referendum, providing penalties for fraudulent acts and violations in connection therewith; and to repeal section 16-01-11 of the North Dakota Century Code, providing penalties for fraudulent signing of petitions, and providing an effective date.

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

Senate Bill No. 48. A Bill for an Act to provide for the making of child support or alimony combined with child support payments through the clerk of court, specifying the duties of the clerk of court, the issuance of contempt citations, the cooperation of the county welfare board in enforcing support payments, allowing support recipients to enforce payments through the clerk of court, providing that the remedies herein provided shall be in addition to existing remedies, and create subsection 15 of section 11-16-01 of the North Dakota Century Code, to provide that the state's attorney shall assist the district court in enforcing support payments.

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

Rep. Olafson moved that a committee of two be appointed to escort former member Franklin Page to the rostrum, which motion prevailed and Speaker Link appointed Reps. Olafson and Christopher.

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FOURTEENTH DAY

Bismarck, January 18, 1965

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

Prayer was offered by Rev. Ira E. Herzberg, of the Calvary E.U.B. Church of Bismarck, North Dakota.

Roll Call: All members present except Rep. Burk.

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

REP. OPEDAHL, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 544 has had the same under consideration and recommends that the same be amended as follows:

On line 9, following the word "student", delete the remainder of the line.

Delete all of lines 10 through 28 and insert in lieu thereof the following language:

"in such amount as shall be determined by the state board of higher education. The amount on the undergraduate level shall not be less than the average non-resident tuition charged for the preceding fall registration by similar state supported institutions in the states bordering upon North Dakota."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 544 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 564 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 577 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Larsen (Grand Forks) moved that the report be adopted, which motion prevailed.

The 49th wedding anniversary of Mr. and Mrs. Matt Tescher was noted on announcement by Rep. Johnson of Slope.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 18, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "G"

House Bill No. 529

House Bill No. 580

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

DONNELL HAUGEN, Chief Clerk

Rep. Giffey moved that the House stand recessed until 1:30 p.m., Tuesday, January 19, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FOURTEENTH DAY AFTER RECESS AND FIFTEENTH DAY

Bismarck, January 19, 1965

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

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 513 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

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

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 530 has had the same under consideration and recommends that the same be amended as follows:

Strike everything after the words "A Bill".

Insert in lieu thereof the following:

For an Act requiring that all departments that pay salaries or expenses of special assistant attorneys general, report monthly such expenditures to the attorney general upon such forms as attorney general may prescribe.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) SPECIAL ASSISTANT ATTORNEYS GENERAL REPORT OF SALARIES AND EXPENSES. All departments that pay salaries or expenses of special assistant attorneys general shall report all such expenditures monthly to the attorney general upon such forms as shall be prescribed by the attorney general.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 530 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 560 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 561 has had the same under consideration and recommends that the same be amended as follows:

In line 17 delete the words "thirty-five" and insert in lieu thereof the words "twenty-two" and renumber the lines accordingly.

And when so amended recommends the same do pass .

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 561 would be considered in the sixth order of business on the next legislative day.

FIRST READING OF HOUSE BILLS

Reps. Brown and Wagner introduced:

House Bill No. 651. A Bill for an Act to provide for a legislative investigating committee and prescribing its powers, duties, members, and compensation.

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

Reps. Brown and Wagner introduced:

House Bill No. 652. A Bill for an Act to provide for a legislative auditor under the direction and control of the legislative audit and fiscal review committee.

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

Rep. Tweten introduced:

House Bill No. 653. A Bill for an Act to amend and reenact section 57-55-03 of the 1963 Supplement to the North Dakota Century Code, relating to quarterly installment payments on the mobile home tax.

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

Reps. Wagner, Jungroth, Meschke and Brown introduced:

House Bill No. 654. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

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

Reps. Tweten, Dahlen, Larsen of Grand Forks and Opedahl introduced:

House Bill No. 655. A Bill for an Act to create section 39-08-19 of the North Dakota Century Code prohibiting the changing of drivers of motor vehicles while such motor vehicles are in motion and making a violation thereof a misdemeanor.

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

Reps. Tweten, Dahlen, Krenz, Larsen of Grand Forks and Opedahl introduced:

House Bill No. 656. A Bill for an Act to amend and reenact section 39-06-14 of the North Dakota Century Code, relating to motor vehicle operators' licenses and providing an age restriction thereon for drivers or helpers of common or contract carriers.

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

Reps. Rustan, Opedahl, Sanstead and Schoenwald introduced:

House Bill No. 657. A Bill for an Act to amend and reenact section 65-03-02 of the North Dakota Century Code, relating to prevention of injuries under the Workmen's Compensation Act and providing for penalties for non-compliance.

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

Reps. Tweten, Shablow, Krenz, Opedahl, Dahlen and Larsen of Grand Forks introduced:

House Bill No. 658. A Bill for an Act to amend and reenact subsection 5 of section 39-03-03 of the North Dakota Century Code, relating to highway patrolmen, their appointment, removal and duties.

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

Reps. Tweten, Dahlen, Unruh, Krenz, Larsen of Grand Forks and Opedahl introduced:

House Bill No. 659. A Bill for an Act to amend and reenact section 24-15-02 of the North Dakota Century Code relating to the authority to establish roadblocks.

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

Reps. Meschke, Aamoth, Erickson of Ward, Schoenwald and Boustead introduced:

House Bill No. 660. A Bill for an Act to make a portion of excise taxes on aviation gasoline and Jet motor fuel used by aircraft not refundable and provide for distribution of the proceeds.

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

Rep. Hauf introduced:

House Bill No. 661. A Bill for an Act to amend and reenact section 14-03-13 of the North Dakota Century Code, relating to fees collected by county judges for serological tests performed in this state prior to the issuance of a marriage license.

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

Rep. Hauf introduced:

House Bill No. 662. A Bill for an Act to create section 15-21-17.1 and to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the members of the state board of public school education.

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

Rep. Hauf introduced:

House Bill No. 663. A Bill for an Act to amend and reenact section 15-19-06 of the 1963 Supplement to the North Dakota Century Code, relating to funds of the high school correspondence study division and to repeal section 15-19-07 of the 1963 Supplement to the North Dakota Century Code, relating to fees deposited in the general fund.

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

Reps. Collette, Gudajtes, Haugland, Staven and Lundene introduced.

House Bill No. 664. A Bill for an Act to amend and reenact section 25-04-05, and section 25-04-08 of the North Dakota Century Code, providing for commitment to and discharge from the state

school at Grafton and to create and enact section 25-04-08.1 of the North Dakota Century Code providing for the temporary release of inmates of the state school under the supervision and control of the superintendent of such school.

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

Reps. Aamoth, Stallman and Winge introduced:

House Bill No. 665. A Bill for an Act to amend and reenact section 24-01-08 of the North Dakota Century Code, to provide that blacktop highways under the jurisdiction of the state highway department be stripped with white pavement edge lines on curves over four degrees.

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

Rep. Hilleboe introduced:

House Bill No. 666. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, relating to publication of special assessment benefits.

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

Rep. Hilleboe introduced:

House Bill No. 667. A Bill for an Act to amend and reenact section 57-20-06 of the North Dakota Century Code, relating to collection of real property taxes.

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

Rep. Hilleboe introduced:

House Bill No. 668. A Bill for an Act relating to the enrollment of certain students at state-supported institutions of higher education.

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

Reps. Erickson of Mountrail, and Skaar introduced:

House Bill No. 669. A Bill for an Act to amend and reenact subsection of section 23-11-01 of the North Dakota Century Code, relating to the definition of "city" under the housing authorities law.

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

Rep. Meschke introduced:

House Bill No. 670. A Bill for an Act to provide for the crediting of revenues of the state highway department to the state highway fund and declaring an emergency.

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

Reps. Aamoth, Olienyk, and Stenhjem introduced:

House Bill No. 671. A Bill for an Act to provide for an excise tax on the wholesale price of snuff and to amend and reenact sections 57-36-01, 57-36-02, 57-36-06, 57-36-07, 57-36-08, 57-36-09, 57-36-11, 57-36-12, 57-36-13, 57-36-14, 57-36-17, 57-36-20, and 57-36-24 of the North Dakota Century Code; to create and enact sections 57-36-09.1, 57-36-09.2, 57-36-27, 57-36-28, 57-36-29, 57-36-30, and 57-36-31 of the North Dakota Century Code; to repeal sections 57-36-15, 57-36-16, 57-36-22, and 57-36-23 of the North Dakota Century Code; all of which sections relate to excise taxes imposed with respect to the sale or use of cigarettes and snuff; to the licensing of dealers therein and distributors thereof, and to the administration of the provisions relating to such tax impositions and licensing.

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

Rep. Jungroth introduced:

House Bill No. 672. A Bill for an Act to create and enact chapter 26-34 of the North Dakota Century Code, relating to required investments in North Dakota securities by life insurance companies.

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

Reps. Ganser and Burk introduced:

House Bill No. 673. A Bill for an Act to amend and reenact section 57-37-29 of the North Dakota Century Code, relating to the release of moneys in joint accounts in cases where one of the joint holders dies.

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

Reps. Hardmeyer, and Larsen of Grand Forks introduced:

House Bill No. 674. A Bill for an Act to amend and reenact section 15-47-27 of the North Dakota Century Code Supplement, relating to the renewal of teacher's contracts and providing for a hearing upon failure to renew a contract.

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

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTEENTH DAY

Bismarck, January 19, 1965

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

Prayer was offered by Rev. A. W. Rudquist of the Herby Lutheran Church of Prosper, North Dakota.

Roll call: All members present.

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

REP. OPEDAHL, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 533 has had the same under consideration and recommends that the same be amended as follows:

In line 18 after the word received delete the following: "for telephone service performed"

And renumber lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Speaker Link announced that amendments to House Bill No. 533 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 534 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 535 has had the same under consideration and recommends that the same be amended as follows:

At the end of the bill add a new section as follows:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 535 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 536 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 615 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 531 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 58 strike the word "six"

Insert in lieu thereof the following: "eight"

On line 71 after the comma after the word "governor" insert the following underscored language:

"Judges of the Supreme Court, District Courts, and County Courts of Increased Jurisdiction",

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 531 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 558 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Gudajtes moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 575 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 579 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Bloom moved that the amendments to House Bill No. 544 as recommended by the Committee on Education, page 136 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 19, 1965

Mr. President: I have the honor to transmit:

House Bill No. 538

House Bill No. 559

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

DONNELL HAUGEN, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 564. A Bill for an Act to provide for the erection of a "Little Country Theater" building on the campus of the North Dakota state university of agriculture and applied science.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Sanstead
Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Shablow
Bilden	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Stallman
Boustead	Glaspey	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Collette	Hilleboe	Opedahl	Wastvedt
Connolly	Hoffner	Poling	Welder
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Whittlesey
Dick	Barnes	Reimers	Wilkie
Dornacker	Johnson, G. V.	Rieger	Williamson
Duncan	Jungroth	Rivinius	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker
Erickson,	Krenz	Ruddy	

Mountrail

Absent and not voting:

Backes Schoenwald Solberg

So the bill passed and the title was agreed to.

House Bill No. 577. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state.

Which had been read.

The question being on the final passage of the bill, Rep. Anderson moved that further consideration of House Bill No. 577 be laid over one legislative day, which motion prevailed.

**FIRST READING OF A SENATE CONCURRENT
RESOLUTION**

Senate Concurrent Resolution "I". A concurrent resolution for the purpose of designating February 12, 1965, as Newspapermen's Day at the state legislative assembly, and inviting Mr. Jenkin Lloyd Jones to address the joint meeting of newspapermen and legislators.

Rep. Streibel moved that Senate Concurrent Resolution "I" be read in its entirety at this time, which motion prevailed.

Rep. Streibel moved that the rules be suspended and that Senate Concurrent Resolution "I" be adopted at this time, which motion prevailed and the resolution was declared adopted.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 19, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "I"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 19, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 11

Senate Bill No. 14

Senate Bill No. 47

Senate Bill No. 56

Senate Bill No. 63

Senate Concurrent Resolution "C"

Senate Concurrent Resolution "D"

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

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House now stand recessed until 1:30 p.m., January 20, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTEENTH DAY AFTER RECESS AND SIXTEENTH DAY

Bismarck, January 20, 1965

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

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

A memorial resolution was read by the Assistant Chief Clerk, on request of Rep. Giffey.

Rep. Streibel moved that the memorial resolution read by the Assistant Chief Clerk, Richard Ista, be printed in the House Journal, which motion prevailed.

MEMORIAL RESOLUTION

WHEREAS, The Divine Ruler of the Universe in His infinite mercy and wisdom has seen fit to call from her earthly labors, Mrs. Christine Haugen, the Mother of our Chief Clerk, Donnell Haugen, who passed away during the evening of January 18, 1965, in a Bismarck Hospital; and

WHEREAS, We recognize the high esteem in which she was held by the members of her family and all who knew her; and

WHEREAS, We recognize the outstanding contribution senior citizens, such as Mrs. Haugen, have made to posterity;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That we express our heartfelt sympathy to our Chief Clerk, Donnell Haugen, and to the other members of the family;

BE IT FURTHER RESOLVED That the Assistant Chief Clerk is hereby instructed to present a copy of this resolution to the Chief Clerk.

MEMBERS OF THE HOUSE OF REPRESENTATIVES
THIRTY-NINTH LEGISLATIVE ASSEMBLY
STATE OF NORTH DAKOTA

By: ARTHUR A. LINK
House Speaker

Speaker Link called for a silent moment of meditation with all members standing.

REPORT OF A STANDING COMMITTEE

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

House Bill No. 544

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 20, 1965

Mr. President: I have the honor to inform you that the Speaker has appointed as a committee to act with a like committee from the Senate, for a joint memorial session, Reps. Sanstead, Stenhjem and Tweten to make arrangements for the program.

Very respectfully,
DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 548 has had the same under consideration and recommends that the same be amended as follows:

In line 11 after the words "notice and" insert the following: "opportunity of"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 548 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 570 has had the same under consideration and recommends that the same be amended as follows:

In line 15, following the word "upon" insert the following language "buildings, billboards, and"

And in line 16, following the word "adhesive" insert the language "mounted or painted"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 570 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 571 has had the same under consideration and recommends that the same be amended as follows:

In line 18, following the comma after the word "shall" insert the following language "prior to its distribution by any means," and delete the word "within".

Delete all of line 19.

In line 20, delete the words "delivered within the state,"

In line 25, following the period, insert the following new sentence, "The above affidavit shall not be required with respect to political materials on behalf of candidates for the office of President or Vice President."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 571 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 573 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Hertz moved that the report be adopted.

Rep. Brown moved a substitute motion that House Bill No. 573 be placed on the calendar, which motion lost on a division vote by ayes, 28; nays, 80; absent and not voting, 1.

The question was now on the original motion of Rep. Hertz that the report of the committee on House Bill No. 573 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 581 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted.

Rep. Brown moved a substitute motion that House Bill No. 581 be placed on the calendar, which motion lost on a voice vote.

The question was now on the original motion of Rep. Vogel that the report of the Committee on Judiciary be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 583 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

SIXTEENTH DAY

Bismarck, January 20, 1965

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

Prayer was offered by Rev. Henry Hottman of McCabe Methodist Church of Bismarck, North Dakota.

Roll call: All members present except Rep. Boustead.

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

Page 138, line 47, correct title of House Bill No. 655

Page 144, line 42, change 1:35 to 1:30

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the amendments to House Bill No. 530 as recommended by the Committee on State and Federal Government, page 137 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 561 as recommended by the Committee on Political Subdivisions, page 138 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 533 as recommended by the Committee on Finance and Taxation, page 141 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 535 as recommended by the Committee on Finance and Taxation, page 142 of the House Journal, be adopted.

Rep. Brown moved that House Bill No. 535 have the words "and declaring an emergency" after the word "tax" inserted in the title, which motion prevailed.

The question now was on the original motion of Rep. Backes and House Bill No. 535 was placed on the calendar as amended by the Committee on Finance and Taxation and further amended by the House.

Rep. Belquist moved that the amendments to House Bill No. 531 as recommended by the Committee on State and Federal Government, page 142 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 513. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail			

Absent and not voting:

Boustead Mueller

So the bill passed and the title was agreed to.

House Bill No. 514. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspay	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker
Erickson, Ward			

Absent and not voting:

Boustead Christensen

So the bill passed and the title was agreed to.

House Bill No. 560. A Bill for an Act to provide for space in the State Capitol Building and other state, county and local municipal buildings for emergency operating centers and Civil Defense offices.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Anderson	Froeschle	Larson	Schaffer
Backes	Ganser	Leer	Schoenwald
Belquist	Gengler	Linderman	Shablow
Bergman	Gietzen	Loerch	Shorma
Bier	Giffey	Lundene	Skaar
Bloom	Glaspay	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough

Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker
Erickson, Ward	Lang	Rustan	

Those voting in the negative were:

Bilden Fossum

Absent and not voting:

Boustead Christensen

So the bill passed and the title was agreed to.

House Bill No. 534. A Bill for an act to amend and reenact subsection 2 of section 57-39-09, sections 57-39-12 and 57-39-13, subsection 1 of section 57-39-14, subsection 1 of section 57-39-16, subsection 5 of section 57-40-06, and subsection 1 of 57-40-18 of the North Dakota Century Code, relating to the administration of and hearings upon sales and use tax returns, the issuance and fees for sales tax permits, and civil penalties for failure to file returns or pay taxes due within the proper time.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Boustead

So the bill passed and the title was agreed to.

House Bill No. 536. A Bill for an Act to amend and reenact subsections 7 and 8 of section 57-40-01 of the North Dakota Century Code, relating to the definition of "retailer" and "retailer maintaining a place of business in this state" for use tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Boustead

So the bill passed and the title was agreed to.

House Bill No. 615. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the 1963 Supplement to the North Dakota Century Code, relating to income tax definitions, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Rustan
Anderson	Froeschle	Leer	Sanstead
Backes	Ganser	Linderman	Schaffer
Belquist	Gengler	Loerch	Schoenwald
Bergman	Gietzen	Lundene	Shablow
Bier	Giffey	Meschke	Shorma
Bloom	Glaspey	Meyer	Skaar
Borstad	Gronhovd	Miller	Solberg
Bowles	Gudajtes	Montplaisir	Stallman
Breum	Hardmeyer	Mueller	Staven
Brown	Harrison	Myhre	Stenhjem
Bruner	Hauf	Obie	Strand
Burk	Haugen	Olafson	Streibel

Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Dick	Ivesdal	Powers, Cass	Welder
Duncan	Johnson, G. V.	Reimers	Wentz
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker
Fossum	Larsen		

Those voting in the negative were:

Bilden	Dornacker	Lang	Whittlesey
Connolly	Johnson,	Stockman	
Davis	Barnes		

Absent and not voting:

Boustead	Bowman	Rieger	Tough
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 558. A Bill for an Act relating to the disposition of facilities of county agricultural and training schools.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspoy	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager	Rundle	
Mountrail			

Absent and not voting:

Boustead	Knudsen	Tough
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So the bill passed and the title was agreed to.

House Bill No. 575. A Bill for an Act to amend and reenact sections 15-45-02 and 15-45-03 of the North Dakota Century Code, relating to kindergartens.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tough
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Collette	Hilleboe	Opedahl	Wastvedt
Connolly	Hoffner	Poling	Welder
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenzs	Rundle	
Mountrail	Kvasager		

Those voting in the negative were:

Burk	Haugen	Reimers	Stallman
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Absent and not voting:

Boustead	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 579. A Bill for an Act to amend and reenact section 15-40-19 of the 1963 Supplement to the North Dakota Century Code, relating to the distribution of payments to the county equalization fund by the department of accounts and purchases.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel

Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz	Rundle	
Mountrail	Kvasager		

Absent and not voting:

Boustead Tweten

So the bill passed and the title was agreed to.

House Bill No. 544. A Bill for an Act to amend and reenact section 15-10-18 of the North Dakota Century Code, prescribing a method of determining nonresident tuition at state institutions of higher education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 136, House Journal, the roll was called and there were ayes, 105; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspay	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stenhjem
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel
Christopher	Haugland	Olafson	Tough
Coles	Hertz	Olienyk	Tweten
Collette	Hickle	Olson	Unruh
Connolly	Hilleboe	Opedahl	Vogel
Dahlen	Hoffner	Poling	Wagner
Davis	Ivesdal	Powers, Barnes	Wastvedt
Dick	Johnson,	Powers, Cass	Welder
Dornacker	Barnes	Reimers	Wentz
Duncan	Johnson, G. V.	Rieger	Whittlesey
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker
Fossum	Lang	Rustan	

Those voting in the negative were:

Aamoth

Absent and not voting:

Anderson Boustead Christensen

So the bill passed and the title was agreed to.

House Bill No. 577. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddv	Mr. Speaker
Erickson,	Krenz	Rundle	
Mountrail	Kvasager		

Absent and not voting:

Boustead Tweten

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 20, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Dahlund, Redlin and Sinner to act with a like committee from the House to arrange for a Memorial Session.

Very respectfully,

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, January 20, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 31

Senate Bill No. 32

Senate Bill No. 52

Senate Bill No. 57

Senate Bill No. 64

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

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, January 20, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "I"

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

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, January 20, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "G"

Which the Senate has amended, as follows:

In line 61, after the name "A. S. Brazda" delete the word "Chief", delete the figure "\$13.00" and insert in lieu thereof the figure "\$10.00".

● GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign: Senate Concurrent Resolution "T"

And the Speaker signed the same in the presence of the House. The Speaker announced that the House would return to the eleventh order of business on the request of Rep. Stallman.

ELEVENTH ORDER OF BUSINESS

Rep. Stallman moved that the House do concur in the Senate amendments to House Concurrent Resolution "G", which motion prevailed.

Rep. Stallman moved that the rules be suspended and House Concurrent Resolution "G" be considered properly reengrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the Senate, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tough
Burk	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager	Rundle	
Absent and not voting:			
Boustead	Christensen	Hilleboe	Stenhjem

So the resolution was declared adopted and the title was agreed to.

Rep. Giffey moved that the House be on the ninth order of business, then on the twelfth order of business and upon completion of this business, the House stand recessed until 1:00 p.m., January 21, 1965, which motion prevailed.

The Speaker announced the House would now stand at ease.

FIRST READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION

Reps. Jungroth, Hertz, Meschke, Williamson, Bergman, Erickson of Ward, and Sanstead introduced:

House Bill No. 675. A Bill for an Act providing for the licensing of chauffeurs; defining chauffeurs; fixing fees to be paid; providing for examinations; providing for suspension or revocation of license; making disposition of fees collected; and providing for penalty for violating Act.

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

Reps. Stenhjem, Aamoth, Lundene, Obie, Elkin, and Krenz introduced:

House Bill No. 676. A Bill for an Act to amend and reenact sections 57-39-04 and 57-40-16 of the North Dakota Century Code, relating to credits and refunds for sales or use taxes paid on worthless accounts and repossessed merchandise.

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

Reps. Aamoth, Stockman and Streibel introduced:

House Bill No. 677. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 of the 1963 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

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

Reps. Boustead and Brown introduced:

House Bill No. 678. A Bill for an Act providing for the regulation of collection agencies; providing definitions of certain terms; requiring license for such agencies; prescribing qualifications for licenses; providing for fees and bonds therefor; prescribing manner of applying for collection agency license; fees; providing for renewal of said licenses; annual statement of collections; establishing property right of agency in account assigned for collection; providing for other remedies; and prescribing penalties.

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

Reps. Jungroth, Froeschle and Winge introduced:

House Bill No. 679. A Bill for an Act to amend and reenact section 27-07-36 of the North Dakota Century Code relating to the records of the county court and the public inspection thereof. sheriff.

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

Reps. Ganser, Larson of Richland, and Knudsen introduced:

House Bill No. 680. A Bill for an Act to amend and reenact section 57-22-03 of the North Dakota Century Code, relating to the list of delinquent personal property taxpayers to be delivered to the

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

Reps. Miller, Gengler, and Davis introduced:

House Bill No. 681. A Bill for an Act to provide for a severance tax upon coal in lieu of sales taxes, allocation of revenues and establishment of a trust fund, verification of required information, estab-

lishment of tax liens, court appeals, promulgation of rules and regulations, and providing civil and criminal penalties.

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

Reps. Belquist, Frank, Linderman, and Staven introduced:

House Bill No. 682. A Bill for an Act to create and enact a new subsection to section 57-12-06 of the 1963 Supplement to the North Dakota Century Code, providing a right of appeal to the state board of equalization from any assessment as equalized by a county board of equalization, and to amend and reenact sections 57-13-04 and 57-13-05 of the North Dakota Century Code, relating to the duties and powers of the state board of equalization and the right to a hearing before such board.

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

Reps. Boustead, Erickson of Ward, and Whittlesey introduced:

House Bill No. 683. A Bill for an Act to amend and reenact Section 43-04-28 of the North Dakota Century Code, relating to the requirements for apprentice barbers.

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

Reps. Boustead, Erickson of Ward, and Whittlesey introduced:

House Bill No. 684. A Bill for an Act to amend and reenact Section 43-04-42 of the North Dakota Century Code, relating to Barber Board fees.

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

Rep. Poling introduced:

House Bill No. 685. A Bill for an Act to amend and reenact section 11-10-10 of the North Dakota Century Code relating to the salaries of county officers.

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

Reps. Gietzen, Gronhovd, Williamson and Hickle introduced:

House Bill No. 686. A Bill for an Act to amend and reenact sections 57-53-03, 57-53-05, 57-53-08 and 57-53-10 of the North Dakota Century Code, relating to the administration and collection of the special 2% excise tax on special fuels, and transferring the tax collecting functions from the state auditor to the state tax commissioner.

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

Reps. Jungroth, Christensen, Ganser, Streibel, Dornacker, Duncan, and Powers of Barnes introduced:

House Bill No. 687. A Bill for an Act making an appropriation for the study of expanding the uses of flaxseed products.

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

Rep. Dornacker introduced:

House Bill No. 688. A Bill for an Act to amend and reenact section 57-02-20 of the 1963 Supplement to the North Dakota Century Code, relating to the personal property tax exemption on certain farm machinery.

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

Rep. Dornacker introduced:

House Bill No. 689. A Bill for an Act to provide that the proceedings of school boards may be published if approved by the electors of such school district every two years.

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

Reps. Powers of Cass, Haugland, Duncan, Jungroth, Hertz, Frank, Poling, Meschke, Williamson, Sanstead, Lundene, Connolly, Bergman, Froeschle, Erickson of Ward, Whittlesey, Hilleboe, Burk, Skaar, Myhre, Aamoth, Backes and Stockman introduced:

House Bill No. 690. A Bill for an Act to provide for equal pay for both males and females for comparable work done and providing for penalties for violation of the provisions of this Act.

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

Reps. Bergman, Powers of Cass, Stockman, Myhre and Montplaisir introduced:

House Bill No. 691. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the levy of taxes by a municipality for the purpose of establishing and maintaining a library service.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 692. A Bill for an Act relating to the imposition of an excise tax on motor vehicles acquired in the state of North Dakota upon which retail sales tax has not been paid; providing a penalty, and to amend and reenact section 57-40.1-02 relating to the imposition of an excise tax on motor vehicles.

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

Reps. Hoffner, Giffey and Backes introduced:

House Bill No. 693. A Bill for an Act relating to property tax levies of school districts, counties, cities, villages, and city and village park districts; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for purposes of assessment and taxation; to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code to exempt from assessment and taxation certain locally assessed personal property; to amend and reenact section 57-02-28 of the North Dakota Century Code, relating to the basis for the computation of property taxes; to repeal section 57-15-23 and subsections 9, 10, and 11 of section 57-02-05 of the North Dakota Century Code, relating to per capita school tax and to definitions of personal property for property tax purposes; and declaring an emergency.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 694. A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code relating to insurance premium taxes.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 695. A Bill for an Act to levy and collect a separate and additional tax of one-half mill per cigarette for crediting to the general fund.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 696. A Bill for an Act to amend and reenact subsections 2, 3, 5 and 6 of section 57-39-01, section 57-39-02, subsection 10 of section 57-39-03, subsections 2, 4 and 5 of section 57-40-01, subdivision a of subsection 6 of section 57-40-01, subsections 7 and 10 of section 57-40-01, section 57-40-02 and subsection 5 of section 57-40-03 of the North Dakota Century Code, making the sales and use tax permanent at a two percent rate, placing sales and use of liquor, wine, beer, cigars, tobacco, cigarettes and tobacco products and oleomargarine under the sales and use tax provisions, placing sales of personal, business or professional services, and sales of services to any property that is attached to a building and thereby becomes real property but which remains distinct from the building to which attached under the sales tax provisions, placing sales or use of advertising under the sales and use tax provisions, relating to the imposition of sales and use taxes on articles purchased for rental purposes and making casual sales by retailers of goods normally carried in their stock subject to the sales and use tax, and to repeal section 5-03-26 of the 1963 Supplement to the North Dakota Century Code providing for an excise tax on commodities used in mixed drinks in lieu of sales and use taxes.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 697. A Bill for an Act to amend and reenact section 57-36-10 of the North Dakota Century Code, relating to the discount on the sales of cigarette stamps by the tax commissioner.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 698. A Bill for an Act relating to the imposition of income taxes on individuals, estates, trusts, and corporations and providing for the administration and collection thereof, including the withholding of income taxes from wage payments; to amend and reenact section 57-35-02 of the North Dakota Century Code, relating to taxes imposed on banks and trust companies; to amend section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code, relating to taxes imposed on building and loan associations; to provide a continuing appropriation out of monies collected under this Act and other monies in the state treasury for increasing the per pupil payments under the school foundation program of the state; to provide for repeal of any provision of chapter 57-38 of the North Dakota Century Code that may be inconsistent with the provisions of this Act; and to provide an effective date.

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

Reps. Williamson, Erickson of Ward, Jungroth, Meschke, Schoenwald, Sanstead, Ivesdal, Montplaisir, Loerch, Haugen, Bier, Wentz, Bloom, Skaar, Solberg, Harrison, Powers of Cass, and Stallman introduced:

House Concurrent Resolution "J". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and otherwise lawful in the premises.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 11. A Bill for an Act making an appropriation to continue the operation of North Dakota Civil Defense as provided for by Chapter 37-17 of the North Dakota Century Code.

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

Senate Bill No. 14. A Bill for an Act making an appropriation to pay salaries and other expenses of administering the motor vehicle operators' licenses laws of the state of North Dakota.

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

Senate Bill No. 47. A Bill for an Act to create and enact section 50-09-08.1 of the North Dakota Century Code, providing that a stepfather shall support his stepchildren who would be eligible for aid to dependent children without such support and to amend and reenact section 50-09-10 of the North Dakota Century Code, providing that the income of a stepfather must be considered in determining the amount of assistance to be granted to a dependent child.

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

Senate Bill No. 56. A Bill for an Act to amend and reenact sections 49-18-36 and 49-18-38 of the North Dakota Century Code, relating to agricultural motor carrier permits.

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

Senate Bill No. 63. A Bill for an Act to amend and reenact section 18-11-20 of the North Dakota Century Code, relating to members withdrawing from association and members in military service.

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

Senate Concurrent Resolution "C". A concurrent resolution for amendment of section 130 of the Constitution of the state of North Dakota, relating to home rule for cities and villages.

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

Senate Concurrent Resolution "D". A concurrent resolution applying to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, relating to apportionment.

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

The House now stood in recess until 1:00 p.m., January 21, 1965 in accordance with Rep. Giffey's motion.

DONNELL HAUGEN, Chief Clerk

SIXTEENTH DAY AFTER RECESS AND SEVENTEENTH DAY

Bismarck, January 21, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 530

House Bill No. 531

House Bill No. 533

House Bill No. 535

House Bill No. 561

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

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

House Concurrent Resolution "G"

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 532 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 547 has had the same under consideration and recommends that the same be amended as follows:

In line 38: Delete the triple brackets around the word "eleven".

In line 39: Delete the word "seven"

In line 66: Delete the triple brackets around the phrase "of public utilities"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 547 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 552 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 566 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 514 through 590 and insert the following language in lieu thereof:

33. The thirty-third legislative district shall consist of the counties of Sioux and Grant and Adams, and shall be entitled to one senator and two representatives;

34. The thirty-fourth legislative district shall consist of the counties of Bowman and Slope and Hettinger, and shall be entitled to one senator and two representatives;

35. The thirty-fifth legislative district shall consist of the counties of Golden Valley and Billings and McKenzie, and shall be entitled to one senator and two representatives;

36. The thirty-sixth legislative district shall consist of the counties of Dunn and Mercer, and shall be entitled to one senator and two representatives;

37. The thirty-seventh legislative district shall consist of townships one hundred thirty-seven north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west; townships one hundred thirty-eight north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west; townships one hundred thirty-nine north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west; and townships one hundred forty north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west lying within the County Stark, and shall be entitled to one senator and two representatives;

38. The thirty-eighth legislative district shall consist of the County of Oliver, and townships one hundred thirty-seven north of ranges ninety-one, ninety-two, ninety-three, ninety-four and ninety-five west; townships one hundred thirty-eight north of ranges ninety-one, ninety-two, ninety-three, ninety-four and ninety-five west; townships one hundred thirty-nine north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; townships one hundred forty north of ranges ninety-one, ninety-two, ninety-three, ninety-four, ninety-five west; and townships one hundred forty-one north of ranges ninety-one, ninety-two, and ninety-three west, lying within the County of Stark, and townships one hundred thirty-seven north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven west; townships one hundred thirty-eight north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety west; townships one hundred thirty-nine north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety west; and townships one hundred forty north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety west, lying within the County of Morton, and shall be entitled to one senator and two representatives.

39. The thirty-ninth legislative district shall consist of township one hundred thirty-three north of range eighty-two west; townships one hundred thirty-four north of ranges seventy-nine, eighty,

eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-five north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-six north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; township one hundred thirty-seven north of ranges seventy-nine, eighty, eighty-one, eighty-two west; townships one hundred thirty-eight north of ranges eighty, eighty-one, eighty-two west; townships one hundred thirty-nine north of ranges eighty, eighty-one, eighty-two west; and townships one hundred forty north of ranges eighty-one, and eighty-two west, lying within the County of Morton, and shall be entitled to one senator and two representatives.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Fossum moved that the report be adopted.

Rep. Erickson of Mountrail moved a substitute motion that the report on House Bill No. 566 be re-referred to the Committee on Political Subdivisions for the purpose of filing a divided report, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 572 has had the same under consideration and recommends that the same be amended as follows:

On line 9 after he shall inform the strike "surplus property director" and insert in lieu thereof the following: Director of the Department of Accounts and Purchases,

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 572 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 588 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Poling asked unanimous consent to withdraw House Bill No. 593, which was granted.

Rep. Poling moved that he be permitted to withdraw House Bill No. 593 which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 594 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 597 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Froeschle moved that the report be adopted.

Rep. Meschke moved a substitute motion that House Bill No. 597 be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 599 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Fossum moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 602 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 620 has had the same under consideration and recommends that the same be amended as follows:

In line 49 delete the word ((1967)) and insert in lieu thereof the word "1966"

In line 78 after the word "members" insert the words "except honorary members shall not vote"

In lines 281 and 282 delete the words ((or other person delegated such authority)) and insert in lieu thereof the words "and board of directors"

In line 184A insert triple brackets before the words "not exceeding one hundred and sixty" and in line 185A insert triple brackets after the word "acres"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 620 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "D" has had the same under consideration and recommends that the same be amended as follows:

Delete line 7 starting with the word "adequate"

Delete all of lines 8 and 9

In line 7 after the word "also" add the following language: "on adequate markets and a proper balance of supply and demand; and In line 31 after the word "commodities" insert the following language "now covered by price supports."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Belquist moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Concurrent Resolution "D" would be considered in the sixth order of business on the next legislative day.

FIRST READING OF HOUSE BILLS

Rep. Bloom introduced:

House Bill No. 699. A Bill for an Act to amend and reenact subsection 16 of section 15-29-08 of the 1963 Supplement to the North Dakota Century Code relating to the biennial school census.

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

Reps. Bloom, Bier and Bowman introduced:

House Bill No. 700. A Bill for an Act to amend and reenact section 15-40-15 of the North Dakota Century Code as amended by the 1961 Supplement relating to pupils residing in annexed or reorganized districts attending school in a bordering state.

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

Reps. Hardmeyer, Boustead, Aamoth and Shorma introduced:

House Bill No. 701. A Bill for an Act to amend and reenact Section 57-37-24 of the 1963 Supplement to the North Dakota Century Code, relating to collection and distribution of estate tax and refunds.

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

Reps. Lundene, Staven, Collette, Gudajtes, Christopher and Olafson introduced:

House Bill No. 702. A Bill for an Act to make an appropriation from the state highway fund to Walsh County to defray the costs of constructing a bituminous surfaced highway from state highway no. seventeen, a distance of zero point six miles to Homme Dam Spillway.

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

Reps. Hertz, Leer, Hoffner, Meschke, Coles, Streibel, Schaffer, Giffey, Johnson of Barnes, Powers of Barnes, Gengler, Jungroth, Kvasager, Bergman, Ruddy, Obie, Sanstead, Williamson, Schoenwald, Meyer, Montplaisir and Gietzen introduced:

House Bill No. 703. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-04, 34-06-05, 34-06-07, 34-06-08, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees except persons employed in interstate commerce, domestics living in, babysitters, and persons who are under sixteen years of age; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition; authorizing the commissioner to investigate wages, hours, and conditions of labor of adults and minors, adopt standards thereof, and issue remedial orders; and to repeal sections 34-06-09, 34-06-10, 34-06-12 and 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

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

Reps. Reimers, Rivinius, Bilden, Johnson of Slope, Froeschle, Christopher, Schaffer, Tweten, Johnson of Barnes, Wastvedt, Unruh, Bowman, Frank, Bier, Coles, Miller, Hilleboe, Stockman, Elkin, Hickle, Wentz, Welder, Olienyk, Tough, Mueller, Connolly, Larsen of Grand Forks, Brown, Knudsen, Duncan, Streibel, Fossum, Wagner, Powers of Barnes, Aamoth, Dick, Dornacker, Whittlesey, Ganser, Lang and Rundle introduced:

House Bill No. 704. A Bill for an Act to amend and reenact sections 57-39-02, 57-39-06, 57-40-02, 57-40-17, and 57-40.1-02 of the North Dakota Century Code, increasing the sales and use taxes to three percent.

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

Reps. Bloom, Vogel and Olafson introduced:

House Bill No. 705. A Bill for an Act making an appropriation to the North Dakota State Board of Vocational Education and the North Dakota Unemployment Compensation Division to match federal funds expended by the United States on costs of programs under the Manpower Development and Training Act, as amended, to the extent required therein, and providing for continued participation in programs thereunder.

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

Reps. Whittlesey, Unruh, Gudajtes, Collette and Stallman introduced:

House Bill No. 706. A Bill for an Act to amend and reenact section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

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

Reps. Rustan, Opedahl, Poling, Bloom and Sanstead introduced:

House Bill No. 707. A Bill for an Act to provide for the appointment of an additional district judge and that the present district judges shall be retained, and to amend and reenact sections 27-05-01, 27-05-08, and 27-05-18 of the North Dakota Century Code, relating to the number of judicial districts, judges' chambers, and consecutive jury terms.

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

Reps. Belquist, Linderman, Vogel, Meyer and Leer introduced:

House Bill No. 708. A Bill for an Act to provide for a state grain inspection division within the state seed department and declaring an emergency.

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

Rep. Jungroth introduced:

House Bill No. 709. A Bill for an Act to provide for the licensing and regulation of non-resident beekeepers, supplementing Chapter 4-12 of the North Dakota Century Code.

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

Reps. Connolly, Streibel and Reimers introduced:

House Bill No. 710. A Bill for an Act to amend and reenact section 39-04-36 of the 1963 Supplement to the North Dakota Century Code, relating to the transfer of registration plates to certain vehicles.

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

Reps. Sanstead, Williamson and Montplaisir introduced:

House Bill No. 711. A Bill for an Act to amend and reenact sections 57-52-04, 57-52-05, 57-52-06, 57-52-07, 57-52-08, 57-52-09, 57-52-10, 57-52-11, 57-52-12, 57-52-13, 57-52-14, 57-52-15, 57-52-16, 57-52-17 and 57-52-19 of the North Dakota Century Code, relating to the administration and collection of the special fuels excise tax, and transferring the tax collecting functions from the state auditor to the state tax commissioner.

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

Reps. Opedahl, Rustan, Tweten and Miller introduced:

House Bill No. 712. A Bill for an Act to amend and reenact section 39-12-02 of the 1963 Supplement to the North Dakota Century Code relating to special permits for vehicles of excessive size and weight, and declaring an emergency.

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

Rep. Wagner introduced:

House Bill No. 713. A Bill for an Act making an appropriation for the purpose of paying special assessments for public improvements at the National Guard property at Bismarck, North Dakota, levied against the state of North Dakota by the City of Bismarck and declaring an emergency.

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

Rep. Fossum introduced:

House Bill No. 714. A Bill for an Act to amend and reenact section 15-29-11 of the 1963 Supplement to the North Dakota Century Code, relating to the bond of school district treasurers.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act to amend and reenact sections 54-16-04 and 54-16-09 of the North Dakota Century Code, relating to the emergency commission and use of emergency funds.

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

Senate Bill No. 32. A Bill for an Act to amend and reenact section 54-03-06 of the North Dakota Century Code and section 54-35.1-02 of the 1963 Supplement to North Dakota Century Code, relating to powers and duties of the legislative audit and fiscal review committee.

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

Senate Bill No. 52. A Bill for an Act to create sections 12-55-11.1 and 12-59-13.1 and to amend and reenact sections 12-30-12, 12-47-27, 12-47-28, 12-53-07, 12-59-07, and 12-59-13 of the North Dakota Century Code, relating to a definition of commutation; parole; indeterminate sentence; and transfer of mentally ill to state hospital.

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

Senate Bill No. 57. A Bill for an Act requiring the display of signs and labels when imported meats are sold and providing for penalty for the violation thereof.

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

Senate Bill No. 64. A Bill for an Act to amend and reenact section 54-25-03 of the North Dakota Century Code, relating to the serving of oleomargarine or separated milk at state institutions, and declaring an emergency.

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

Former Speaker of the House, Leo Sticka, was invited to the rostrum and addressed the members.

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

SEVENTEENTH DAY

Bismarck, January 21, 1965

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

Prayer was offered by Rev. Robert Strutz, of the Church of the Good Shepherd, E.U.B., Mandan, North Dakota.

Roll Call: All members present except Reps. Boustead and Christensen.

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

REP. OPEDAHN, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to House Bill No. 548 as recommended by the Committee on Transportation, page 146 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 570 as recommended by the Committee on Judiciary, page 146 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 571 as recommended by the Committee on Judiciary, page 146 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 530. A Bill for an Act to amend and reenact section 54-12-08 of the North Dakota Century Code, relating to compensation for special assistant attorneys general.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 137, House Journal, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson

Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rundle	Mr. Speaker

Absent and not voting:

Boustead	Christensen	Olienyk
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So the bill passed and the title was agreed to.

House Bill No. 561. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code as set forth in the 1963 Pocket Supplement to Volume 5 relating to salaries of judges of the county courts of increased jurisdiction.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 138, House Journal, the roll was called and there were ayes, 73; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Gengler	Loerch	Schoenwald
Backes	Gietzen	Lundene	Shablow
Bloom	Gronhovd	Meschke	Shorma
Breum	Gudajtes	Meyer	Skaar
Brown	Hardmeyer	Miller	Stallman
Burk	Haugland	Montplaisir	Staven
Christopher	Hertz	Olienyk	Stockman
Coles	Hilleboe	Olson	Strand
Collette	Hoffner	Opedahl	Streibel
Dahlen	Ivesdal	Poling	Tweten
Dornacker	Johnson,	Powers, Barnes	Unruh
Duncan	Barnes	Powers, Cass	Wagner
Elkin	Johnson, G. V.	Reimers	Wastvedt
Erickson,	Jungroth	Rivinius	Wentz
Mountrail	Krenz	Rosendahl	Whittlesey
Erickson, Ward	Lang	Ruddy	Williamson
Fossum	Larsen	Rustan	Winge
Frank	Larson	Sanstead	Mr. Speaker
Froeschle	Leer	Schaffer	

Those voting in the negative were:

Anderson	Davis	Hickle	Rieger
Belquist	Dick	Knudsen	Rundle
Bergman	Ganser	Kvasager	Solberg
Bier	Giffey	Linderman	Stenhjem
Bilden	Glaspey	Mueller	Tough
Borstad	Harrison	Myhre	Vogel
Bowles	Hauf	Obie	Welder
Bruner	Haugen	Olafson	Wilkie
Connolly			

Absent and not voting:

Boustead	Bowman	Christensen
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So the bill passed and the title was agreed to.

House Bill No. 533. A Bill for an Act to create and enact section 57-34-12 and to amend and reenact sections 57-34-01, 57-34-02, 57-34-03, 57-34-05, 57-34-06, 57-34-10, and 57-34-11 of the North Dakota Century Code, relating to the taxation of mutual and co-operative telephone associations and private or commercial telephone companies exclusively engaged in providing telephone service to rural areas and cities and villages with a population of five hundred persons or less, and to repeal sections 57-34-07 and 57-34-09 of the North Dakota Century Code, relating to reports to county auditors and distribution of funds within taxing districts, and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 141, House Journal, the roll was called and there were ayes, 93; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Ganser	Larson	Schaffer
Bergman	Gengler	Leer	Schoenwald
Bier	Giffey	Linderman	Shablow
Bilden	Glaspey	Loerch	Shorma
Bloom	Gronhovd	Lundene	Skaar
Bowles	Gudajtes	Meyer	Solberg
Bowman	Hardmeyer	Miller	Stallman
Breum	Harrison	Montplaisir	Staven
Brown	Hauf	Mueller	Stenhjem
Burk	Haugen	Myhre	Stockman
Christopher	Hertz	Obie	Strand
Coles	Hickle	Olafson	Streibel
Collette	Hilleboe	Olienyk	Tweten
Connolly	Hoffner	Olson	Unruh
Dahlen	Ivesdal	Opedahl	Vogel
Davis	Johnson,	Poling	Wagner
Dick	Barnes	Powers, Barnes	Wastvedt
Dornacker	Johnson, G. V.	Powers, Cass	Welder
Duncan	Jungroth	Reimers	Wentz
Elkin	Knudsen	Rieger	Whittlesey
Erickson,	Krenz	Rivinius	Wilkie
Mountrail	Kvasager	Ruddy	Winge
Fossum	Lang	Rundle	Mr. Speaker
Frank	Larsen	Rustan	

Those voting in the negative were:

Aamoth	Bruner	Haugland	Sanstead
Anderson	Erickson, Ward	Meschke	Tough
Belquist	Gietzen	Rosendahl	Williamson
Borstad			

Absent and not voting:

Boustead	Christensen	Froeschle
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So the bill passed and the title was agreed to.

House Bill No. 535. A Bill for an Act to amend and reenact subsection 1 of section 57-40-03 of the North Dakota Century Code, relating to exemptions from the use tax and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 142 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand

Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker
Erickson, Ward			
Absent and not voting:			
Boustead	Christensen		

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

House Bill No. 531. A Bill for an Act to create and enact sections 44-08-05.1 and 54-14-07 of the North Dakota Century Code, relating to the approval of vouchers for the expenditure of public funds and the penalty for violation thereof, and to the promulgation of rules by the state auditing board; to amend and reenact sections 44-08-03, 44-08-04, 44-08-05, 54-06-09, 54-14-03, and 54-14-04 of the North Dakota Century Code, relating to the claiming, paying, and receiving of travel expenditures and the violation thereof, and to repeal section 54-14-05 of the North Dakota Century Code, relating to printing on vouchers penalty for false certification.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 142 of the House Journal, the roll was called and there were: ayes, 100; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Ganser	Leer	Sanstead
Backes	Gengler	Linderman	Schaffer
Belquist	Gietzen	Loerch	Schoenwald
Bier	Giffey	Lundene	Shablow
Bilden	Glaspey	Meschke	Shorma
Bloom	Gronhovd	Meyer	Skaar
Borstad	Gudajtes	Miller	Solberg
Bowles	Hardmeyer	Montplaisir	Stallman
Bowman	Harrison	Mueller	Staven
Breum	Hauf	Myhre	Stenhjem
Brown	Haugen	Obie	Stockman
Bruner	Haugland	Olafson	Strand
Burk	Hertz	Olienyk	Streibel
Christopher	Hilleboe	Olson	Tough
Coles	Hoffner	Opedahl	Tweten
Collette	Ivesdal	Poling	Unruh
Dahlen	Johnson,	Powers, Barnes	Vogel
Dick	Barnes	Powers, Cass	Wagner
Duncan	Johnson, G. V.	Reimers	Welder
Elkin	Jungroth	Rieger	Wentz
Erickson,	Knudsen	Rivinius	Whittlesey
Mountrail	Krenz	Rosendahl	Wilkie
Erickson, Ward	Kvasager	Ruddy	Williamson
Fossum	Lang	Rundle	Winge
Frank	Larsen	Rustan	Mr. Speaker
Froeschle	Larson		

Those voting in the negative were:

Aamoth	Connolly	Dornacker	Wastvedt
Bergman	Davis		

Absent and not voting:

Boustead	Christensen	Hickle
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So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 21, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5
Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 45
Senate Bill No. 62

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

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 21, 1965

Mr. President: I have the honor to transmit:

House Bill No. 544
House Bill No. 513
House Bill No. 514
House Bill No. 534
House Bill No. 536
House Bill No. 558
House Bill No. 560
House Bill No. 564
House Bill No. 575
House Bill No. 577
House Bill No. 579
House Bill No. 615

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

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, January 21, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "I"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

Rep. Giffey moved that the House now stand recessed until 1:00 p.m., January 22, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

SEVENTEENTH DAY AFTER RECESS AND EIGHTEENTH DAY

Bismarck, January 22, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 548

House Bill No. 570

House Bill No. 571

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

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

House Concurrent Resolution "G"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 576 has had the same under consideration and recommends that the same be amended as follows:

Following the words, "A BILL", delete all of lines 1 and 2 of the title and insert in lieu thereof the following:

"For an Act to create and enact Sections 16-16-17, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-25, 16-16-26, and 16-16-27 of the North Dakota Century Code,"

At the end of line 3, of the title, delete the period and insert in lieu thereof a comma and add the following language "providing for its referral to the electorate and providing an effective date."

Following line 122, insert the following language:

"SECTION 2. REFERRAL TO ELECTORATE — EFFECTIVE DATE.) Pursuant to Section 122 of the Constitution of North Dakota, the Secretary of State shall place this Act upon the ballot for the approval or disapproval of the electors of this state at the General Election in 1966, and such act if approved shall become effective thirty days after such election."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Stockman moved the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 576 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 607 has had the same under consideration and recommends that the same do pass.

REP. COLLETTE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 630 has had the same under consideration and recommends that the same be amended as follows:

In line 33, following the parentheses, delete the word and numerals "Chapter 37-16" and insert in lieu thereof the words and numerals "Sections 37-16-01, 37-16-02, 37-16-03, 37-16-04, and 37-16-06".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. COLLETTE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 630 would be considered in the sixth order of business on the next legislative day.

SIXTH ORDER OF BUSINESS

Rep. Lundene moved that the amendments to House Bill No. 547 as recommended by the Committee on Industry and Business, page 163 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 572 as recommended by the Committee on State and Federal Government, page 165 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to House Bill No. 620 as recommended by the Committee on Agriculture, page 166 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to House Concurrent Resolution "D" as recommended by the Committee on Agriculture, page 166 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the Chief Clerk read a communication regarding Legislator's Ski Night, which motion prevailed and the communication was read.

EIGHTH ORDER OF BUSINESS

Rep. Brown moved that he be given unanimous consent of the House to withdraw House Bill No. 567, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 532. A Bill for an Act to transfer certain dedicated funds from the general fund and to amend and reenact sections 39-17-02 and 57-32-04 of the North Dakota Century Code, relating to deposits in certain funds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larsen	Sanstead

Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Mueller	Stenhjem
Brown	Harrison	Myhre	Stockman
Bruner	Hauf	Obie	Strand
Burk	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Tweten
Coles	Hickle	Opedahl	Unruh
Collette	Hilleboe	Poling	Vogel
Connolly	Hoffner	Powers, Barnes	Wagner
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz	Rundle	
Mountrail			

Absent and not voting:

Belquist	Montplaisir	Wastvedt	Whittlesey
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So the bill passed and the title was agreed to.

House Bill No. 552. A Bill for an Act to amend and reenact sections 15-40-14 and 15-40-24 of the 1963 Supplement to the North Dakota Century Code, relating to per pupil payments from county equalization funds to school districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rundle
Backes	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Sanstead
Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stenhjem
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel
Christensen	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson

Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail			

Those voting in the negative were:

Aamoth

Absent and not voting:

Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 594. A Bill for an Act to amend and reenact section 39-04-17 of the North Dakota Century Code, relating to the certificate of a notary showing compliance with the registration of motor vehicle laws and making the execution of a false certificate a misdemeanor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
Anderson	Mountrail	Krenz	Rundle
Backes	Erickson, Ward	Kvasager	Rustan
Belquist	Fossum	Lang	Sanstead
Bergman	Frank	Larsen	Schaffer
Bier	Froeschle	Larson	Schoenwald
Bilden	Ganser	Leer	Shablow
Bloom	Gengler	Linderman	Shorma
Borstad	Gietzen	Loerch	Skaar
Boustead	Giffey	Lundene	Solberg
Bowles	Glaspey	Meschke	Stallman
Bowman	Gronhovd	Meyer	Staven
Breum	Gudajtes	Miller	Stenhjem
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker

Those voting in the negative were:

Mueller

Absent and not voting:

Stockman Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 599. A Bill for an Act to amend and reenact section 27-09-26 of the North Dakota Century Code relating to the use of juries by district courts and county courts of increased jurisdiction and the creation and enactment of a new section 27-09-27 of the North Dakota Century Code relating to attendance of jury panels at terms of court.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspay	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Poling	Welder
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Whittlesey
Dick	Barnes	Reimers	Wilkie
Dornacker	Johnson, G. V.	Rieger	Williamson
Duncan	Jungroth	Rivinius	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker
Erickson,	Krenz	Ruddy	
Mountrail			

Those voting in the negative were:

Bowles Shablow

Absent and not voting:

Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 602. A Bill for an Act to amend and reenact subsection 2 of section 39-07-09 of the North Dakota Century Code relating to offenses under which person arrested may not be entitled to release upon promise to appear.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 55; absent and not voting, 3.

Those voting in the affirmative were:

Bilden	Frank	Meyer	Skaar
Bloom	Froeschle	Montplaisir	Solberg
Breum	Ganser	Myhre	Staven
Burk	Gietzen	Olafson	Stenhjem
Christensen	Gronhovd	Olienyk	Stockman
Christopher	Gudajtes	Olson	Streibel
Coles	Johnson,	Poling	Tweten
Collette	Barnes	Powers, Barnes	Unruh
Dahlen	Krenz	Powers, Cass	Vogel
Dick	Kvasager	Reimers	Wentz
Dornacker	Lang	Rosendahl	Whittlesey
Erickson,	Leer	Rundle	Winge
Mountrail	Loerch	Sanstead	Mr. Speaker
Fossum			

Those voting in the negative were:

Aamoth	Duncan	Hoffner	Rivinius
Anderson	Elkin	Johnson, G. V.	Rustan
Backes	Erickson, Ward	Jungroth	Schaffer
Belquist	Gengler	Knudsen	Schoenwald

Bergman	Giffey	Larsen	Shablow
Bier	Glaspey	Larson	Shorma
Borstad	Hardmeyer	Linderman	Stallman
Boustead	Harrison	Lundene	Strand
Bowles	Hauf	Meschke	Tough
Bowman	Haugen	Miller	Wagner
Brown	Haugland	Mueller	Welder
Bruner	Hertz	Obie	Wilkie
Connolly	Hickle	Opedahl	Williamson
Davis	Hilleboe	Rieger	
Absent and not voting:			
Ivesdal	Ruddy	Wastvedt	

So the bill was declared lost.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
House Concurrent Resolution "G"

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

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

EIGHTEENTH DAY

Bismarck, January 22, 1965

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

Prayer was offered by Rev. F. K. Smyithe of Christ Episcopal Church of Mandan, North Dakota, who is also the supervisor of the Indian work of the Episcopal Church in North Dakota.

Roll call: All members present except Reps. Opedahl, Rustan and Wastvedt.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 22, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "G"

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

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, January 22, 1965

Mr. President: I have the honor to transmit:

House Bill No. 530

House Bill No. 531

House Bill No. 533

House Bill No. 535

House Bill No. 561

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

DONNELL HAUGEN, Chief Clerk

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

REP. OPEDAHL, Chairman

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

Mr. Speaker: The Majority of your Committee on Political Subdivisions to whom was referred House Bill No. 566 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 514 through 590 and insert the following language in lieu thereof:

33. The thirty-third legislative district shall consist of the counties of Sioux and Grant and Adams, and shall be entitled to one senator and two representatives;

34. The thirty-fourth legislative district shall consist of the counties of Bowman and Slope and Hettinger, and shall be entitled to one senator and two representatives;

35. The thirty-fifth legislative district shall consist of the counties of Golden Valley and Billings and McKenzie, and shall be entitled to one senator and two representatives;

36. The thirty-sixth legislative district shall consist of the counties of Dunn and Mercer, and shall be entitled to one senator and two representatives;

37. The thirty-seventh legislative district shall consist of townships one hundred thirty-seven north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west; townships one hundred thirty-eight north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west; townships one hundred thirty-nine north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west; and townships one hundred forty north of ranges ninety-six, ninety-seven, ninety-eight, ninety-nine west lying within the County Stark, and shall be entitled to one senator and two representatives;

38. The thirty-eighth legislative district shall consist of the County of Oliver, and townships one hundred thirty-seven north of ranges ninety-one, ninety-two, ninety-three, ninety-four and ninety-five west; townships one hundred thirty-eight north of ranges ninety-one, ninety-two, ninety-three, ninety-four and ninety-five west; townships one hundred thirty-nine north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; townships one hundred forty north of ranges ninety-one, ninety-two, ninety-three, ninety-four, ninety-five west; and townships one hundred forty-one north of ranges ninety-one, ninety-two, and ninety-three west, lying within the County of Stark, and townships one hundred thirty-seven north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven west; townships one hundred thirty-eight north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety west; townships one hundred thirty-nine north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety west; and townships one hundred forty north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety west, lying within the County of Morton, and shall be entitled to one senator and two representatives.

39. The thirty-ninth legislative district shall consist of township one hundred thirty-three north of range eighty-two west; townships one hundred thirty-four north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three and eighty-four west; townships one hundred thirty-five north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-six north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; township one hundred thirty-seven north of ranges seventy-nine, eighty, eighty-one, eighty-two west; townships one hundred thirty-eight north of ranges eighty, eighty-one, eighty-two west; townships one hundred thirty-nine north of ranges eighty, eighty-one, eighty-two west; and townships one hundred forty north of ranges eighty-one,

and eighty-two west, lying within the County of Morton, and shall be entitled to one senator and two representatives.

Renumber the lines accordingly.

Rep. Stallman
 Rep. Meyer
 Rep. Breum
 Rep. Stenjhem
 Rep. Ruddy
 Rep. Christopher
 Rep. Bilden
 Rep. Hilleboe
 Rep. Stockman
 Rep. Ganser
 Rep. Lang
 Rep. Johnson, Slope
 Rep. Fossum
 Rep. Tweten

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Fossum moved that the report of the Majority be adopted.

MINORITY REPORT

Mr. Speaker: The Minority of your Committee on Political Subdivisions to whom was referred House Bill No. 566 recommends such bill be amended as follows:

After line 225 delete lines 226 through 590 inclusive and insert the following words:

- “1. The first legislative district shall consist of the counties of Divide and Burke and shall be entitled to one senator and two representatives;
2. The second legislative district shall consist of the counties of Williams and shall be entitled to two senators and four representatives;
3. The third legislative district shall consist of the county of Mountrail and townships one hundred fifty north of ranges ninety-one, ninety, eighty-nine, and eighty-eight west; townships one hundred forty-nine north of ranges ninety, eighty-eight, and eighty-eight west; townships one hundred forty-eight north of ranges ninety-one, ninety, eighty-nine, and eighty-eight west; and townships one hundred forty-seven north of ranges eighty-nine and eighty-eight west lying within the county of McLean, and shall be entitled to senator and representatives;
4. The fourth legislative district shall consist of the county of Renville and township one hundred sixty-one north of range eighty-eight west; township one hundred sixty north of ranges eighty-nine, eighty-eight, and eighty-seven west; township one hundred fifty-nine north of ranges eighty-nine, eighty-eight, and eighty-seven; townships one hundred fifty-eight north of range eighty-seven; townships one hundred fifty-seven north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one west lying in the county of Ward; and shall be entitled to one senator and two representatives;
5. The fifth legislative district shall consist of townships one hundred fifty-six north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one west; townships one hundred fifty five north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one west; townships one hundred fifty-four north of ranges eighty-seven, eighty-six, eighty-five,

- eighty-four, eighty-three, eighty-two, eighty-one west; townships one hundred fifty-three north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one west; townships one hundred fifty-two north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one west; township one hundred fifty-one north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one west lying within the county of Ward and shall be entitled to four senators and eight representatives;
6. The sixth legislative district shall consist of the county of Bottineau and shall be entitled to one senator and two representatives;
 7. The seventh legislative district shall consist of the county of McHenry and shall be entitled to one senator and two representatives;
 8. The eighth legislative district shall consist of the county of Rolette and shall be entitled to one senator and two representatives;
 9. The ninth legislative district shall consist of the county of Pierce and the township one hundred fifty-six north of ranges seventy-one, seventy, and sixty-nine west; townships one hundred fifty-five north of ranges seventy-one, seventy, and sixty-nine west; townships one hundred fifty-four north of ranges seventy-one, seventy, and sixty-nine west; townships one hundred fifty-three north of ranges seventy-one, seventy, and sixty-nine west; townships one hundred fifty-two north of ranges seventy-one, seventy, and sixty-nine west; townships one hundred fifty-one north of ranges seventy-one, seventy, and sixty-nine west lying within the county of Benson; and shall be entitled to one senator and two representatives;
 10. The tenth legislative district shall consist of the county of Cavalier and townships one hundred sixty three north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five west; and townships one hundred sixty-two north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five west; and townships one hundred sixty-one north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five west; and shall be entitled to one Senator and two representatives;
 11. The eleventh legislative district shall consist of the county of Ramsey and the townships one hundred sixty north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five; townships one hundred fifty-nine north of ranges sixty-eight; sixty-seven, sixty-six, sixty-five west; townships one hundred fifty-eight north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five west; townships one hundred fifty-seven north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five, west — lying within the county of Towner; and townships one hundred fifty-six north of ranges sixty-eight, sixty-seven west; township one hundred fifty-five north of ranges sixty-eight, sixty-seven west; townships one hundred fifty-four north of ranges sixty-eight, sixty-seven, sixty-six west; townships one hundred fifty-three north of ranges sixty-eight, sixty-seven, and sixty-six west; townships one hundred fifty-two north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five, sixty-four, sixty-three west; townships one hundred fifty-one north of ranges sixty-eight, sixty-seven, sixty-six, sixty-five, sixty-four, sixty-three, and sixty-two west lying within the county of Benson and shall be entitled to two senators and four representatives;

12. The twelfth legislative district shall consist of the county of Pembina and shall be entitled to one senator and two representatives;
13. The thirteenth legislative district shall consist of the county of Walsh and townships one hundred fifty-four north of ranges fifty-six, fifty-five, fifty-four, fifty-three, fifty-two, and fifty-one west; townships one hundred fifty-three north of ranges fifty-six, fifty-five, fifty-four, fifty-three, fifty-two, fifty-one, and fifty west lying within the county of Grand Forks and townships one hundred fifty-four, north of ranges sixty, fifty-nine, fifty-eight, and fifty-seven west; and townships one hundred fifty-three north of ranges sixty, fifty-nine, fifty-eight, and fifty-seven west lying within the county of Nelson, and shall be entitled to two senators and four representatives;
14. The fourteenth legislative district shall consist of townships one hundred fifty-two north of ranges fifty-six, fifty-five, fifty-four, fifty-three, fifty-two, fifty-one, and fifty west; and townships one hundred fifty-one north of ranges fifty-six, fifty-five, fifty-four, fifty-three, fifty-two, fifty-one, and fifty west; and townships one hundred fifty north of ranges fifty-six, fifty-five, fifty-four, fifty-three, fifty-two, fifty-one, and fifty west; and townships one hundred forty-nine north of ranges fifty-six, fifty-five, fifty-four, fifty-four, fifty-three, fifty-two, fifty-one, fifty, and forty-nine west lying within the county of Grand Forks and shall be entitled to four senators and eight representatives;
15. The fifteenth legislative district shall consist of the county of Traill and township one hundred forty-eight north of range fifty-four west; township one hundred forty-seven north of range fifty-four west; township one hundred forty-six north of range fifty-four west; township one hundred forty-five north of range fifty-four west; and township one hundred forty-four north of range fifty-three west lying within the county of Steele and shall be entitled to one senator and two representatives;
16. The sixteenth legislative district shall consist of townships one hundred forty-eight north of ranges fifty-seven, fifty-six, and fifty-five west; townships one hundred forty-seven north of ranges fifty-seven, fifty-six, and fifty-five west; townships one hundred forty-six north of ranges fifty-seven, fifty-six, and fifty-five west; townships one hundred forty-five north of ranges fifty-seven, fifty-six, and fifty-five west; townships one hundred forty-four north of ranges fifty-seven, fifty-six, fifty-five west; lying within the county of Steele; and townships one hundred forty-eight north of ranges sixty, fifty-nine, fifty-eight west; townships one hundred forty-seven north of ranges sixty, fifty-nine and fifty-eight west lying within the county of Griggs; and townships one hundred fifty-two north of ranges sixty-one, sixty, fifty-nine, fifty-eight, and fifty-seven west; townships one hundred fifty-one north of ranges sixty-one, sixty, fifty-nine, fifty-eight, and fifty-seven west; township one hundred fifty north of ranges sixty-one, sixty, fifty-nine, fifty-eight, and fifty-seven west; townships one hundred forty-nine north of ranges sixty-one, sixty, fifty-nine, fifty-eight, and fifty-seven west lying within the county of Nelson and shall be entitled to one senator and two representatives;
17. The seventeenth legislative district shall consist of the counties of Foster and Eddy and townships one hundred forty-eight north of ranges sixty-one west; township one hundred forty-seven north of range sixty-one west; townships one hundred forty-six north of range sixty-one west; townships

- one hundred forty-five north of range sixty-one west lying within the county of Griggs; and townships one hundred fifty north of range sixty-eight west; townships one hundred forty-nine north of range sixty-eight west; townships one hundred forty-eight north of range sixty-eight west; township one hundred forty-seven north of range sixty-eight west; townships one hundred forty-six north of range sixty-eight west; townships one hundred forty-five north of range sixty-eight west lying within the county of Wells and shall be entitled to one senator and two representatives;
18. The eighteenth legislative district shall consist of the county of Sheridan and townships one hundred fifty north of ranges seventy-three, seventy-two, seventy-one, seventy, and sixty-nine west; townships one hundred forty-nine north of ranges seventy-three, seventy-two, seventy-one, seventy, and sixty-nine west; townships one hundred forty-eight north of ranges seventy-three, seventy-two, seventy-one, seventy, and sixty-nine west; townships one hundred forty-seven north of ranges seventy-three, seventy-two, seventy-one, seventy, sixty-nine west; townships one hundred forty-six north of ranges seventy-three, seventy-two, seventy-one, seventy, and sixty-nine west; townships one hundred forty-five north of ranges seventy-three, seventy-two, seventy-one, seventy, and sixty-nine west lying within the county of Wells and shall be entitled to one senator and two representatives;
 19. The nineteenth legislative district shall consist of the townships one hundred fifty north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one, eighty, seventy-nine, and seventy-eight west; townships one hundred forty-nine north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one, eighty, seventy-nine, seventy-eight west; townships one hundred forty-eight north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred forty-seven north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred forty-six north of ranges eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred forty-five north of ranges eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred forty-four north of ranges eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred forty-three north of ranges eighty-one, eighty west of that portion which is in McLean County all lying within the county of McLean and shall be entitled to one senator and two representatives;
 20. The twentieth legislative district shall consist of the counties of Mercer and Oliver and the townships one hundred forty north of ranges ninety, eighty-nine, eighty-eight west; townships one hundred thirty-nine north of ranges ninety, eighty-nine and eighty-eight west; townships one hundred thirty-eight north of ranges ninety, eighty-nine, and eighty-eight west and lying within the county of Morton and shall be entitled to one senator and two representatives;
 21. The twenty-first legislative district shall consist of the county of McKenzie and townships one hundred fifty north of ranges ninety-three, ninety-two, ninety-one west; townships one hundred forty-nine north of ranges ninety-three, ninety-two, ninety-one west; townships one hundred forty-eight north of ranges ninety-seven, ninety-six, ninety-five, ninety-four,

- ninety-three, ninety-two, ninety-one west; townships one hundred forty-seven north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one west; townships one hundred forty-six north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one west; townships one hundred forty-five north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one of that portion in Dunn County all lying within the county of Dunn, and shall be entitled to one senator and two representatives;
22. The twenty-second legislative district shall consist of the county of Stark and townships one hundred forty-four, north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one west; townships one hundred forty-three north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one west; townships one hundred forty-two north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one west; townships one hundred forty-one north of ranges ninety-seven, ninety-six, ninety-five, ninety-four, ninety-three, ninety-two, ninety-one, of that portion in Dunn County all lying within the county of Dunn and shall be entitled to two senators and four representatives;
 23. The twenty-third legislative district shall consist of townships one hundred forty north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, and eighty-one west; townships one hundred thirty-nine north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, and eighty-one west; townships one hundred thirty-eight north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one, and eighty of that portion in Morton County all lying within the county of Morton and shall be entitled to one senator and two representatives;
 24. The twenty-fourth legislative district shall consist of the county of Burleigh and shall be entitled to three senators and six representatives;
 25. The twenty-fifth legislative district shall consist of the counties of Kidder and Emmons and shall be entitled to one senator and two representatives;
 26. The twenty-sixth legislative district shall consist of the county of Stutsman and shall be entitled to two senators and four representatives;
 27. The twenty-seventh legislative district shall consist of the county of Barnes and townships one hundred forty-three north of ranges fifty-five, fifty-four, fifty-three west; townships one hundred forty-two north of ranges fifty-five, fifty-four, and fifty-three west; township one hundred forty-one north of ranges fifty-five, fifty-four, and fifty-three west; townships one hundred forty north of ranges fifty-five, fifty-four, and fifty-three west; township one hundred thirty-nine north of ranges fifty-five, fifty-four, and fifty-three west; townships one hundred thirty-eight north of ranges fifty-five, fifty-four, and fifty-three west; townships one hundred thirty-seven north of ranges fifty-five, fifty-four, and fifty-three west; lying within the county of Cass and shall be entitled to two senators and four representatives;
 28. The twenty-eighth legislative district shall consist of townships one hundred forty-three north of ranges fifty-two, fifty-one, fifty, and forty-nine west; townships one hundred forty-two north of ranges fifty-two, fifty-one, fifty and forty-nine west; townships one hundred forty-one north of ranges fifty-

- two, fifty-one, fifty, and forty-nine west; townships one hundred forty north of ranges fifty-two, fifty-one, and fifty west; and sections three, four, five, six, seven, eight, nine, ten, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, thirty-four, in township one hundred forty north of ranges forty-nine west; townships one hundred thirty-nine north of ranges fifty-two, fifty-one, fifty west and sections three, four, five, six, seven, eight, nine, ten, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, thirty-four and townships one hundred forty north of range forty-nine west; townships one hundred thirty-eight north of ranges fifty-two, fifty-one, fifty, forty-nine, forty-eight, west; townships one hundred thirty-seven north of ranges fifty-two, fifty-one, fifty, forty-nine, forty-eight west lying within the county of Cass and shall be entitled to one senator and two representatives;
29. The twenty-ninth legislative district shall consist of the city of Fargo; the township of Fargo Sections 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, 35, and 36 of township one hundred forty north of range forty-nine west; Sections 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, 35 and 36 of township one hundred thirty-nine north of range forty-nine west; township one hundred thirty-nine north of range forty-eight west lying within the county of Cass and shall be entitled to four senators and eight representatives;
30. The thirtieth legislative district shall consist of Richland County and townships one hundred thirty-six north of ranges fifty-five, fifty-four and fifty-three west; townships one hundred thirty-five north of ranges fifty-five, fifty-four, and fifty-three west; townships one hundred thirty-four north of ranges fifty-four and fifty-three west; townships one hundred thirty-three north of ranges fifty-four and fifty-three west lying within the county of Ransom; townships one hundred thirty-two north of ranges fifty-four and fifty-three west; townships one hundred thirty-one north of ranges fifty-four and fifty-three west; townships one hundred twenty-nine north of ranges fifty-four and fifty-three west; lying within the county of Sargent and shall be entitled to two senators and four representatives;
31. The thirty-first legislative district shall consist of the county of LaMoure and townships one hundred thirty-six north, of ranges fifty-eight, fifty-seven, fifty-six west; townships one hundred thirty-five north of ranges fifty-eight, fifty-seven, and fifty-six west; townships one hundred thirty-four north of range fifty-eight, fifty-seven, fifty-six, and fifty-five west; townships one hundred thirty-three north of ranges fifty-eight, fifty-seven, fifty-six, and fifty-five west lying within the county of Ransom and shall be entitled to one senator and two representatives;
32. The thirty-second legislative district shall consist of the county of Dickey and townships one hundred thirty-two north of ranges fifty-eight, fifty-seven, fifty-six, and fifty-five west; townships one hundred thirty-one north of ranges fifty-eight, fifty-seven, fifty-six, and fifty-five west; townships one hundred thirty north of ranges fifty-eight, fifty-seven, fifty-six, and fifty-five west; townships one hundred twenty-nine north of ranges fifty-eight, fifty-seven, fifty-six and fifty-five west lying within the county of Sargent and shall be entitled to one senator and two representatives;

33. The thirty-third legislative district shall consist of the counties of Logan and McIntosh and shall be entitled to one senator and two representatives;
34. The thirty-fourth legislative district shall consist of the counties of Grant and Sioux and townships one hundred thirty-seven north of ranges eighty-seven, eighty-six, eighty-five, eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; township one hundred thirty-six north of ranges eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred thirty-five north of ranges eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred thirty-four north of ranges eighty-four, eighty-three, eighty-two, eighty-one, eighty, and seventy-nine west; townships one hundred thirty-three north of ranges eighty-two of that portion of Morton County all lying within the county of Morton and shall be entitled to one senator and two representatives;
35. The thirty-fifth legislative district shall consist of the counties of Hettinger and Adams and shall be entitled to one senator and two representatives;
36. The thirty-sixth legislative district shall consist of the counties of Billings, Golden Valley, Slope, and Bowman, and shall be entitled to one senator and two representatives."

And renumber the lines accordingly.

SECTION 4. LEGISLATIVE SUBDISTRICTING COMMITTEE-MEMBERSHIP-MEETING NOW CALLED.)

There shall be a legislative subdistricting committee which shall consist of the speaker of the house and the majority and minority floor leaders of the senate and the house of representatives.

Ten percent of the qualified electors of any legislative district, as determined by the vote cast for the office of governor at the last general election at which the office was voted upon, may petition for the subdistricting of their legislative district and file such petition with the secretary of state. The secretary of state shall determine and count the number of signatures and if the petitions contain the required number of signatures, the secretary of state shall place the question of subdistricting on the ballot for the next special, primary or general election held in such district. If a majority of the voters shall approve the question the secretary of state shall notify the legislative subdistricting committee who shall then meet within fifteen days after such notice to subdistrict such legislative district.

SECTION 5. MEETINGS — CHAIRMAN —

SECRETARY — Quorum — EXPENSES.) The meetings of the legislative subdistricting committee shall be held at one of the county seats within the petitioning legislative district. The speaker of the house shall be chairman and such committee shall appoint one of its members as secretary. A majority of the committee shall constitute a quorum and a majority of such quorum may act upon all matters properly before the committee. The members of the committee shall be compensated for the time spent in attendance at sessions of the committee at the rate of ten dollars per day and shall also be paid for their actual expenses incurred in attending such meetings and in the performance of their official duties, such expenses and per diem to be paid out of the appropriation made for the subsequent legislative assembly upon approval of the speaker.

SECTION 6. REPRESENTATIVE SUBDISTRICTS —

CERTIFICATION TO SECRETARY OF STATE.) The legislative subdistricting committee shall subdistrict such legislative districts

into as many subdistricts as there are representatives apportioned such legislative district. Each subdistrict within such legislative district, as nearly as may be, shall be equal to each other in the number of inhabitants entitled to representation. The committee shall certify to the secretary of state the legislative subdistricts determined by the committee."

And renumber the lines accordingly.

Rep. Bergman
Rep. Reiger
Rep. Erickson of Mountrail
Rep. Dahlen
Rep. Borstad
Rep. Schoenwald
Rep. Staven

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Erickson of Mountrail moved that the report of the Minority be substituted for the report of the Majority, which motion prevailed on a division vote: ayes, 62; nays, 46, absent and not voting, 1.

Speaker Link announced that the amendments to House Bill No. 566 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 582 has had the same under consideration and recommends that the same be amended as follows:

Line 22: after the word and insert the word "/or"

Line 40: delete the brackets at the beginning and end of the line.

Line 41: at the beginning of the line delete the words "representative of"

Line 60: delete the words and brackets "(((fifteen days))) a" and insert in lieu thereof "thirty days"

Line 61: at the beginning of the line delete the words "reasonable time"

Line 96: delete the brackets before the word "within" and at the end of the line.

Line 97: delete the entire line.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Sanstead moved that report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 582 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 591 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 610 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 614 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 628 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution "E" has had the same under consideration and recommends that the same do pass.

And be referred to the Legislative Research Resolutions Committee.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed and House Concurrent Resolution "E" was referred to the Legislative Research Resolutions Committee.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 22, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 71

Senate Bill No. 77

Senate Bill No. 82

Senate Bill No. 83

Senate Bill No. 84

Senate Bill No. 85

Senate Bill No. 86

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

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 548. A Bill for an Act to create and enact section 49-18-46, and to amend and reenact sections 49-11-16 and 49-13-06 of the North Dakota Century Code, relating to rail and motor carrier safety and equipment requirements and to repeal sections 49-13-01, 49-13-03, 49-18-27, 49-18-28, 49-18-29, and 49-18-30 of the North Dakota Century Code, relating to rail and motor carrier safety and equipment requirements.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 146 of the House Journal, the roll was called and there were: ayes, 101; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Ruddy
Anderson	Erickson,	Krenz	Rundle
Backes	Mountrail	Kvasager	Rustan
Belquist	Erickson, Ward	Lang	Schaffer
Bergman	Fossum	Larsen	Shablow
Bier	Frank	Larson	Shorma
Bilden	Froeschle	Leer	Skaar
Bloom	Ganser	Linderman	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven

Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Wagner
Coles	Hickle	Opedahl	Welder
Collette	Hilleboe	Poling	Wentz
Connolly	Hoffner	Powers, Barnes	Whittlesey
Dahlen	Ivesdal	Powers, Cass	Wilkie
Davis	Johnson,	Reimers	Williamson
Dick	Barnes	Rieger	Winge
Dornacker	Johnson, G. V.	Rivinius	Mr. Speaker
Duncan	Jungroth	Rosendahl	
Those voting in the negative were:			
Gengler	Loerch	Sanstead	Schoenwald
Hertz	Meyer		

Absent and not voting:
Vogel Wastvedt

So the bill passed and the title was agreed to.

Rep. Christensen moved that House Bills Nos. 570 and 571 be delayed one legislative day for further consideration, which motion prevailed.

Rep. Giffey moved that the House be on the ninth order of business, then the twelfth order of business and on conclusion thereof, the House stand recessed until 1:30 p.m., January 23, 1965, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Solberg introduced:

House Bill No. 715. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation areas and activities.

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

Reps. Bloom and Loerch introduced:

House Bill No. 716. A Bill for an Act to create and enact subsection 18 of section 15-29-08 of the North Dakota Century Code, as amended by the 1963 Session Laws, relating to group insurance for teachers.

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

Reps. Dornacker, Schaffer, Christopher and Winge introduced:

House Bill No. 717. A Bill for an Act to amend and reenact sections 40-21-02, 40-21-03, 40-21-04, 40-07-03, and 40-07-04 relating to municipal elections.

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

Reps. Whittlesey and Meschke introduced:

House Bill No. 718. A Bill for an Act to amend and reenact subdivision c. of subsection 13. of Section 26-08-11 of the North Dakota Century Code relating to authorized investment of funds of insurance companies.

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

Reps. Whittlesey and Meschke introduced:

House Bill No. 719. A Bill for an Act to amend and reenact Section 26-08-06 of the North Dakota Century Code relating to qualifi-

cation of directors — residence requirements of directors and executive officers.

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

Reps. Whittlesey, Stockman, Froeschle, Hilleboe, Aamoth, Gengler, Duncan, Powers of Cass and Olienyk introduced:

House Bill No. 720. A Bill for an Act making an appropriation to the state board of higher education for the purpose of purchasing land to replace land taken for highway purposes.

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

Reps. Wagner, Haugland and Powers of Cass introduced:

House Bill No. 721. A Bill for an Act to amend and reenact sections 23-01-03, 23-16-01, 23-16-04, 23-16-05, 23-16-06, 23-16-11, and 23-16-12 of the North Dakota Century Code relating to the powers and duties of the health council.

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

Rep. Brown introduced:

House Bill No. 722. A Bill for an Act to repeal chapter 54-19 of the North Dakota Century Code, relating to the establishment of a state industrial alcohol plant.

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

Reps. Ganser, Meyer, Gietzen, Powers of Cass, Haugland, Staven and Dahlen introduced:

House Bill No. 723. A Bill for an Act to repeal sections 63-03-05 and 63-03-06 of the North Dakota Century Code, relating to the obligation of landowners to mow weeds on public highway right of way or to be charged therefor.

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

Reps. Lundene, Dick, Jungroth, Lang, Frank, Erickson of Mountrail, Myhre, Hoffner, Strand, Tough, Bier and Opedahl introduced:

House Bill No. 724. A Bill for an Act to amend and reenact sections 49-03-01 and 49-03-05 of the North Dakota Century Code 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 General Affairs.

Reps. Brown and Knudsen introduced:

House Bill No. 725. A Bill for an Act to amend and reenact subsection 6 of section 20-01-01 and section 20-04-10.1 of the North Dakota Century Code, relating to the protection of doves.

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

Reps. Lundene, Dick, Jungroth, Lang, Frank, Strand, Myhre, Erickson of Mountrail, Hoffner, Tough, Bier and Opedahl introduced.

House Bill No. 726. A Bill for an Act to amend and reenact sections 10-13-01 and 10-13-04 relating to purposes of electric co-operatives and members of electric co-operatives.

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

Reps. Lundene, Dick, Lang, Strand, Frank, Erickson of Mountrail, Jungroth, Myhre, Hoffner, Tough, Bier and Opedahl introduced:

House Bill No. 727. A Bill for an Act relating to powers of the public service commission to fix special rates, and to amend and reenact section 49-02-15 of the North Dakota Century Code relating to penalties for excessive or discriminatory charges and for reparations.

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

Reps. Reimers, Duncan, Ganser, Dornacker, Powers of Cass and Hilleboe introduced:

House Bill No. 728. A Bill for an Act to create and enact subsections 24, 25, 26, and 27 of section 4-09-01, and sections 4-09-25, 4-09-26, and 4-09-27; and to amend and reenact section 4-09-21 of the North Dakota Century Code, relating to licensing, bonding, and regulation of seed dealers.

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

Rep. Aamoth (By request) introduced:

House Bill No. 729. A Bill for an Act to provide an Unfair Cigarette Sales Act and penalties for the violation thereof.

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

Rep. Jungroth introduced:

House Bill No. 730. A Bill for an Act to amend section 26-03A-02 of the North Dakota Century Code, relating to the form of accident and Sickness Insurance Policies.

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

Reps. Anderson, Tough, Solberg, Mueller (Budget Board recommendation) introduced:

House Bill No. 731. A Bill for an Act to amend and reenact section 37-17-03 of the 1963 Supplement to the North Dakota Century Code, providing for the placement of the division of state civil defense within the office of the adjutant general.

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

Rep. Reimers introduced:

House Bill No. 732. A Bill for an Act to amend and reenact section 57-36-23 of the 1963 Supplement to the North Dakota Century Code, increasing the tax assessed against the sale of cigarettes and allocated to the incorporated cities and villages of the state by one-half mill on each cigarette.

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

Reps. Solberg, Haugland, Powers of Cass, Poling, Reimers, Frank, Olson, Wagner, Stockman, Burk, Wentz, Kvasager, Tough, Shorma, Connolly, Rosendahl, Erickson of Ward, Knudsen, Collette, Hertz, Hauf, Bowles, Gengler, Mueller, Gudjates, Linderman, Anderson, Davis, Glaspey, Hickie, Staven, Wastvedt, Obie, Christensen, Aamoth, Shablow, Loerch, Wilkie, Bloom and Dick introduced:

House Bill No. 733. A Bill for an Act making an appropriation for the purpose of construction of a fine arts building at the International Peace Garden.

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

Reps. Staven, Ruddy, Obie and Schoenwald introduced:

House Bill No. 734. A Bill for an Act to amend and reenact Section 5-01-13 of the North Dakota Century Code relating to the pro-

hibition of the consumption as well as the sale or gift of alcoholic beverages on licensed premises on certain days.

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

Reps. Boustead, Coles, Wagner, Lang and Brown introduced:

House Bill No. 735. A Bill for an Act to amend and reenact 48-09-01 of the North Dakota Century Code relating to granting concessions for cafes, restaurants, and confectioneries on public buildings and grounds.

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

Reps. Dornacker and Wastvedt introduced:

House Bill No. 736. A Bill for an Act to amend and reenact sections 15-40-14, 15-40-18, 15-40-19, 15-40-24, and 57-15-24 of the 1963 Supplement to the North Dakota Century Code, relating to the mill levy for the payments from county equalization funds.

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

Reps. Borstad, Wilkie, and Erickson of Mountrail introduced:

House Bill No. 737. A Bill for an Act to amend and reenact sections 50-24-13; 50-24-15 and 50-24-33 of the 1963 Supplement to the North Dakota Century Code, relating to ownership of property.

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

Reps. Fossum and Sanstead introduced:

House Bill No. 738. A Bill for an Act to provide a penalty for the theft or conversion of certain rental property or absconding without paying rental fees.

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

Reps. Stockman, Haugland, Powers of Cass, Bier and Lang introduced:

House Bill No. 739. A Bill for an Act to amend and reenact section 23-02-09 of the North Dakota Century Code relating to the duties of local registrars.

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

Reps. Connolly, Reimers, Streibel and Bowman introduced:

House Bill No. 740. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code relating to distribution of and fees for brand books.

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

Reps. Myhre and Bergman introduced:

House Bill No. 741. A Bill for an Act to restrict the use of cigarette vending machines.

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

Reps. Bier, Tough and Sanstead introduced:

House Bill No. 742. A Bill for an Act to amend and reenact section 15-22-21 of the 1963 Supplement to the North Dakota Century Code relating to the mandatory dissolution and annexation of school districts and effective dates.

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

Reps. Leer, Bier and Sanstead introduced:

House Bill No. 743. A Bill for an Act to amend an reenact section 15-27-07 of the 1963 Pocket Supplement to the North Dakota

Century Code relating to the dissolution and annexation of school districts and effective dates.

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

Reps. Bier, Bloom and Sanstead introduced:

House Bill No. 744. A Bill for an Act to amend and reenact section 15-53-21 of the 1963 Supplement to the North Dakota Century Code relating to the consolidation, organization, or alteration of school districts.

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

Reps. Lundene, Shablow, Haugland, Staven, and Larson of Richland introduced:

House Bill No. 745. A Bill for an Act to amend and reenact sections 65-05-09 and 65-05-11 of the North Dakota Century Code, relating to the amount of Workmen's Compensation benefits.

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

Reps. Lundene, Shablow, Haugland, Staven, and Larson of Richland introduced:

House Bill No. 746. A Bill for an Act to amend and reenact section 65-02-04 of the North Dakota Century Code providing for the appointment and term of a chairman for the Workmen's Compensation Bureau.

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

Reps. Lundene, Staven, and Larson of Richland introduced:

House Bill No. 747. A Bill for an Act to repeal sections 65-05-19 and 65-05-20 of the North Dakota Century Code relating to non-dependent payments in certain Workmen's Compensation Bureau cases and elective option of payment method.

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

Rep. Hardmeyer introduced:

House Bill No. 748. A Bill for an Act to provide additional jurisdiction and authority to county justices.

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

Reps. Stallman and Dornacker introduced:

House Bill No. 749. A Bill for an Act to amend and reenact subsection 11 of section 61-16-11, and sections 61-21-01, 61-21-13, 61-21-14, 61-21-16, 61-21-18, and 61-21-22 of the North Dakota Century Code, relating to the construction of drains.

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

Rep. Aamoth introduced:

House Bill No. 750. A Bill for an Act to amend and reenact section 20-10-01 of the North Dakota Century Code, relating to the disposition of game and fish unlawfully taken, and to repeal sections 20-10-03, 20-10-04, and 20-10-05 of the North Dakota Century Code, relating to the confiscation and disposition of game and fish unlawfully taken and the equipment used in taking same.

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

Rep. Aamoth introduced:

House Bill No. 751. A Bill for an Act to make it unlawful for a hunter to leave decoys used to attract waterfowl for hunting out

beyond one hour after closing time, and to provide a penalty for the violation thereof.

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

Reps. Coles and Boustead introduced:

House Bill No. 752. A Bill for an Act to amend and reenact section 57-22-06 of the North Dakota Century Code, regarding process the sheriff may use to collect personal property tax.

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

Reps. Hertz, Jungroth, Sanstead, Meschke, Obie, Gengler, Gietzen, Meyer, Giffey, Shorma, Olson, Loerch, Schoenwald, Williamson, Montplaisir, Myhre and Hoffner introduced:

House Bill No. 753. A Bill for an Act to create and enact sections 34-05-01.1, 34-05-01.2, and 34-05-01.3 of the North Dakota Century Code, providing for a North Dakota department of labor and to prescribe the duties and organization thereof; to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, and subsection 7 of section 34-12-01 of the North Dakota Century Code, relating to the definition of commissioner; and to repeal section 34-05-02 and chapter 34-10 of the North Dakota Century Code, relating to the labor division of the department of agriculture and labor and the settlement of labor disputes.

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

Reps. Hertz, Jungroth, Sanstead, Meschke, Obie, Loerch, Gietzen, Meyer, Myhre, Shorma, Hoffner, Olson, Williamson, Giffey and Gengler introduced:

House Bill No. 754. A Bill for an Act to create and enact subsection 26 of Section 52-01-01, and to amend and reenact subsections 6, 7 and 25 of section 52-01-01, sections 52-01-04, 52-02-01, 52-06-14, 52-08-03, 52-09-03, subsection d of section 52-10-02 and to repeal sections 52-08-04, 52-08-05, 52-08-06 and 52-08-07, of the North Dakota Century Code, relating to definitions and creation of Employment Security Bureau.

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

Reps. Hertz, Jungroth, Sanstead, Obie, Olson, Giffey, Gengler, Loerch, Myhre, Hoffner, Shorma, Gietzen, Meyer and Williamson introduced:

House Bill No. 755. A Bill for an Act to amend and reenact Section 65-02-01 and Section 65-02-04 of the North Dakota Century Code relating to establishment of the North Dakota Workmen's Compensation Bureau as a division of the North Dakota Department of Labor, the appointment of commissioners of the Workmen's Compensation Bureau by the Commissioner of Labor, and the designation of the chairman of the Workmen's Compensation Bureau by the Commissioner of Labor.

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

Reps. Wagner and Lang introduced:

House Bill No. 756. A Bill for an Act to amend and reenact section 15-08-03 of the North Dakota Century Code relating to compensation of the county appraisal board.

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

Reps. Rustan, Opedahl, Stallman and Bloom introduced:

House Bill No. 757. A Bill for an Act to amend and reenact subsection 6 of section 57-54-03, sections 57-54-04, 57-54-05, 57-54-06, 57-54-07, 57-54-09, 57-54-11, 57-54-12, 57-54-13, 57-54-16, 57-54-17, 57-54-20, 57-54-22, 57-50-01, 57-50-02, 57-50-04, 57-50-06, 57-50-07, and 57-50-11.1 of the North Dakota Century Code, relating to the administration and collection of motor vehicle fuel taxes and the refund of portions thereof, and transferring the tax collecting functions from the state auditor to the state tax commissioner.

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

Reps. Dornacker, Duncan, Stockman, Breum, Stallman, Shorma, Reimers, Watsvedt, Bilden, Olafson, Christopher and Haugen introduced:

House Concurrent Resolution "K". A concurrent resolution requesting the Congress and the National Administration of the United States to take all possible steps to, at an early date, pass a long term Sugar act.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission.

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

Senate Bill No. 9. A Bill for an Act making an appropriation for the general maintenance, 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.

Senate Bill No. 10. A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all of the programs above mentioned.

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

Senate Bill No. 45. A Bill for an Act to create and enact chapter 11-05A and Sections 11-05-11.1, 11-08-02.1, and 11-09-10.1, and to amend and reenact sections 11-05-01, 11-05-02, 11-05-04, 11-05-05, 11-05-19, 11-08-02, 11-08-05, subsection 4 of section 11-08-06, sections 11-09-01, 11-09-02, 11-09-03, 11-09-05, 11-09-07, 11-09-08, 11-09-09, 11-09-10, 11-09-11, 11-09-12, 11-09-13, 11-09-15, 11-09-16, 11-09-17, 11-09-18, 11-09-19, 11-09-20, 11-09-21, 11-09-22, 11-09-23, 11-09-24, 11-09-25, 11-09-26, 11-09-27, 11-09-29, 11-09-30, 11-09-31, 11-09-32, 11-09-33, 11-09-34, 11-09-35, 11-09-38, 11-09-39, 11-09-40, 11-09-42, 11-09-43, 11-09-44, 11-09-45, 11-09-46, 11-09-47, and 11-09-48 of the North Dakota Century Code, relating to a county consolidation committee, county consolidation and county office consolidation, and to repeal sections 11-05-15, 11-09-06, and 11-09-28 of the North Dakota Century Code, relating to county offices.

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

Senate Bill No. 62. A Bill for an Act to repeal Sections 12-48-08, 12-48-09, 12-48-10 of the North Dakota Century Code, and Section 12-48-11 of the 1963 Supplement to the North Dakota Century Code,

relating to the penitentiary tannery, and the manufacture, marking, and sale of coffins at the penitentiary.

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

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 22, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "G"

Which the President has signed.

GERALD L. STAIR, Secretary

The House now stood recessed pursuant to the motion of Rep. Giffey, until 1:30 p.m., January 23, 1965.

DONNELL HAUGEN, Chief Clerk

EIGHTEENTH DAY AFTER RECESS AND NINETEENTH DAY

Bismarck, January 23, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 547

House Bill No. 572

House Bill No. 620

House Concurrent Resolution "D"

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "G"

Was delivered to the Secretary of State for his approval on January 22, 1965.

REP. SHABLOW, Chairman

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 526 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 528 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 539 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

For an Act relating to the reporting of physical injury and neglect to children by physicians and other persons,

providing immunity from liability, and presentation of privileged communication.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. REPORTS BY PHYSICIANS AND OTHER
 1a PERSONS.) Any
 2 physician, including any licensed doctor of medicine, licensed
 3 osteopathic physician, intern and resident, or public health
 3a nurse,
 4 having reasonable cause to believe that a child under the age of
 5 eighteen years coming before him for medical examination,
 5a attendance,
 6 care, or treatment has suffered serious injury or physical neglect
 7 not explained by the available medical history as being
 7a accidental
 8 in nature, shall immediately make written report of such fact to
 9 the director of the Division of Child Welfare of the Public
 9a Welfare
 10 Board of North Dakota. If circumstances are such as may
 10a warrant
 11 immediate action, the report, by telephone or otherwise, may be
 12 made to the appropriate juvenile commissioner or state's
 12a attorney,
 13 who shall take suitable action and as soon as practicable shall
 13a make
 14 written report of the circumstances to the director of the
 14a Division
 15 of Child Welfare. The written report to the director of Child
 16 Welfare shall contain certain know information regarding the
 16a child's
 17 name, address, age, parents, or person having custody of such
 18 child; the nature and extent of the child's injury or physical
 19 neglect, including any evidence of previous injury or neglect;
 20 and any other information which may be helpful in establishing
 21 the cause of injury or neglect and identity of the perpetrator.
 22 SECTION 2. INVESTIGATION AND REPORT TO THE
 22a COURT.) The
 23 director of the Division of Child Welfare shall forthwith
 24 investigate, or cause to be investigated, any initial report
 25 of injury or neglect made directly to him, including the home
 26 of the minor, the circumstances surrounding the reported injury
 27 or neglect, and in each case promptly make a written report to
 28 a juvenile court judge having jurisdiction of the matter.
 29 SECTION 3. PROTECTIVE AND OTHER SERVICES TO BE
 29a PROVIDED.)
 30 The Division of Child Welfare and the county welfare board
 30a shall
 31 provide protective services for the injured or neglected child
 32 and his siblings as may be necessary for their well-being, and
 33 shall offer such other social services, as the circumstances
 34 warrant, to the parents or other persons serving in loco parentis
 35 with respect to such child or siblings.
 36 SECTION 4. IMMUNITY FROM LIABILITY.) Any person
 36a who, in
 37 good faith, participates in the making of a report pursuant to
 38 this Act or participates in any criminal or civil action or other
 39 judicial proceeding founded upon it shall be immune from any
 40 liability, civil or criminal, that might otherwise be incurred or
 41 imposed, except for perjury.
 42 SECTION 5. EVIDENCE NOT PRIVILEGED.) Neither the
 42a physician-
 43 patient privilege provided for by subsection 3 of section 31-01-06,
 44 nor the husband-wife privilege provided for by section
 45 31-01-02, may be asserted to exclude evidence regarding a child's

46 injury or neglect or the cause thereof, in any criminal or civil
47 action or proceeding founded upon the report.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 539 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 556 has had the same under consideration and recommends that the same be amended as follows:

In line 36: After the word "chiropractor" delete the triple brackets.

In line 37: After the word "but" delete the triple brackets.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Haugen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 556 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 565 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Fossum moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 569 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 596 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "or" insert the word "licensed"

In line 6 delete the words "to the extent"

In line 7 delete the words "of prescribing treatment to teeth, gums, jaws or oral cavities,"

In line 13 after the word "or" insert the word "licensed"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 596 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 601 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Larson of Grand Forks moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Poling moved that House Bill No. 600 be referred from the Committee on Social Welfare to the Committee on Judiciary, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Burk moved that the amendments to House Bill No. 576 as recommended by the Committee on Judiciary, page 175 of the House Journal, be adopted, which motion prevailed.

Rep. Collette moved that the amendments to House Bill No. 630 as recommended by the Committee on Veterans and Military Affairs, page 176 of the House Journal, be adopted, which motion prevailed.

Rep. Brown asked for unanimous consent to amend the title of House Bill No. 630, which was granted.

Rep. Brown moved that the title be amended in line 4 by deleting "Chapter 37-16" and insert in lieu thereof "sections 36-16-01, 37-16-02, 37-16-03, 37-16-04, and 37-16-06", which motion prevailed.

Rep. Haugen moved that House Bill No. 610 be returned to the Committee on General Affairs, which motion prevailed.

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

NINETEENTH DAY

Bismarck, January 23, 1965

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

Prayer was offered by Rev. T. J. Dolan of Corpus Christi Church of Bismarck, North Dakota.

Roll call: All members present except Reps. Bilden, Borstad, Breum, Gengler, Hardmeyer, Haugland, Hickie, Hilleboe, Kvasager, Obie, Olafson, Olson, Reimers, Ruddy, Stenhjem, Stockman, Strand, Tough, Unruh, Vogel, Wastvedt and Whittlesey.

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

REP. OPEDAHL, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 607. A Bill for an Act to amend and reenact sections 37-07-05, 37-11-01, 37-11-02, and 37-11-04 of the North Dakota Century Code, relating to activities of the national guard in aid of civil authorities and the protection of life and property, and the determination and payment of claims for the death or disability of members; expenditures of the national guard in the service of the state; and to repeal sections 37-11-03, 37-11-05, 37-11-08, and 37-11-09 of the North Dakota Century Code, relating to pensions for death and disability of members.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Rundle
Backes	Erickson, Ward	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead

Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bloom	Ganser	Linderman	Shablow
Boustead	Gietzen	Loerch	Shorma
Bowles	Giffey	Lundene	Skaar
Bowman	Glaspey	Meschke	Solberg
Brown	Gronhovd	Meyer	Stallman
Bruner	Gudajtes	Miller	Staven
Burk	Harrison	Montplaisir	Streibel
Christensen	Hauf	Mueller	Tweten
Christopher	Haugen	Myhre	Wagner
Coles	Hertz	Olienyk	Weider
Collette	Hoffner	Opedahl	Wentz
Connolly	Ivesdal	Poling	Wilkie
Dahlen	Johnson,	Powers, Barnes	Williamson
Davis	Barnes	Powers, Cass	Winge
Duncan	Johnson, G. V.	Rieger	Mr. Speaker
Elkin	Jungroth	Rivinius	

Absent and not voting:

Bilden	Hardmeyer	Olafson	Strand
Borstad	Haugland	Olson	Tough
Breum	Hickle	Reimers	Unruh
Dick	Hilleboe	Ruddy	Vogel
Dornacker	Kvasager	Stenhjem	Wastvedt
Gengler	Obie	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House be on the ninth order of business, then the twelfth order of business and on conclusion thereof, the House stand recessed until 1:00 p.m., Monday, January 25, 1965, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Stockman introduced:

House Bill No. 758. A Bill for an Act to provide that certain municipalities may levy a tax upon persons residing in such municipalities possessing automobile operators' licenses, providing for the approval of such tax by the electorate of such municipalities, and providing a method of collection.

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

Rep. Stockman introduced:

House Bill No. 759. A Bill for an Act authorizing certain cities or villages to levy a tax on earnings of residents or income earned in such city or village, providing for tax rates, the collection of the tax levied, cooperation between the state and local levels of government, the availability of tax records, a credit for taxes paid or owed to a resident city or village and the promulgation of rules and regulations.

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

Rep. Gengler introduced:

House Bill No. 760. A Bill for an Act to amend and reenact section 65-04-04 of the North Dakota Century Code Supplement providing for determination of and payment of premiums and receipt therefore.

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

Rep. Gengler introduced:

House Bill No. 761. A Bill for an Act to amend and reenact section 65-07-03 of the North Dakota Century Code, providing a basis for employer's coverage premium.

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

Reps. Olson, Hertz, Olienyk, Belquist, Johnson of Slope, Aamoth, Hoffner, Bilden and Streibel introduced:

House Bill No. 762. A Bill for an Act to amend and reenact Section 64-02-13 of the North Dakota Century Code relating to the inspection and testing of farm milk tank equipment by the Department of Weights and Measures of the Public Service Commission and providing for adoption of standards and the payment of the costs for inspection and testing.

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

Reps. Olson, Hertz, Kvasager, Streibel, Johnson of Slope, and Aamoth introduced:

House Bill No. 763. A Bill for an Act to amend and reenact Section 64-02-10 of the 1963 Supplement to the North Dakota Century Code relating to the increase in fees to be charged for inspecting livestock scales and providing for an increase of ten cents per mile whenever special inspection of any measuring device is required.

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

Reps. Montplaisir and Ruddy introduced:

House Bill No. 764. A Bill for an Act to amend and reenact section 26-24-13 of the 1963 Supplement to the North Dakota Century Code, relating to insurance assessments.

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

Reps. Williamson and Erickson of Ward introduced:

House Bill No. 765. A Bill for an Act to amend and reenact subsection 1 of section 57-39-20 of the 1963 Supplement to the North Dakota Century Code, relating to the authorization of the state tax commissioner to appoint agents and employees for sales tax purposes, establishing qualifications for auditors and authorizing agents designated by the state tax commissioner to administer oaths and to take acknowledgments.

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

Reps. Rosendahl, Schoenwald, Bruner, Hauf, and Williamson introduced:

House Bill No. 766. A Bill for an Act establishing a tax research division and making an appropriation.

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

Reps. Bier, Johnson of Barnes, Tough, and Sanstead introduced:

House Bill No. 767. A Bill for an Act to amend and reenact section 15-22-22 of the 1963 Supplement to the North Dakota Century Code relating to the mandatory dissolution and annexation of school districts, notice of hearings and effective dates of orders.

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

Reps. Miller and Lundene introduced:

House Bill No. 768. A Bill for an Act to amend and reenact subsection 6 of section 26-01-04 and section 26-01-08 of the North Dakota Century Code, relating to official examination of insurance companies, and declaring an emergency.

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

Reps. Gengler, Frank, Miller, and Harrison introduced:

House Bill No. 769. A Bill for an Act to amend and reenact section 5-03-06 of the North Dakota Century Code, relating to exemptions from taxes on alcoholic beverages.

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

Reps. Christensen, Leer, Belquist, Rivinius, Poling, Davis, and Miller introduced:

House Bill No. 770. A Bill for an Act to amend and reenact sections 4-08-09 and 4-08-15 of the North Dakota Century Code, to authorize the board of county commissioners to budget funds from the county general fund in addition to the funds derived from the one mill levy authorized for county extension purposes.

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

Reps. Meschke, Williamson, Boustead, Sanstead, Montplaisir, Schoenwald, and Gengler introduced:

House Bill No. 771. A Bill for an Act to create and enact section 14-02-11 of the North Dakota Century Code making it unlawful for any person or corporation to give or promise to give anything of value to or to withhold anything of value from, any person as an inducement to refrain, or a regard for refraining, from joining any lawful group, association or organization.

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

Reps. Breum, Winge, Haugland and Elkin introduced:

House Bill No. 772. A Bill for an Act to create and enact section 11-11-53.1 and to amend and reenact section 11-11-53 of the North Dakota Century Code, relating to historical artifacts given to county historical societies and authorizing a levy for county historical purposes.

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

Rep. Wagner introduced:

House Bill No. 773. A Bill for an Act to amend and reenact Section 2 of Chapter 320 of the 1963 Session Laws relating to "wide area telephone service."

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

Rep. Wagner introduced:

House Bill No. 774. A Bill for an Act authorizing the board of administration to sell, transfer and convey certain real property now owned by the board of administration for the benefit of the state penitentiary.

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

Rep. Miller introduced:

House Bill No. 775. A Bill for an Act to provide for the regulation of any royalty payments based on any volume or value of any natural resource extracted from any land situated within North Dakota which are paid to employee pension and welfare benefit plans and to provide penalties or an injunction for the violation thereof.

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

Reps. Meschke, Haugland, Stockman, Schoenwald, Erickson of Ward, Hoffner, Williamson, Dick, Mueller, Obie, Connolly, Anderson, Streibel, Poling, Christensen, Rosendahl, Wagner, Borstad, Hauf and Sanstead introduced:

House Bill No. 776. A Bill for an Act for an appropriation to implement the North Dakota state fair association.

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

Reps. Miller, Meschke and Whittlesey introduced:

House Bill No. 777. A Bill for an Act to amend and reenact sections 10-04-07, 10-04-08, and subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

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

Reps. Fossum and Hoffner introduced:

House Bill No. 778. A Bill for an Act to create and enact Section 52-10-10 of the North Dakota Century Code, relating to continuation of social security coverage for enlarged or reorganized public school districts.

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

Reps. Miller, Meschke and Whittlesey introduced:

House Bill No. 779. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, and subsection 9 of section 10-04-06 of the 1963 Supplement to the North Dakota Century Code, relating to the supervision of issue and sale of securities.

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

Reps. Tweten, Larsen of Grand Forks and Unruh introduced:

House Bill No. 780. A Bill for an Act to amend and reenact subsection 30 of section 39-01-01 and section 39-21-40 of the North Dakota Century Code, relating to the use of certain tires on highways.

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

Reps. Meschke, Backes and Reimers introduced:

House Bill No. 781. A Bill for an Act to amend and reenact section 43-07-03 and subsection 3 of section 43-07-08 of the North Dakota Century Code relating to the licensing of contractors, enforcement of the chapter by the registrar, and the exceptions to which the chapter does not apply.

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

Reps. Wilkie, Giffey, Winge, Welder and Bier introduced:

House Bill No. 782. A Bill for an Act to create and enact section 39-06-32.1 and to amend and reenact subsection 2 of section 39-06-02 and section 39-06-33 of the North Dakota Century Code, to provide for a point system in determining the suspension of motor vehicle operators' licenses.

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

Reps. Lundene, Stockman, Krenz and Johnson of Barnes introduced:

House Bill No. 783. A Bill for an Act to prohibit coercing a purchaser or borrower to insure with a particular insurance company or agent, and providing that a violation thereof shall be an unfair insurance practice.

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

Reps. Stockman, Burk, Meschke and Unruh introduced:

House Bill No. 784. A Bill for an Act relating to extraterritorial zoning powers for municipalities.

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

Reps. Stockman and Lundene introduced:

House Bill No. 785. A Bill for an Act to amend and reenact section 14-03-02 of the North Dakota Century Code, relating to the lawful age for marriage.

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

Reps. Schoenwald, Hauf, Hertz, Gengler, Haugland, Williamson, Erickson of Ward, and Meschke introduced:

House Bill No. 786. A Bill for an Act to authorize the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

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

Reps. Olienyk, Gengler, Elkin, and Bier introduced:

House Bill No. 787. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the State of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Dickinson Public School District No. 1, Dickinson, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

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

Reps. Brown, Stallman, and Connolly introduced:

House Bill No. 788. A Bill for an Act to amend and reenact section 36-05-04 of the North Dakota Century Code relating to bonding requirements of auction markets and providing exceptions therefor.

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

Reps. Stallman, Haugen, Shorma, Larson of Richland, and Jungroth introduced:

House Bill No. 789. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to the taxation of projects under the Municipal Industrial Development Act.

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

Rep. Meschke introduced:

House Bill No. 790. A Bill for an Act to repeal sections 24-02-26, 24-02-27, 24-02-28, 24-02-29, 24-02-30, 24-02-31, 24-02-32 and 24-02-33 of the North Dakota Century Code relating to mandatory arbitration proceedings of disputes arising out of highway contracts.

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

Reps. Larson of Richland, and Haugen introduced:

House Bill No. 791. A Bill for an Act relating to expenditures for county poor relief.

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

Reps. Olienyk, Elkin, Gengler, and Rundle introduced:

House Bill No. 792. A Bill for an Act to provide for the removal or destruction of antelope causing damage to crops and pasture.

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

Reps. Aamoth, and Larsen of Grand Forks introduced:

House Bill No. 793. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher

education backed by the full faith and credit of the state, and appropriating the proceeds of such bonds for such purposes.

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

Reps. Whittlesey and Boustead introduced:

House Bill No. 794. A Bill for an Act, changing time for reporting income for taxation of building and loan associations, and declaring an emergency.

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

Reps. Haugland, Whittlesey, Meschke, and Boustead introduced:

House Bill No. 795. A Bill for an Act to permit savings and loan associations to make share loans up to one hundred per cent.

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

Reps. Poling and Haugland introduced:

House Bill No. 796. A Bill for an Act to create and enact Sections 43-12-33 and 43-12-34 relating to emergency care rendered by licensed and registered nurses at the scene of an emergency or in the event of a disaster.

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

Reps. Hertz, Kvasager, Ruddy, Myhre, Jungroth, Meschke, Powers of Cass, Haugland, Erickson of Ward, and Larsen of Grand Forks introduced:

House Bill No. 797. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 and section 34-12-08 of the 1963 Supplement to the North Dakota Century Code relating to labor management relations and to qualify the state or political subdivision as an employer within the meaning of the Act; and empowering the commissioner of agriculture and labor to provide for the reinstatement of employees with or without back pay and to repeal chapter 34-10 of the North Dakota Century Code.

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

Reps. Coles, Linderman, and Lang introduced:

House Bill No. 798. A Bill for an Act to amend and reenact subsection 5 of section 39-12-04 and section 39-12-06 of the North Dakota Century Code relating to length and width limitations on highway vehicles.

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

Reps. Krenz, Solberg, and Dick introduced:

House Bill No. 799. A Bill for an Act to amend and reenact section 47-21-08 of the North Dakota Century Code, relating to the administration and collection of the tax on performing rights in music or dramatico-musical compositions, and transferring the tax collecting functions from the state treasurer to the state tax commissioner.

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

Reps. Dornacker, Dick, Hardmeyer, Olienyk, Elkin, Strand, Streibel, Vogel, Gudajtes, Krenz, Lundene, Schaffer, Welder, Bergman, Fossum, Bowles, Opedahl, Glaspey, Loerch, Collette, Staven, Knudsen, Stenhjem, Wagner, Haugen, Coles, Boustead, Tweten, Stallman and Dahlen introduced:

House Bill No. 800. A Bill for an Act amending section 51-10-06 of the North Dakota Century Code relating to enforcement of the provisions of the unfair trade practices law, and creating the North

Dakota Trade Commission, its powers, duties, and procedures, providing for licensure of retailers, and providing penalties and an appropriation.

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

Reps. Leer, Meyer and Harrison introduced:

House Bill No. 801. A Bill for an Act to amend and reenact subsection 1 of section 20-05-03 of the North Dakota Century Code relating to the use of motor vehicles and aircraft in hunting, pursuing, killing, taking or attempting to take or as an aid in hunting or taking of any big game animal.

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

Reps. Krenz, Borstad, Hoffner and Belquist introduced:

House Bill No. 802. A Bill for an Act to amend and reenact sections 39-02-01 and 39-02-03 of the North Dakota Century Code to provide for appointment of the register of motor vehicles by the state tax commissioner, and to provide that the state tax commissioner shall administer the motor vehicle use tax.

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

Reps. Fossum, Anderson, Solberg and Rosendahl introduced:

House Bill No. 803. A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota used for the raising of trees, the proceeds of which shall be used to buy land for the same purposes and declaring an emergency.

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

Reps. Lundene and Krenz introduced:

House Bill No. 804. A Bill for an Act to amend and reenact subsection 2 of section 39-06-23 of the North Dakota Century Code relating to the period of time revocation of driver's license shall be effective; subsection 5 of section 39-06-31 relating to mandatory revocation of operator's license upon conviction for driving a motor vehicle while under the influence of intoxicating liquor or a narcotic drug and to amend and reenact section 39-06-30 of the North Dakota Century Code relating to the meaning and effect of conviction in the administration of driver's license laws.

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

Rep. Burk introduced:

House Bill No. 805. A Bill for an Act to create and enact sections 19-03-01.1, 19-04-01.1, 19-11-05.1, and 23-10-01.1 of the North Dakota Century Code; to amend and reenact sections 15-05-16, 19-02-02, 19-02-14, 19-02-18, 19-02-20, 19-02-25, 19-02-26, subsections 7, 8, and 15 of section 19-03-01, sections 19-03-03, 19-03-04, 19-03-14, subsections 2, 3, and 4 of section 19-03-20, sections 19-03-27, 19-05-05, 19-05-06, 19-05-07, 19-05-11, 19-07-02, 19-07-04, 19-07-05, 19-08-03, 19-08-04, 19-08-05, 19-09-06, 19-10-02, 19-10-07, 19-10-08, 19-10-19, 19-10-20, 19-10-21, 19-10-22, 19-13-04, 19-13-05, 19-13-06, 19-13-07, 19-13-08, 19-13-09, 19-14-02, 19-14-04, 19-14-05, 19-14-06, 19-14-07, subsection d of section 19-17-01, subsection 15 of section 19-18-02, sections 19-18-10 and 19-20-02, subsection 1 of section 19-21-01, subsection 6 of section 23-05-01, subsection 7 of section 23-05-01, sections 23-09-02, 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to the powers and duties of the state laboratories department; and to repeal chapter 19-01, sections 19-07-03, 19-10-10,

19-10-16, 19-10-18, 19-16-04, 19-16-05, 19-16-06, 19-16-07, 19-16-08, and chapter 47-23 of the North Dakota Century Code, relating to the powers and duties of the state laboratories department.

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

Rep. Burk introduced:

House Bill No. 806. A Bill for an Act to transfer certain moneys from the accumulated profits and surplus of the Bank of North Dakota and from the accumulated profits and surplus of the state mill and elevator association to the general fund of this state.

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

Reps. Shorma, Sanstead, Obie, Hauf, Hardmeyer, Stallman and Erickson of Ward introduced:

House Bill No. 807. A Bill for an Act relating to the state of North Dakota; providing for the interchange of government employees.

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

Rep. Dornacker introduced:

House Bill No. 808. A Bill for an Act to provide for the levying and collection of an additional tax of one percent on the income of individuals, corporations, and cooperatives, not to exceed a specified amount, and providing certain deductions and exemptions.

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

Rep. Dornacker introduced:

House Bill No. 809. A Bill for an Act to amend and reenact subsection 6 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, subsection 1 of section 57-40-01 of the North Dakota Century Code, subsection 5 of section 57-40-01 of the 1963 Supplement to the North Dakota Century Code, and to create and enact subsection 11 of section 57-40-01, all relating to definitions for sales and use tax purposes.

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

Rep. Dornacker introduced:

House Bill No. 810. A Bill for an Act to amend and reenact section 57-40-10 of the 1963 Supplement to the North Dakota Century Code, relating to articles taxed in other states or political subdivisions thereof.

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

Reps. Williamson, Opedahl, Jungroth, Haugland, Powers of Cass, Sanstead, Hilleboe, Montplaisir, Meschke, Erickson of Ward, Rosen-dahl, Hauf and Poling introduced:

House Bill No. 811. A Bill for an Act establishing the governor's council on human resources and providing for committees which will constitute such council, and for an executive committee, providing for the appointment of such committees by the governor, providing for powers and duties of such council and the employment of a director and staff, providing that the council shall function in the fields of aging, children and youth, employment of the handicapped and related fields, and making an appropriation.

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

Reps. Williamson, Sanstead, Montplaisir and Erickson of Ward introduced:

House Bill No. 812. A Bill for an Act to amend and reenact subdivision c of subsection 2 of section 57-35.1-01, and sections 57-35.1-02, 57-35.1-03, 57-35.1-04, and 57-35.1-05 of the 1963 Supplement to the North Dakota Century Code; and declaring an emergency.

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

Reps. Wagner and Welder introduced:

House Bill No. 813. A Bill for an Act to create and enact section 51-11-02.1 and to amend and reenact section 51-11-04 of the North Dakota Century Code, relating to fair trade.

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

Reps. Jungroth and Williamson introduced:

House Bill No. 814. A Bill for an Act to amend and reenact sections 61-01-12, 61-01-14, and 61-15-03 of the North Dakota Century Code, relating to pollution of public waters and water conservation.

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

Reps. Erickson of Ward, and Shorma introduced:

House Bill No. 815. A Bill for an Act to provide for a study of school districts and school district organization within North Dakota by the state board of public school education and making an appropriation.

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

Reps. Dornacker, Obie, Johnson of Slope, Powers of Barnes, Brown, Frank, Streibel, Dick, Lundene, Strand, Knudsen, Hardmeyer, Welder, Larson of Richland, Glaspey, Gudajtes, Loerch, Opedahl, Rustan, Olienyk, Elkin, Ruddy, Bowles, Davis, Kvasager, Williamson, Schaffer, Wastvedt, Haugland, Connolly, Aamoth, Coles, Boustead, Staven, Collette, Krenz, Shorma, Stallman, Winge, Dahlen, Sanstead, Ivesdal, Bergman, Myhre, Powers of Cass, Haugen, Harrison, Leer, Wagner, Stockman, Froeschle, Bier, Tough, Anderson, Bilden, Unruh, Larsen of Grand Forks, Rivinius, Lang, Wentz, Duncan, Meyer, Poling, Olson, Montplaisir, Fossum, Stenhjem, Borstad, Gietzen, Ganser, and Bloom introduced:

House Bill No. 816. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

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

Reps. Bier, Anderson, Skaar, Wilkie and Tough introduced:

House Bill No. 817. A Bill for an Act to amend and reenact section 12-43-01.1 of the North Dakota Century Code, to prohibit the sale of cigarettes and other tobacco products from vending machines on the premises of any institution of higher learning.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 71. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code as amended, relating to state aid for junior colleges.

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

Senate Bill No. 77. A Bill for an Act to amend and reenact subsection 3 of Section 36-09-02 of the North Dakota Century Code, relating to the application for use of livestock brand or mark, and creating and enacting subsection 4 of Section 36-09-02 of the North Dakota Century Code, defining the term "numerical brand."

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

Senate Bill No. 82. A Bill for an Act to amend and reenact section 36-14-05 of the North Dakota Century Code relating to certificates of health required on cattle imported into this state.

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

Senate Bill No. 83. A Bill for an Act to amend and reenact section 36-14-06 of the North Dakota Century Code relating to certificates of health required on sheep imported into this state.

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

Senate Bill No. 84. A Bill for an Act to amend and reenact section 36-14-07 of the North Dakota Century Code relating to certificates of health required on swine imported into this state.

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

Senate Bill No. 85. A Bill for an Act to amend and reenact section 36-14-10 of the North Dakota Century Code relating to shipments of cattle, swine, or sheep for immediate slaughter.

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

Senate Bill No. 86. A Bill for an Act to repeal section 36-14-14, all of chapters 36-16, 36-17, 36-18, and 36-19 of the North Dakota Century Code relating to certificates of health being required on sale of purebred cattle and non-registered bulls for breeding purposes, glanders and dourine, bot treatment law, serum institute, and dipping stations.

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

The House now stood in recess pursuant to the motion of Rep. Giffey, until 1:00 p.m., January 25, 1965.

DONNELL HAUGEN, Chief Clerk

NINETEENTH DAY AFTER RECESS AND
TWENTY-FIRST DAY

Bismarck, January 25, 1965

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

The Speaker announced that the House would be on the ninth order of business, and the House would remain at ease until the conclusion of that order of business.

FIRST READING OF HOUSE BILLS

Reps. Shablow, Bowles, Christopher and Miller introduced:

House Bill No. 818. A Bill for an Act to amend and reenact section 30-20-03 of the North Dakota Century Code, relating to limitations of expenses for administration of decedents' estates.

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

Rep. Larsen of Grand Forks introduced:

House Bill No. 819. A Bill for an Act to create and enact section 29-08-17.1 of the North Dakota Century Code, relating to the posting of bail in certain instances.

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

Reps. Erickson of Ward, Meschke, Wentz, Harrison, Larson of Richland, Montplaisir, Williamson, Sanstead, Rosendahl and Tough introduced:

House Bill No. 820. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code relating to the salaries paid to elected state officials.

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

Rep. Poling introduced:

House Bill No. 821. A Bill for an Act to amend and reenact Chapter 365, House Bill No. 744, CONVEYANCE OF FORT UNION HISTORIC SITE, to permit the state historical society to transfer by deed and title the parcel of land known as Fort Union Historic Site.

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

Reps. Leer, Glaspey, Poling, Opedahl, Hoffner, Breum, Meyer, Belquist, Bloom and Erickson of Ward introduced:

House Bill No. 822. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-32, 26-22-33 and 26-22-54 of the North Dakota Century Code, relating to state hail insurance, to provide for the time of payment of hail indemnity, to repeal section 26-22-09 of

the North Dakota Century Code, relating to loans to replenish the state hail insurance fund, and declaring an emergency.

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

Rep. Whittlesey introduced:

House Bill No. 823. A Bill for an Act to amend and reenact section 37-04-16 of the North Dakota Century Code, relating to the retirement and discharge of national guard officers.

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

Reps. Whittlesey and Boustead introduced:

House Bill No. 824. A Bill for an Act to permit savings and loan and building and loan associations to make unsecured loans for property improvement, not to exceed five thousand dollars.

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

Reps. Meyer and Leer introduced:

House Bill No. 825. A Bill for an Act to amend and reenact subsection 4 of section 57-40-06 of the 1963 Supplement to the North Dakota Century Code, relating to the due dates and the payment of use tax to the state tax commissioner.

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

Reps. Giffey, Hoffner and Backes introduced:

House Bill No. 826. A Bill for an Act relating to withholding taxes wherein the tax commissioner is granted discretionary powers to require withholding on the part of an employer due to the fact that collection of income taxes due under chapter 57-38 from an employee receiving wages may be in jeopardy and to declare an emergency.

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

Reps. Lang, Johnson of Slope, Rivinius and Erickson of Mountrail introduced:

House Bill No. 827. A Bill for an Act to amend and reenact section 36-04-05 of the North Dakota Century Code, relating to bonds of livestock dealers.

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

Reps. Shablow and Bowles introduced:

House Bill No. 828. A Bill for an Act to amend and reenact section 57-23-03 of the 1963 Supplement to the North Dakota Century Code, and sections 57-23-06 and 57-23-08 of the North Dakota Century Code, relating to abatements and refunds of taxes.

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

Reps. Linderman and Wilkie introduced:

House Bill No. 829. A Bill for an Act relating to limitation of refunds to amounts over one dollar and assessments and collections to amounts over one dollar; application of refunds and credits to delinquent income taxes; provide for an effective date.

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

Reps. Linderman and Wilkie introduced:

House Bill No. 830. A Bill for an Act to amend and reenact section 57-37-23 of the North Dakota Century Code, relating to liens for estate tax purposes and the prorating, to beneficiaries, of the amount of the estate tax.

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

Rep. Hauf introduced:

House Bill No. 831. A Bill for an Act to transfer certain funds from the undivided profits of the Bank of North Dakota appropriated for the state scholarship fund to the board of higher education for National Student Defense Loans.

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

Rep. Johnson of Barnes introduced:

House Bill No. 832. A Bill for an Act to amend and reenact subsection 3 of section 20-11-01 of the North Dakota Century Code, relating to the period of lease for game refuges on private land.

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

Reps. Meyer and Leer introduced:

House Bill No. 833. A Bill for an Act to amend and reenact section 57-38-31 of the North Dakota Century Code, relating to federalizing filing requirements for individuals, fiduciaries, estates and trusts for income tax purposes, and to provide for an effective date.

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

Reps. Haugland, Shablow, Stockman, Meschke, Anderson, Bloom, Connolly and Burk introduced:

House Bill No. 834. A Bill for an Act to amend and reenact section 52-09-09 of the North Dakota Century Code, as amended by chapter 338, Session Laws 1963, pertaining to rate of contribution of the Old Age And Survivor Insurance System.

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

Rep. Christensen introduced:

House Bill No. 835. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

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

Reps. Meschke and Stockman introduced:

House Bill No. 836. A Bill for an Act to amend and reenact sections 21-03-04, 21-03-18, 21-03-23, 21-03-41, and subsection 2 of section 21-03-42 of the North Dakota Century Code, subsections 5 and 6 of section 21-03-06 of the North Dakota Century Code, and subsection 1 of section 21-03-06, and section 21-03-15 of the 1963 Supplement to the North Dakota Century Code, relating to the issuance of bonds by municipalities and making provision for the payment of interest on and the principal amount of such bonds by the levy of taxes or the pledging of other revenues or monies as may be authorized by the legislative assembly.

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

Reps. Anderson and Bruner introduced:

House Bill No. 837. A Bill for an Act to amend section 57-06-02 of the North Dakota Century Code by creating and enacting a new subsection to it relating to the definition of a pipeline, and to amend and reenact section 57-06-05 of the North Dakota Century Code relating to annual assessments of the state board of equalization.

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

Reps. Anderson and Bruner introduced:

House Bill No. 838. A Bill for an Act to amend and reenact section 57-37-09 of the North Dakota Century Code, relating to credit

for estate tax paid in the prior gross estate of a decedent on property that is included again in the gross estate of a second decedent.

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

Reps. Anderson and Bruner introduced:

House Bill No. 839. A Bill for an Act to amend and reenact subsections 4 and 7 of section 57-02-01 of the North Dakota Century Code, relating to definitions for property tax purposes.

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

Reps. Williamson, Opedahl, Bloom, Sanstead, Johnson of Barnes, Boustead and Gietzen introduced:

House Bill No. 840. A Bill for an Act to provide an agency for the implementation of and state and local participation in Public Law 88-452 known as the Economic Opportunity Act of 1964.

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

Reps. Meschke, Schoenwald, Ruddy, Haugland, Erickson of Ward, Williamson and Myhre introduced:

House Bill No. 841. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code relating to County fees.

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

Reps. Schoenwald, Haugland, Montplaisir, Williamson, Meschke, Erickson of Ward, and Ruddy introduced:

House Bill No. 842. A Bill for an Act to amend and reenact section 11-10-11 of the North Dakota Century Code relating to appointment and salary of deputy sheriffs and clerks.

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

Reps. Schoenwald, Haugland, Williamson, Meschke, Erickson of Ward, and Ruddy introduced:

House Bill No. 843. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code relating to sheriff's mileage.

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

Reps. Schoenwald, Haugland, Sanstead, Erickson of Ward, Ruddy, Williamson, and Myhre introduced:

House Bill No. 844. A Bill for an Act to provide a uniform allowance for sheriffs and deputy sheriffs.

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

Reps. Glaspey, Opedahl, Fossum, Bloom, Olienyk, Backes and Davis introduced:

House Bill No. 845. A Bill for an Act to amend and reenact sections 38-08-04, 38-08-05, and 38-08-07 of the North Dakota Century Code, relating to the control of gas and oil resources by the industrial commission and state geologist.

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

Reps. Leer and Meyer introduced:

House Bill No. 846. A Bill for an Act to amend and reenact subsection 3 of section 57-40-01 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of "processing" as that term is used for use tax purposes.

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

Reps. Boustead, Wagner, and Lang introduced:

House Bill No. 847. A Bill for an Act to authorize the board of administration to lease property and declaring an emergency.

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

Reps. Rivinius, Connolly, Mueller, Knudsen, Frank, and Dornacker introduced:

House Bill No. 848. A Bill for an Act to amend and reenact section 36-05-03 of the North Dakota Century Code, relating to the licensing of livestock auction markets.

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

Reps. Leer and Meyer introduced:

House Bill No. 849. A Bill for an Act to create and enact a new subsection to section 57-02-12, relating to the assessment of leased or rented personal property.

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

Rep. Elkin introduced:

House Bill No. 850. A Bill for an Act to amend and reenact section 24-07-03 of the North Dakota Century Code relating to section lines and authorizing the county commissioners to close section line roads intersected by interstate highways if petitioned to do so by adjoining landowners.

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

Rep. Harrison introduced:

House Bill No. 851. A Bill for an Act to amend and reenact sections 16-18-06, 16-18-09, 16-18-10, and 16-18-13 of the North Dakota Century Code, relating to the subscribing of absent voters ballots.

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

Rep. Johnson of Barnes introduced:

House Bill No. 852. A Bill for an Act to amend and reenact sections 15-40-12 and 15-40-26 of the North Dakota Century Code, relating to state support of education and credit on nonresident tuition.

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

Rep. Glaspey introduced:

House Bill No. 853. A Bill for an Act to amend and reenact sections 57-38-49 and 57-38-50 of the North Dakota Century Code, exempting the tax commissioner from paying filing and recording fees for the filing and recording of notices of income tax liens and satisfactions thereof.

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

Rep. Dornacker introduced:

House Bill No. 854. A Bill for an Act to limit the scope of any sales assessment ratio study which may be made.

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

Reps. Johnson of Barnes, Powers of Barnes, Hoffner, and Wentz introduced:

House Bill No. 855. A Bill for an Act to create and enact section 39-13-06 of the North Dakota Century Code, relating to stop signs at railroad crossings to be erected by political subdivisions.

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

Rep. Glaspey introduced:

House Bill No. 856. A Bill for an Act relating to a taxpayer's right to a hearing on and to appeal from the assessment of or determination of tax liability by the tax commissioner.

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

Rep. Glaspey introduced:

House Bill No. 857. A Bill for an Act to create and enact new subsections to section 57-38-01 of the 1963 Supplement to the North Dakota Century Code relating to definitions for income tax purposes.

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

Rep. Aamoth introduced:

House Bill No. 858. A Bill for an Act to repeal section 35-05-01 of the North Dakota Century Code providing prohibition against crop mortgages but allowing exceptions.

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

Reps. Christensen, Duncan, Rosendahl, and Christopher introduced:

House Bill No. 859. A Bill for an Act making an appropriation to the state soil conservation committee for reimbursing soil conservation districts.

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

Rep. Brown introduced:

House Bill No. 860. A Bill for an Act to amend and reenact section 32-17-04 of the North Dakota Century Code relating to the requirements of a complaint in an action for the determination of adverse claims, commonly known as quiet title actions.

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

Rep. Rieger introduced:

House Bill No. 861. A Bill for an Act to amend and reenact section 14-10-16 of the North Dakota Century Code, relating to twenty-first birthday cards.

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

Reps. Wilkie, Linderman and Larson of Richland introduced:

House Bill No. 862. A Bill for an Act to amend and reenact subsection 1 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code and subsection 5 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of the terms "person" and "retailer" for sales tax purposes.

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

Reps. Wilkie, Erickson of Mountrail, Skaar, Belquist and Linderman introduced:

House Bill No. 863. A Bill for an Act to create and enact a subsection of section 57-39-03 of the North Dakota Century Code providing for an exemption for sales to parochial or private nonprofit schools.

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

Rep. Burk introduced:

House Bill No. 864. A Bill for an Act to amend and reenact section 44-06-04 of the North Dakota Century Code, as amended by

Ch. 317 of the S. L. 1963, relating to filing of oath, bond and impression of notarial seal.

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

Reps. Christopher, Lundene, Streibel, Bilden, Olafson, Shablow and Poling introduced:

House Bill No. 865. A Bill for an Act making an appropriation to the state historical society for the purpose of construction, maintenance, and landscaping at the Pembina State Park and Museum.

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

Reps. Loerch, Jungroth, Harrison, Haugland, Meyer, Gietzen, Kvasager, Ruddy, Bergman and Erickson of Ward introduced:

House Bill No. 866. A Bill for an Act relating to the number of men required to man and operate a railroad locomotive and train, establishing the effective date thereof and prescribing penalties for violating the provisions thereof.

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

Reps. Wilkie and Erickson of Mountrail introduced:

House Bill No. 867. A Bill for an Act to amend and reenact subsection 1 of section 57-37-04 of the North Dakota Century Code, relating to taxation for estate tax purposes of property transferred prior to and in contemplation of death.

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

Rep. Meschke introduced:

House Bill No. 868. A Bill for an Act to amend and reenact sections 26-27-01, 26-27-02, 26-27-03, 26-27-05, 26-27-08, and 26-27-10 of the North Dakota Century Code, relating to participation by chiroprodists in nonprofit medical service corporations.

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

Rep. Meschke introduced:

House Bill No. 869. A Bill for an Act to amend and reenact section 6-08-24 of the North Dakota Century Code relating to retention of bank records and limitation of actions on accounts and claims.

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

Reps. Meschke, Whittlesey, Stenhjem, Unruh, Schaffer and Loerch introduced:

House Bill No. 870. A Bill for an Act to amend and reenact sections 40-18-01, 40-18-03 and 40-18-11 of the 1963 Supplement to the North Dakota Century Code and sections 40-18-04, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-15-02, subsection 3 of section 40-15-01, and subsection 4 of section 40-14-01 of the North Dakota Century Code, relating to the jurisdiction, selection, qualifications, compensation, duties and powers of police magistrates, and changing the name thereof to municipal judges.

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

Reps. Gronhovd, Powers of Cass and Williamson introduced:

House Bill No. 871. A Bill for an Act to amend and reenact section 54-21-19 of the North Dakota Century Code relating to the furnishing of supplies and services to the capitol, state offices and executive mansion, and in connection with the executive mansion, providing for compensation for servants and employees, household

maintenance, cost of official functions, and additional household expenses occasioned by such official functions.

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

Reps. Borstad and Erickson of Mountrail introduced:

House Bill No. 872. A Bill for an Act prohibiting sale, trading in or bartering of surplus federal food or other commodities, prohibiting purchase or exchange of such surplus federal food or other commodities, making violation thereof a misdemeanor and providing penalties therefor.

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

Reps. Borstad, Rieger and Stockman introduced:

House Bill No. 873. A Bill for an Act providing for the tenure of career employees of the various state agencies and departments; and providing for settlement of employee grievances.

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

Rep. Burk introduced:

House Bill No. 874. A Bill for an Act to amend and reenact section 18-01-06 of the North Dakota Century Code, relating to the reporting of fires.

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

Reps. Whittlesey and Hilleboe introduced:

House Bill No. 875. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact section 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees of employers of three or more employees except persons employed in domestic employment, interstate commerce, outside salesmen, and persons who are under eighteen years of age; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition, or experience and training or are not located in a vicinity where there is available work; authorizing the commissioner to investigate hours and conditions of labor of women and minors, adopt standards thereof, and issue remedial orders; and to repeal section 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

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

Rep. Harrison introduced:

House Bill No. 876. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to the age at which a child may start school.

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

Rep. Whittlesey introduced:

House Bill No. 877. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the North Dakota Century Code relating to admissibility of results of scientific tests.

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

Rep. Whittlesey introduced:

House Bill No. 878. A Bill for an Act to create and enact Section 23-23-05 of the North Dakota Century Code relating to certain pro-

hibitions regarding cancer cures, and providing an exemption therefrom for religious worship, devotion, and healing.

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

Reps. Leer, Krenz, Rivinius, and Mueller introduced:

House Bill No. 879. A Bill for an Act to amend and reenact subsection 1 of section 20-05-03 of the North Dakota Century Code relating to the use of motor vehicles and aircraft in hunting, pursuing, killing, taking or attempting to take or as an aid in hunting or taking of any big game animal.

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

Reps. Boustead, Coles, and Montplaisir introduced:

House Bill No. 880. A Bill for an Act to authorize any state department, board or agency to deduct from an employee's salary such employee's monthly North Dakota State Employees' Association membership dues.

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

Reps. Linderman, Loerch, and Aamoth introduced:

House Bill No. 881. A Bill for an Act to establish a standard level of assessment for all taxable property and to remove all limitations on the amount of taxes on property that may be levied by the governing bodies of taxing districts.

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

Reps. Breum, and Powers of Cass introduced:

House Bill No. 882. A Bill for an Act to repeal section 25-20-09 of the North Dakota Century Code, relating to the payment of real estate taxes.

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

Rep. Stockman introduced:

House Bill No. 883. A Bill for an Act to amend and reenact sections 47-24-01, 47-24-02, 47-24-03, 47-24-04 and 47-24-06 of the North Dakota Century Code, to bring savings and loan and building and loan associations within the provisions of the North Dakota Uniform Gifts to Minors Act.

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

Reps. Strand and Hardmeyer introduced:

House Bill No. 884. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 26-03A-03 of the North Dakota Century Code, relating to grace periods in which an insured under an accident and sickness policy may pay his premium.

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

Rep. Bilden introduced:

House Bill No. 885. A Bill for an Act relating to payments to school districts from the county equalization fund and to amend and reenact sections 15-40-18 and 15-40-19 of the 1963 Supplement to the North Dakota Century Code, relating to payments to the county equalization fund.

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

Reps. Aamoth, Lundene, Olson, Hilleboe, Backes, and Miller introduced:

House Bill No. 886. A Bill for an Act relating to the acquisition of real property by eminent domain or by purchase by the state or a municipality.

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

Rep. Hilleboe introduced:

House Bill No. 887. A Bill for an Act to amend and reenact sections 16-07-04, 16-10-07, 16-10-08, 16-13-13, 16-13-33, 16-17-08, 16-17-09, 16-17-10, 16-17-11, 16-17-15, and 16-17-16 of the North Dakota Century Code, relating to county and state political organization.

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

Reps. Christopher, Burk, and Boustead introduced:

House Bill No. 888. A Bill for an Act to authorize the state historical society to locate pioneer buildings on the grounds of the state capitol.

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

Rep. Sanstead introduced:

House Bill No. 889. A Bill for an Act to amend and reenact section 39-01-02 of the 1963 Supplement to the North Dakota Century Code, requiring state owned motor vehicles having name painted on side of vehicles, providing a penalty for failure and providing an exception to the governor's vehicle.

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

Reps. Hilleboe, Whittlesey, Stockman and Aamoth introduced:

House Bill No. 890. A Bill for an Act to prohibit state, county, and local officials from placing their names on public documents and publications, except when such is required by law or by custom and usage, and to provide a penalty for doing so.

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

Reps. Ruddy, Haugland, Borstad, Bergman, Schoenwald, Christopher and Unruh introduced:

House Bill No. 891. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for uncompensated expenses incurred while carrying out their legislative duties, and declaring an emergency, and providing for an effective date.

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

Reps. Staven, Opedahl and Christopher introduced:

House Bill No. 892. A Bill for an Act to require persons who claim real property to be exempt from assessment and taxation to file annually with the assessor and county auditor a certificate setting out the basis for claiming the exemption, and providing exceptions.

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

Rep. Giffey introduced:

House Bill No. 893. A Bill for an Act to provide for the enactment of the Driver License Compact, defining terms, making the driving record in another state of an applicant for a license part of the North Dakota record, and facilitating the exchange of infor-

mation relating to the licensing of automobile drivers in states belonging to the compact.

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

Rep. Jungroth introduced:

House Bill No. 894. A Bill for an Act to amend and reenact section 65-10-01 of the North Dakota Century Code Supplement relating to appeals from decisions of the Workmen's Compensation Bureau.

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

Rep. Jungroth introduced:

House Bill No. 895. A Bill for an Act to amend and reenact Section 7-01-06 of the North Dakota Century Code to permit requirement of insurance of accounts for newly organized building and loan or savings and loan associations.

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

Rep. Jungroth introduced:

House Bill No. 896. A Bill for an Act to amend and reenact section 65-01-12 of the North Dakota Century Code, relating to State's Attorneys representing the Workmen's Compensation Bureau.

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

Rep. Jungroth introduced:

House Bill No. 897. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code relating to Workmen's Compensation Bureau rule-making power and fee schedules.

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

Rep. Jungroth introduced:

House Bill No. 898. A Bill for an Act to amend and reenact section 65-01-09 of the North Dakota Century Code, relating to third party actions and Workmen's Compensation Bureau subrogation.

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

Rep. Jungroth introduced:

House Bill No. 899. A Bill for an Act to include savings and loan associations within class of depositories for public funds, and to amend and reenact sections 21-04-03, 05 to 10 both inclusive, 12 to 18 both inclusive, 20 and 21 both inclusive of the North Dakota Century Code.

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

Rep. Jungroth introduced:

House Bill No. 900. A Bill for an Act to amend and reenact Section 7-05-01 of the North Dakota Century Code changing the examination fee for examination of building and loan or savings and loan associations.

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

Reps. Haugland, Hickle, Dick, Stockman, Hertz, Bowman, Meyer and Boustead introduced:

House Bill No. 901. A Bill for an Act to amend and reenact sections 43-14-01, 43-14-02, 43-14-09, 43-14-12, 43-14-16 and 43-14-20 of the North Dakota Century Code, relating to the definitions of osteopathic surgeons and enlarging such practice to give osteopathic

surgeons the right to perform all surgery and to prescribe and use all medicinal agents, including drugs.

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

Reps. Boustead and Wagner introduced:

House Bill No. 902. A Bill for an Act to permit an alternative procedure for foreclosure of a real estate mortgage when so permitted by the terms of said mortgage.

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

Reps. Boustead, Coles, and Unruh introduced:

House Bill No. 903. A Bill for an Act establishing family courts as divisions of district courts, and relating to their powers, duties, and procedures.

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

Reps. Stenhjem and Ivesdal introduced:

House Bill No. 904. A Bill for an Act to amend and reenact subsection 3 of section 57-39-10, subsection 3 of section 57-39-19, and subsection 3 of section 57-39-20, and section 57-39-24 of the 1963 Supplement to the North Dakota Century Code, relating to bonds to secure collection of tax, general powers of the tax commissioner, and bonds for officers, agents and employees of the tax commissioner.

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

Reps. Harrison, Erickson of Ward, Loerch, Wentz and Boustead introduced:

House Bill No. 905. A Bill for an Act to provide for the recall of elected municipal officers and providing a penalty.

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

Reps. Meschke and Haugland introduced:

House Bill No. 906. A Bill for an Act authorizing the state historical society to exchange certain lands owned by the state of North Dakota in connection with the Metigoshe State Park.

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

Rep. Kvasager introduced:

House Bill No. 907. A Bill for an Act to amend and reenact subsection 5 of section 57-38-45 of the North Dakota Century Code, relating to the granting of authority to the tax commissioner to compromise penalties without going through the attorney general's office and to provide for an effective date.

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

Rep. Erickson of Ward introduced:

House Bill No. 908. A Bill for an Act authorizing the tax commissioner to prepare and distribute for a reasonable charge loose-leaf tax manuals relating to tax laws administered by him.

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

Rep. Hertz introduced:

House Bill No. 909. A Bill for an Act to require the installation of automatic flashing train-approach signals at state highway crossings and within municipalities.

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

Reps. Frank and Stockman introduced:

House Bill No. 910. A Bill for an Act to provide for the control of noxious weeds and for other purposes; and to repeal chapters 63-01 and 63-02 of the North Dakota Century Code, relating to destruction of noxious weeds generally and the noxious weed commission.

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

Rep. Olienyk introduced:

House Bill No. 911. A Bill for an Act to provide that insufficient proceeds from a tax sale may create a lien on such property in certain instances.

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

Reps. Loerch and Elkin introduced:

House Bill No. 912. A Bill for an Act to repeal section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the state of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

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

Reps. Brown, Wagner, Boustead, and Coles introduced:

House Bill No. 913. A Bill for an Act to standardize vacation and sick leave allowances for state employees of the executive branch of government.

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

Reps. Solberg and Anderson introduced:

House Bill No. 914. A Bill for an Act to establish the North Dakota heritage commission.

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

Rep. Aamooh introduced:

House Bill No. 915. A Bill for an Act relating to the interpretation of a will or trust instrument which authorizes or requires the fiduciary to select assets for distribution to the surviving spouse of the testator or trustor pursuant to a pecuniary bequest or transfer.

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

Rep. Aamooh introduced:

House Bill No. 916. A Bill for an Act to amend and reenact subsection 3 of section 27-11-24 of the North Dakota Century Code relating to expenditures of state bar fund.

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

Reps. Collette, Gudajtes, Lundene and Staven introduced:

House Bill No. 917. A Bill for an Act to create and enact section 15-35-18 of the North Dakota Century Code, to provide civil defense exercises and drills in all public schools.

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

Reps. Hardmeyer and Coles introduced:

House Bill No. 918. A Bill for an Act to prohibit unjust discrimination in employment because of age, and providing for a penalty.

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

Reps. Aamoth, Stockman, Whittlesey, Bilden, Loerch, Froeschle, Dornacker, Coles, Boustead and Hilleboe introduced:

House Bill No. 919. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to exemption from property taxes of personal property in interstate commerce or stored in a warehouse or storage facility.

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

Reps. Hardmeyer and Gietzen introduced:

House Bill No. 920. A Bill for an Act to repeal section 40-40-07 of the North Dakota Century Code relating to preliminary budgets.

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

Reps. Obie, Larsen of Grand Forks, Stockman, Froeschle, Hilleboe, Kvasager, Ruddy, Olafson, Aamoth, Whittlesey and Duncan introduced:

House Bill No. 921. A Bill for an Act to create and enact a new subsection to section 57-39-03 of the North Dakota Century Code relating to exemptions from sales taxes.

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

Reps. Ruddy, Kvasager and Boustead introduced:

House Bill No. 922. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, relating to weekly compensation in death claims.

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

Rep. Harrison introduced:

House Bill No. 923. A Bill for an Act to provide for the recall of county commissioners and providing for a penalty.

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

Reps. Haugland, Poling, Sanstead, Jungroth, Stockman, Aamoth, Johnson of Barnes, Powers of Cass, Loerch, Williamson and Erickson of Ward introduced:

House Bill No. 924. A Bill for an Act making an appropriation for the erection and construction of an adolescent treatment center on the grounds of the state hospital at Jamestown, North Dakota.

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

Reps. Unruh, Hertz, Johnson of Barnes and Schoenwald introduced:

House Bill No. 925. A Bill for an Act providing for a tax levy for emergency purposes by municipal corporations.

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

Reps. Glaspey, Backes and Stockman introduced:

House Bill No. 926. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.9, 38-08-09.10, 38-08-09.11, 38-08-09.12, 38-08-09.13, 38-08-09.14, 38-08-09.15, and 38-08-09.16 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such

persons; and to prescribe procedures for organizing such unit operations, and to repeal section 38-08-09 of the North Dakota Century Code, relating to voluntary agreements for unit operation.

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

Rep. Olienyk introduced:

House Bill No. 927. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes due.

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

Reps. Coles, Boustead, Brown and Lang introduced:

House Bill No. 928. A Bill for an Act to amend and reenact section 15-21-19 of the North Dakota Century Code relating to the power of the state board of public school education.

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

Rep. Hardmeyer introduced:

House Bill No. 929. A Bill for an Act to amend and reenact subsection 4 of section 57-37-02 of the North Dakota Century Code, relating to the inclusion of life insurance proceeds within the gross estate of a resident decedent for estate tax purposes.

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

Rep. Hardmeyer introduced:

House Bill No. 930. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to an exemption to a surviving spouse for estate tax purposes.

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

Rep. Borstad, and Erickson of Ward introduced:

House Bill No. 931. A Bill for an Act to amend and reenact sections 61-27-02 and 61-27-03 of the North Dakota Century Code relating to the registration of vessels and outboard motors and to declare an effective date.

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

The Committee on Transportation (By request) introduced:

House Bill No. 932. A Bill for an Act to amend and reenact subsection 3 of section 49-18-02 of the North Dakota Century Code, relating to exemptions to farmers and associations of farmers hauling their own goods and providing for a clarification of those exempted.

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

Reps. Olson, Borstad, Bergman, and Breum introduced:

House Bill No. 933. A Bill for an Act to amend and reenact subsection 8 of section 5-03-05 of the North Dakota Century Code, relating to retail tax on liquors.

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

Reps. Olson, Obie, Rieger, and Solberg introduced:

House Bill No. 934. A Bill for an Act to amend and reenact section 23-10-05 of the 1963 Supplement to the North Dakota Century Code, relating to trailer court licensing fees.

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

Reps. Glaspey, Rustan, and Opedahl introduced:

House Bill No. 935. A Bill for an Act to amend and reenact sections 38-08-01, 38-08-02, and 38-08-04.1 of the North Dakota Century Code relating to the declaration of policy, authorizing the establishment of an oil and gas commission, terms of office of members, redefining the term "Commission", and in addition thereto providing for compensation and expenses of the commission, and to authorize the employment and expenses of such persons as the commission deems necessary and including an appropriation therefor.

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

Reps. Olson, Strand, Kvasager, Belquist, Obie, Rieger, Borstad, Gronhovd, Bruner, and Powers of Cass introduced:

House Bill No. 936. A Bill for an Act to amend and reenact subsection 1 of section 51-13-03 of the North Dakota Century Code, relating to maximum interest rates on retail installment sales.

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

Reps. Olson, Powers of Cass, Strand, Kvasager, Belquist, Rieger, Borstad, Gronhovd, Bruner, and Obie introduced:

House Bill No. 937. A Bill for an Act to amend and reenact section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on revolving charge accounts.

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

Reps. Olson, Strand, Kvasager, Belquist, Obie, Rieger, Borstad, Gronhovd, Bruner, and Powers of Cass introduced:

House Bill No. 938. A Bill for an Act to amend and reenact sections 13-04-01 and 13-04-03 of the 1963 Supplement to the North Dakota Century Code, relating to the maximum interest charges and credit for advance payment of bank installment loans.

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

Reps. Olson, Powers of Cass, Strand, Kvasager, Belquist, Rieger, Borstad, Gronhovd, Bruner, and Obie introduced:

House Bill No. 939. A Bill for an Act to amend and reenact subsection 1 of section 13-03-14 and section 13-03-16 of the 1963 Supplement to the North Dakota Century Code, relating to maximum interest rates for small loans.

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

Reps. Unruh and Tweten introduced:

House Bill No. 940. A Bill for an Act to create and enact section 15-55-02.1 of the North Dakota Century Code providing authorization for and limitations on issuing refunding bonds by the state board of higher education and to amend and re-enact section 15-55-14 of the North Dakota Century Code relating to constructing, operating and financing revenue producing buildings at higher educational institutions:

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

Reps. Christopher, Olafson, Bilden, Collette and Gudjates introduced:

House Bill No. 941. A Bill for an Act relating to the expansion of legal drains.

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

Reps. Dornacker, Wastvedt, Bilden, Haugen, Tweten, Johnson of Slope, Wentz, Dick, Bowman, Frank, Schaffer, Welder, and Loerch introduced:

House Concurrent Resolution "L". A concurrent resolution applying to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, relating to apportionment.

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

Reps. Fossum, Haugland, Larsen of Grand Forks, Stockman, Montplaisir, Rosendahl, Sanstead and Schoenwald introduced:

House Concurrent Resolution "M". A concurrent resolution for an amendment to the Constitution of the state of North Dakota granting to the legislative assembly power to issue full faith and credit bonds for the construction and equipping of buildings for state-operated institutions of higher learning and vocational education.

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

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-FIRST DAY

Bismarck, January 25, 1965

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

Prayer was offered by Rev. Thomas Wedward of the Peace Lutheran Church of Mandan, North Dakota.

Roll Call: All members present except Rep. Wastvedt.

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

Page 202, line 16, strike the words "sub" and "of" and "chapter" in line 17.

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

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

FOURTH ORDER OF BUSINESS

Chief Clerk Haugen thanked the House members for flowers and Memorial Resolution forwarded to him upon the death of his Mother, Mrs. Christine Haugen.

Rep. Streibel moved that the remarks of Rep. Larsen of Grand Forks on the death of Sir Winston Churchill, be printed in the House Journal, which motion prevailed.

Rep. Larsen of Grand Forks:

"I rise today to pay tribute to a man who during his lifetime was, among other things, a politician, a soldier, an author, a reporter and a statesman, and who was an exemplary individual in each of these fields.

He was a man of great spirit, of great courage, and of great wit. Throughout his life he was a consistent champion of freedom and of justice and of personal independence.

Although always an Englishman, he was the son of an American mother and was so revered by us Americans that Congress in 1963

made him an honorary citizen of our country. His recent death is, I believe, a great loss to ordinary men the world over.

For these reasons, I am certain that all of us here, as representatives of the people of North Dakota, would like to join with others from around the world in expressing our deep grief and sympathy at the death of Sir Winston Churchill."

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 25, 1965

Mr. President: I have the honor to transmit:

House Bill No. 532
House Bill No. 548
House Bill No. 552
House Bill No. 594
House Bill No. 599
House Bill No. 602

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

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Employment places in nomination the following named person for employment:

Doorman Pius Reis

REP. STALLMAN, Chairman

Rep. Stallman moved that the report of the Committee on Employment be adopted, which motion prevailed on roll call.

ROLL CALL

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were: ayes, 105; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Solberg
Boustead	Gronhovd	Miller	Stallman
Bowles	Gudajtes	Montplaisir	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barne:	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz		
Mountrail			

Those voting in the negative were:

Burk

Absent and not voting:

Loerch Stockman Wastvedt

So Pius Reis was declared elected as a doorman and was sworn in by Speaker Link.

REPORTS OF STANDING COMMITTEES

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

House Bill No. 576

House Bill No. 630

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 543 has had the same under consideration and recommends that the same be amended as follows:

In line 23, delete the word "Dependents," and insert in lieu thereof the following words: "Military personnel assigned to a military installation in this state and their dependents, dependents",

And in line 25 after the word "state", delete the comma and insert in lieu thereof "and the spouse of a resident of this state,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 543 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 557 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 587 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 595 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 606 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 609 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 617 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Gudjates moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 623 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 624 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 625 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 626 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 627 has had the same under consideration and recommends that the same be amended as follows:

Line No. 5: after the word "shall" insert the word "willfully" and after the word "purposes" insert the words "or biological classroom study within the State of North Dakota"

Line No. 6: after the word "included" delete the "comma" and insert a "period" in lieu thereof

Line No. 7: delete the first "comma" and capitalize the word "No" After the word "shall" insert the word "willfully"

Line No. 9: after the word "purposes" insert the words "or biological classroom study within the State of North Dakota"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 627 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 633 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 643 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Streibel moved that the reading of the amendments to House Bill No. 566 be dispensed with, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 566 as recommended by the Committee on Political Subdivisions, page 182 of the House Journal, be adopted.

Rep. Giffey moved a substitute motion that further consideration of the report of the Committee on Political Subdivisions on House Bill No. 566 be laid over one legislative day, which motion prevailed.

Rep. Haugen moved that the amendments to House Bill No. 582 as recommended by the Committee on General Affairs, page 189 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that the amendments to House Bill No. 539 as recommended by the Committee on Social Welfare, page 199 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that House Bill No. 539 be reprinted, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 556 as recommended by the Committee on Industry and Business, page 201 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that the amendments to House Bill No. 596 as recommended by the Committee on Social Welfare, page 201 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Leer moved that he be given unanimous consent to withdraw House Bill No. 743, because of conflict with House Bill No. 634. The motion prevailed.

Rep. Meschke moved that he be given unanimous consent to withdraw House Bill No. 790. The motion prevailed.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 570. A Bill for an Act to amend and reenact section 16-20-19 of the North Dakota Century Code, relating to the prohibition against electioneering on election day.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 146, House Journal, the roll was called and there were ayes, 93; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Larson	Rustan
Bergman	Frank	Leer	Sanstead
Bier	Froeschle	Linderman	Schaffer
Bilden	Gengler	Loerch	Schoenwald
Bloom	Giffey	Lundene	Shorma
Borstad	Glaspey	Meschke	Skaar
Boustead	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montlairsir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Burk	Haugland	Obie	Streibel
Christensen	Hickle	Olafson	Tough
Christopher	Hilleboe	Olienky	Tweten

Coles	Ivesdal	Olson	Unruh
Collette	Johnson,	Opedahl	Vogel
Connolly	Barnes	Poling	Wagner
Dahlen	Johnson, G. V.	Powers, Barne:	Welder
Davis	Jungroth	Powers, Cass	Wentz
Dornacker	Knudsen	Reimers	Whittlesey
Duncan	Krenz	Rieger	Wilkie
Elkin	Kvasager	Rivinius	Williamson
Erickson,	Lang	Ruddy	Winge
Mountrail	Larsen	Rundle	

Those voting in the negative were:

Anderson	Dick	Hertz	Shablow
Backes	Erickson, Ward	Hoffner	Solberg
Belquist	Ganser	Rosendahl	Mr. Speaker
Bruner	Haugen		

Absent and not voting:

Gietzen Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 571. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code, relating to the publication of political advertising.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 146, House Journal, the roll was called and there were ayes, 64; nays, 44; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Frank	Krenz	Rivinius
Bier	Froeschle	Lang	Rundle
Bilden	Ganser	Larsen	Rustan
Borstad	Gronhovd	Leer	Schaffer
Boustead	Gudajtes	Linderman	Shablow
Bowman	Hardmeyer	Loerch	Stockman
Breum	Haugen	Meyer	Strand
Brown	Haugland	Miller	Streibel
Christopher	Hickle	Mueller	Tough
Coles	Hilleboe	Myhre	Tweten
Connolly	Hoffner	Olienyk	Unruh
Davis	Ivesdal	Olson	Wagner
Dick	Johnson,	Opedahl	Welder
Dornacker	Barnes	Powers, Barne:	Wentz
Duncan	Johnson, G. V.	Powers, Cass	Whittlesey
Elkin	Knudsen	Reimers	Mr. Speaker
Fossum			

Those voting in the negative were:

Anderson	Erickson,	Larson	Schoenwald
Backes	Mountrail	Lundene	Shorma
Belquist	Erickson, Ward	Meschke	Skaar
Bergman	Gengler	Montplaisir	Solberg
Bloom	Gietzen	Obie	Stallman
Bowles	Giffey	Olafson	Staven
Bruner	Glaspay	Poling	Stenhjem
Burk	Harrison	Rieger	Vogel
Christensen	Hauf	Rosendahl	Wilkie
Collette	Hertz	Ruddy	Williamson
Dahlen	Jungroth	Sanstead	Winge
	Kvasager		

Absent and not voting:

Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 547. A Bill for an Act to amend and reenact sections 49-05-04, 49-05-06, and 49-06-01 of the North Dakota Century Code, relating to public utility rate changes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 163, House Journal, the roll was called and there were ayes, 76; nays, 31; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Duncan	Knudsen	Reimers
Anderson	Elkin	Krenz	Rieger
Bergman	Erickson, Ward	Kvasager	Rivinius
Bier	Fossum	Lang	Rosendahl
Bilden	Frank	Larsen	Rundle
Borstad	Giffey	Larson	Rustan
Boustead	Gronhovd	Leer	Schaffer
Bowles	Gudajtes	Linderman	Shablow
Bowman	Harrison	Loerch	Solberg
Breum	Hauf	Lundene	Stenhjem
Brown	Haugen	Miller	Streibel
Bruner	Haugland	Obie	Tough
Christensen	Hickle	Olafson	Tweten
Christopher	Hilleboe	Olienyk	Unruh
Coles	Hoffner	Olson	Wagner
Connolly	Ivesdal	Opedahl	Welder
Dahlen	Johnson,	Poling	Wentz
Davis	Barnes	Powers, Barne:	Williamson
Dick	Johnson, G. V.	Powers, Cass	Winge
Dornacker			

Those voting in the negative were:

Backes	Ganser	Meyer	Stallman
Belquist	Gengler	Mueller	Staven
Bloom	Gietzen	Myhre	Stockman
Burk	Glaspey	Ruddy	Strand
Collette	Hardmeyer	Sanstead	Vogel
Erickson,	Hertz	Schoenwald	Whittlesey
Mountrail	Jungroth	Shorma	Wilkie
Froeschle	Meschke	Skaar	Mr. Speaker

Absent and not voting:

Montplaisir Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 572. A Bill for an Act to create and enact section 15-61-05 of the North Dakota Century Code, relating to the disposition of surplus property of state departments, agencies, or institutions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 165 of the House Journal, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman

Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker
	Knudsen	Ruddy	

Absent and not voting:
Wastvedt

So the bill passed and the title was agreed to.

House Bill No. 620. A Bill for an Act to provide for a North Dakota state fair association for the purpose of conducting a state fair at Minot, establishing the organizational structure of such association, meetings of such association, establishing an operating fund in the state treasury, procedures of operation, making certain acts misdemeanors, prescribing an annual report; to create section 4-02-36, and amend sections 4-02-02, 4-02-03, 4-02-04, 4-02-05, 4-02-06, 4-02-09, 4-02-11, 4-02-15, 4-02-17, and 4-02-18 of the North Dakota Century Code to eliminate provisions applicable to a state fair association, and to repeal section 4-02-16 of the North Dakota Century Code, relating to state fairs to be held in the cities of Grand Forks and Fargo.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 166 of the House Journal, the roll was called and there were: ayes, 94; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rosendahl
Backes	Fossum	Lang	Ruddy
Belquist	Frank	Larsen	Rustan
Bergman	Ganser	Leer	Sanstead
Bier	Gengler	Linderman	Schaffer
Bilden	Gietzen	Loerch	Schoenwald
Bloom	Giffey	Lundene	Shablow
Borstad	Glaspey	Meschke	Skaar
Boustead	Gronhovd	Meyer	Solberg
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stenhjem
Bruner	Harrison	Mueller	Stockman
Burk	Hauf	Myhre	Strand
Christensen	Haugland	Obie	Streibel
Christopher	Hertz	Olafson	Tough
Coles	Hickle	Olienyk	Tweten
Collette	Hoffner	Olson	Vogel
Connolly	Ivesdal	Opedahl	Welder
Dahlen	Johnson,	Poling	Wentz
Davis	Barnes	Powers, Barnes	Whittlesey
Dornacker	Johnson, G. V.	Powers, Cass	Wilkie
Elkin	Jungroth	Reimers	Williamson
Erickson,	Knudsen	Rieger	Winge
Mountrail	Krenz	Rivinius	Mr. Speaker

Those voting in the negative were:

Aamoth	Duncan	Larson	Stallman
Bowles	Froeschle	Rundle	Unruh
Brown	Haugen	Shorma	Wagner
Dick	Hilleboe		

Absent and not voting: ,

Wastvedt

So the bill passed and the title was agreed to.

House Concurrent Resolution "D". A concurrent resolution requesting the Congress and the national administration of the United States to take all possible steps to improve the economic position of the agricultural producer.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, page 166 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Backes	Erickson, Ward	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Gaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker
	Knudsen		

Absent and not voting:

Schaffer Wastvedt

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 25, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 53
 Senate Bill No. 58
 Senate Bill No. 59
 Senate Bill No. 65
 Senate Bill No. 66

Senate Bill No. 73
Senate Bill No. 100

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

GERALD L. STAIR, Secretary

Rep. Lundene moved that the remarks of Rep. Loerch be printed in the House Journal, which motion prevailed.

Rep. Loerch: "There has been some joking on this matter, but I wish to get serious on the outstanding contribution one of our members has made. As assistant Northwest Commissioner of Amateur Baseball in North Dakota, I wish to announce that the Amateur Baseball Hall of Fame Banquet will be held here in Jamestown at the Elks Club, February 10, 1965 at 7:00 p.m.

We have two of the most outstanding pitchers ever to play in the amateur program going into the Hall of Fame. They are Orris Gauslow of Abercrombie and Clarence Poling of Zahl. These two outstanding men were not only great players but have done an outstanding job in promoting baseball in North Dakota."

Rep. Giffey moved that the House now recess until 1:00 p.m., January 26, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-FIRST DAY AFTER RECESS
AND TWENTY-SECOND DAY

Bismarck, January 26, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 539

House Bill No. 556

House Bill No. 582

House Bill No. 596

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 706 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "T" has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that House Bill No. 566 be re-referred to the Committee on Political Subdivisions, which motion prevailed on a voice vote.

Rep. Shablow moved that the House reconsider the action by which House Bill No. 547 was passed, which motion prevailed on a voice vote.

Rep. Burk moved that House Bill No. 547 be re-referred to the Committee on Industry and Business, which motion prevailed on a voice vote.

Rep. Hoffner moved that the House reconsider the action by which House Bill No. 571 was passed, which motion prevailed on a voice vote.

Rep. Hoffner moved that House Bill No. 571 be re-referred to the Committee on Judiciary, which motion prevailed on a voice vote.

Rep. Streibel moved that House Bill No. 698 be withdrawn.

Rep. Jungroth moved the previous question which motion prevailed.

Rep. Streibel asked for a division vote on his motion, which request was granted.

The question was now on the motion of Rep. Streibel, which motion lost on a division vote: ayes, 41; nays, 62; absent and not voting, 6.

Rep. Wagner moved the original prepared remarks of Rep. Streibel be printed in the House Journal, which motion lost on a voice vote.

Rep. Streibel's remarks were ordered printed in the House Journal, pursuant to Rep. Giffey's motion on page 235 of the Journal.

Rep. Streibel: "I question the action of introducing House Bill 698 without any numerical listing in the schedule of rates.

This most certainly is a major deviation from standard practices adhered to by this body in the past.

House Bill 698 embodies the heart of the Governor's tax program and is perhaps one of the most important, as well as controversial, measures that will come before this session.

In its present form, and I have checked the original bill, it is a nullity. It contains no starting point for debate. It is not a bill, as we have familiarized ourselves with the term, but merely a vehicle with many unknowns.

Are we to assume that the Governor's tax program is in the same state of flux and uncertainty as is connotated in House Bill 698? Is this the leadership we can anticipate for the next 39 Legislative days?

This measure, likewise, is in gross violation of Joint Rule 14 which we adopted on our 4th Legislative day and which is printed on page 74 of our House Journal.

By a unanimous vote, we adopted this new joint rule regarding the creation of Fiscal Notes whereby any bill or resolution introduced into either House having an effect of \$5,000 or more on the revenues, expenditures or fiscal liability of the state, except appropriations measures carrying specific dollar amounts, shall have a fiscal note attached as herein provided.

I pose two questions: "Where is the fiscal note?" and secondly, "How can a fiscal note be prepared for a measure that is a nullity?" A measure, if you please, that has left blank spaces in lieu of specific figures.

In order to be responsive to this important issue, in order that we might position ourselves to properly represent the taxpayer of North Dakota, I submit we have to approach this important issue in the arena of "specifics" and not that of blank spaces.

I would appreciate an explanation concerning the matter."

Rep. Wastvedt thanked the Assembly for plant and good wishes received while in the hospital.

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-SECOND DAY

Bismarck, January 26, 1965

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

Prayer was offered by Rev. R. D. Jose of the Bethlehem Lutheran Church of Garrison, North Dakota.

Roll Call: All members present except Reps. Bowman, Duncan, Lang, Opedahl, and Winge.

Mr. Speaker: 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:

Line 45, correct sponsor on House Bill 845.

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

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

FOURTH ORDER OF BUSINESS

January 15, 1965

Mr. Elmer Strand
Supervisor of Employees
North Dakota House of Representatives

Dear Sir:

Please accept my resignation as doorkeeper for the North Dakota House of Representatives, 39th Legislative Assembly, effective January 25, 1965.

Sincerely,

DENNIS A. SCHNEIDER

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 26, 1965

Mr. President: I have the honor to transmit:

House Bill No. 570

House Bill No. 572

House Bill No. 620

House Concurrent Resolution "D"

House Bill No. 607

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

DONNELL HAUGEN, Chief Clerk

Rep. Giffey moved that the remarks of Rep. Streibel on House Bill No. 698 be printed in proper order in the House Journal, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 644 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 660 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 662 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Bloom moved that the amendments to House Bill No. 543 as recommended by the Committee on Education, page 231 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the amendments to House Bill No. 627 as recommended by the Committee on Natural Resources, page 232 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 614. A Bill for an Act to amend and reenact section 43-07-12 of the North Dakota Century Code relating to the licensing of bidders on public contracts, and to exempt therefrom the requirement that contractors be licensed prior to submitting bids to the state highway department for any federal aid project, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rustan
Anderson	Fossum	Kvasager	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey
Dornacker	Johnson, G. V.	Rosendahl	Wilkie
Elkin	Jungroth	Ruddy	Williamson
Erickson,	Knudsen	Rundle	Mr. Speaker
Mountrail			
Absent and not voting:			
Bowman	Lang	Opedahl	Winge
Duncan	Larsen		

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

House Bill No. 526. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Ruddy
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Anderson	Fossum	Kvasager	Rundle
Belquist	Frank	Larson	Rustan
Bergman	Froeschle	Leer	Sanstead
Bilden	Ganser	Linderman	Schoenwald
Bloom	Gengler	Loerch	Shablow
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Staven
Breum	Gudajtes	Miller	Stenhjem
Brown	Hardmeyer	Montplaisir	Stockman
Bruner	Harrison	Mueller	Strand
Burk	Hauf	Myhre	Streibel
Christensen	Haugland	Obie	Tough
Christopher	Hertz	Olafson	Tweten
Coles	Hickle	Olienyk	Unruh
Collette	Hilleboe	Olson	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Elkin	Johnson, G. V.	Rieger	Wilkie
Erickson,	Jungroth	Rivinius	Williamson
Mountrail	Knudsen	Rosendahl	Mr. Speaker

Those voting in the negative were:

Backes	Glaspay	Schaffer	Stallman
Bier	Haugen	Shorma	Welder
Davis			

Absent and not voting:

Bowman	Lang	Opedahl	Winge
Duncan	Larsen		

So the bill passed and the title was agreed to.

House Bill No. 528. A Bill for an Act providing for Theodore Roosevelt Rough Rider Awards, selection of award recipients, and making an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspay	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey

Dornacker	Johnson, G. V.	Rosendahl	Wilkie
Elkin	Jungroth	Ruddy	Williamson
Erickson,	Knudsen	Rundle	Mr. Speaker
Mountrail	Krenz		
Absent and not voting:			
Bowman	Lang	Opedahl	Winge
Duncan			

So the bill passed and the title was agreed to.

House Bill No. 601. A Bill for an Act to amend and reenact section 39-08-18 of the North Dakota Century Code, relating to open receptacles containing alcoholic beverages in automobile, truck or bus.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 92; nays, 12; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Rundle
Anderson	Froeschle	Larson	Rustan
Backes	Ganser	Leer	Sanstead
Belquist	Gengler	Linderman	Schaffer
Bergman	Gietzen	Loerch	Schoenwald
Bier	Giffey	Lundene	Shablow
Bilden	Glaspey	Meschke	Skaar
Bloom	Gudajtes	Meyer	Solberg
Borstad	Hardmeyer	Miller	Stenhjem
Boustead	Harrison	Montplaisir	Stockman
Breum	Hauf	Mueller	Strand
Bruner	Haugland	Myhre	Streibel
Burk	Hertz	Obie	Tough
Christensen	Hickle	Olafson	Tweten
Christopher	Hilleboe	Olienyk	Unruh
Coles	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Dahlen	Johnson,	Powers, Cass	Wastvedt
Davis	Barnes	Reimers	Welder
Dick	Johnson, G. V.	Rieger	Wentz
Dornacker	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager		

Those voting in the negative were:

Bowles	Erickson, Ward	Haugen	Stallman
Brown	Frank	Olson	Staven
Connolly	Gronhovd	Shorma	Whittlesey
Absent and not voting:			
Bowman	Lang	Opedahl	Winge
Duncan			

So the bill passed and the title was agreed to.

House Bill No. 576. A Bill for an Act to create and enact Sections 16-16-17, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-25, 16-16-26, and 16-16-27 of the North Dakota Century Code, by creating and enacting new sections to provide for voting by new residents in presidential elections, providing for its referral to the electorate and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 175 of the House Journal, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rundle
Anderson	Fossum	Kvasager	Rustan
Backes	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Elkin	Johnson, G. V.	Rivinius	Willkie
Erickson,	Jungroth	Rosendahl	Williamson
Mountrail	Knudsen	Ruddy	Mr. Speaker

Absent and not voting:

Bowman	Duncan	Opedahl	Winge
Christensen	Lang	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 630. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 39-01-01 and subsection 3 of section 39-21-18 of the North Dakota Century Code, relating to emergency vehicles to be used by the adjutant general and to repeal Sections 37-16-01, 37-16-02, 37-16-03, 37-16-04 and 37-16-06 of the North Dakota Century Code, relating to the duties of the adjutant general to keep a list of burial places of veterans.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 176 of the House Journal, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Stallman
Borstad	Gronhovd	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Poling	Wagner

Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Mr. Speaker
Mountrail	Krenz	Rundle	

Absent and not voting:

Bowman	Duncan	Lang	Solberg
Christensen	Froeschle	Opedahl	Winge

So the bill passed and the title was agreed to.

House Bill No. 595. A Bill for an Act to amend and reenact section 63-03-06 of the North Dakota Century Code, relating to the destruction of weeds and failure of responsible persons to destroy weeds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 67; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Gudajtes	Montplaisir	Shorma
Bergman	Haugen	Myhre	Skaar
Bilden	Hilleboe	Olienyk	Stallman
Bloom	Hoffner	Powers, Barnes	Staven
Borstad	Krenz	Powers, Cass	Tough
Breum	Kvasager	Reimers	Tweten
Collette	Larson	Ruddy	Whittlesey
Elkin	Linderman	Rundle	Mr. Speaker
Gengler	Lundene	Schoenwald	

Those voting in the negative were:

Anderson	Erickson, Ward	Johnson, G. V.	Rustan
Backes	Fossum	Jungroth	Sanstead
Belquist	Frank	Knudsen	Schaffer
Bier	Froeschle	Larsen	Shablow
Boustead	Ganser	Leer	Stenhjem
Bowles	Gietzen	Loerch	Stockman
Brown	Giffey	Meschke	Strand
Bruner	Glaspey	Meyer	Streibel
Burk	Gronhovd	Miller	Unruh
Christensen	Hardmeyer	Mueller	Vogel
Christopher	Harrison	Obie	Wagner
Coles	Hauf	Olafson	Wastvedt
Connolly	Haugland	Olson	Welder
Davis	Hertz	Poling	Wentz
Dick	Hickle	Rieger	Wilkie
Dornacker	Ivesdal	Rivinius	Williamson
Erickson,	Johnson,	Rosendahl	
Mountrail	Barnes		

Absent and not voting:

Bowman	Duncan	Opedahl	Winge
Dahlen	Lang	Solberg	

So the bill was declared lost.

House Bill No. 606. A Bill for an Act to amend and reenact subsection 1 of section 20-03-02 relating to the privilege of hunting without a license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 20; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Jungroth	Sanstead
Anderson	Frank	Knudsen	Schaffer
Backes	Froeschle	Krenz	Schoenwald
Belquist	Ganser	Kvasager	Shablow
Bier	Gengler	Leer	Shorma
Bloom	Gietzen	Linderman	Skaar
Borstad	Giffey	Loerch	Stallman
Boustead	Glaspey	Lundene	Staven
Bowles	Gronhovd	Meschke	Stenhjem
Breum	Gudajtes	Meyer	Stockman
Brown	Hardmeyer	Miller	Strand
Bruner	Harrison	Montplaisir	Streibel
Burk	Hauf	Mueller	Tweten
Christensen	Haugland	Obie	Unruh
Christopher	Hertz	Powers, Cass	Vogel
Coles	Hilleboe	Reimers	Wagner
Collette	Hoffner	Rieger	Wastvedt
Dahlen	Ivesdal	Rivinius	Wentz
Davis	Johnson,	Rosendahl	Wilkie
Erickson,	Barnes	Ruddy	Williamson
Mountrail	Johnson, G. V.	Rustan	Mr. Speaker

Those voting in the negative were:

Bergman	Elkin	Myhre	Powers, Barnes
Bilden	Haugen	Olafson	Rundle
Connolly	Hickle	Olienyk	Tough
Dick	Larsen	Olson	Welder
Dornacker	Larson	Poling	Whittlesey

Absent and not voting:

Bowman	Lang	Solberg	Winge
Duncan	Opedahl		

So the bill passed and the title was agreed to.

House Bill No. 623. A Bill for an Act to amend and reenact subsections 7, 9 and 10 of section 20-03-12 of the 1963 Supplement to the North Dakota Century Code relating to the fees for resident fishing license, nonresident short term fishing license and resident family fishing license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 35; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Linderman	Schoenwald
Anderson	Fossum	Lundene	Shablow
Belquist	Froeschle	Meschke	Shorma
Bilden	Ganser	Meyer	Skaar
Borstad	Gengler	Montplaisir	Stallman
Boustead	Gietzen	Mueller	Staven
Bowles	Glaspey	Obie	Stenhjem
Breum	Gronhovd	Powers, Barnes	Stockman
Bruner	Gudajtes	Powers, Cass	Strand
Burk	Hardmeyer	Reimers	Tough
Christensen	Harrison	Rieger	Tweten
Christopher	Hertz	Rivinius	Unruh
Coles	Hilleboe	Rosendahl	Wastvedt
Collette	Hoffner	Ruddy	Whittlesey
Dahlen	Jungroth	Rustan	Wilkie
Dick	Krenz	Sanstead	Williamson
Dornacker	Leer	Schaffer	Mr. Speaker

Those voting in the negative were:

Backes	Frank	Knudsen	Olson
Bergman	Giffey	Kvasager	Poling
Bier	Hauf	Larsen	Rundle
Bloom	Haugen	Larson	Streibel
Brown	Haugland	Loerch	Vogel
Connolly	Hickle	Miller	Wagner
Davis	Ivesdal	Myhre	Welder
Elkin	Johnson,	Olafson	Wentz
Erickson,	Barnes	Olienyk	
Mountrail	Johnson, G. V.		

Absent and not voting:

Bowman	Lang	Solberg	Winge
Duncan	Opedahl		

So the bill passed and the title was agreed to.

House Bill No. 624. A Bill for an Act to amend and reenact section 20-08-02 of the 1963 Supplement to the North Dakota Century Code relating to the limitations of the governor's power to establish bag limits on upland game and migratory waterfowl; and to declare an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Larson	Rustan
Backes	Froeschle	Leer	Sanstead
Belquist	Ganser	Linderman	Schaffer
Bilden	Gengler	Loerch	Shallow
Bloom	Gietzen	Lundene	Shorma
Borstad	Giffey	Meschke	Skaar
Boustead	Glaspey	Meyer	Solberg
Bowles	Gronhovd	Miller	Stallman
Breum	Hardmeyer	Montolaisir	Staven
Bruner	Harrison	Mueller	Stenhjem
Burk	Hauf	Myhre	Stockman
Christensen	Haugen	Obie	Strand
Christopher	Haugland	Olafson	Streibel
Coles	Hertz	Olienyk	Tweten
Collette	Hickle	Poling	Unruh
Dahlen	Hilleboe	Powers, Barnes	Vogel
Davis	Hoffner	Powers, Cass	Wagner
Dick	Ivesdal	Reimers	Wastvedt
Dornacker	Johnson,	Rieger	Wentz
Erickson,	Barnes	Rivinius	Whittlesey
Mountrail	Jungroth	Rosendahl	Williamson
Erickson, Ward	Krenz	Ruddy	Mr. Speaker

Those voting in the negative were:

Bergman	Elkin	Larsen	Tough
Bier	Gudajtes	Olson	Welder
Brown	Johnson, G. V.	Schoenwald	Wilkie
Connolly	Knudsen		

Absent and not voting:

Bowman	Lang	Opedahl	Winge
Duncan			

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

House Bill No. 625. A Bill for an Act to amend and reenact section 20-04-04 of the North Dakota Century Code relating to the possession limit of game birds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Elkin	Jungroth	Rosendahl	Mr. Speaker
Erickson,	Krenz	Ruddy	
Mountrail			

Those voting in the negative were:

Bergman	Knudsen	Rustan	Welder
Haugen			

Absent and not voting:

Bowman	Lang	Rundle	Winge
Duncan	Opedahl		

So the bill passed and the title was agreed to.

House Bill No. 626. A Bill for an Act to amend and reenact section 20-03-39 of the North Dakota Century Code relating to non-resident short term fishing license.

Which had been read.

The question being on the final passage of the bill, Rep. Breum moved that further consideration of House Bill No. 626 be laid over one legislative day, which motion prevailed.

House Bill No. 643. A Bill for an Act to amend and reenact section 44-04-09 of the North Dakota Century Code, relating to nepotism in state, county, and local government.

Which had been read.

The question being on the final passage of the bill, Rep. Ganser moved that further consideration of House Bill No. 643 be laid over one legislative day, which motion was withdrawn.

ROLL CALL

The question being on the final passage of the bill, No. 643, the roll was called and there were ayes, 16; nays, 88; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Bruner	Hoffner	Solberg
Bergman	Gietzen	Kvasager	Staven
Borstad	Glaspey	Leer	Wilkie
Brown	Hilleboe	Meyer	Tough

Those voting in the negative were:

Anderson	Fossum	Larson	Rustan
Backes	Frank	Linderman	Sanstead
Belquist	Froeschle	Loerch	Schaffer
Bier	Ganser	Lundene	Schoenwald
Bilden	Gengler	Meschke	Shablow
Bloom	Giffey	Miller	Shorma
Boustead	Gronhovd	Montplaisir	Skaar
Bowles	Gudajtes	Mueller	Stallman
Breum	Hardmeyer	Myhre	Stenhjem
Burk	Harrison	Obie	Stockman
Christensen	Hauf	Olafson	Strand
Christopher	Haugen	Olienyk	Streibel
Coles	Haugland	Olson	Tweten
Collette	Hertz	Poling	Unruh
Connolly	Hickle	Powers, Barnes	Vogel
Dahlen	Ivesdal	Powers, Cass	Wagner
Davis	Johnson,	Reimers	Wastvedt
Dick	Barnes	Rieger	Welder
Dornacker	Johnson, G. V.	Rivinius	Wentz
Elkin	Jungroth	Rosendahl	Whittlesey
Erickson,	Knudsen	Ruddy	Williamson
Mountrail	Krenz	Rundle	Mr. Speaker
Erickson, Ward	Larsen		

Absent and not voting:

Bowman	Lang	Opedahl	Winge
Duncan			

So the bill was declared lost.

House Bill No. 582. A Bill for an Act to amend and reenact sections 43-09-01, 43-09-02, 43-09-05, 43-09-11, and 43-09-22 of the North Dakota Century Code, relating to the state electrical board and the licensing of electricians.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 189, House Journal, the roll was called and there were ayes, 48; nays, 55; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Jungroth	Rustan
Anderson	Frank	Knudsen	Sanstead
Bier	Froeschle	Krenz	Schoenwald
Boustead	Ganser	Linderman	Staven
Brown	Gengler	Loerch	Stenhjem
Bruner	Giffey	Meschke	Tough
Christensen	Gudajtes	Obie	Tweten
Coles	Harrison	Olienyk	Unruh
Collette	Hauf	Poling	Wagner
Dahlen	Haugland	Powers, Cass	Wastvedt
Dornacker	Hertz	Reimers	Wentz
Erickson, Ward	Hilleboe	Ruddy	Williamson

Those voting in the negative were:

Backes	Erickson,	Larson	Schaffer
Belquist	Mountrail	Leer	Shablow
Bergman	Gietzen	Lundene	Shorma
Bilden	Glaspay	Meyer	Skaar
Bloom	Gronhovd	Miller	Solberg
Borstad	Hardmeyer	Mueller	Stallman
Bowles	Haugen	Myhre	Stockman
Breum	Hickle	Olafson	Strand
Burk	Hoffner	Olson	Streibel
Christopher	Ivesdal	Powers, Barnes	Vogel

Connolly	Johnson,	Rieger	Welder
Davis	Barnes	Rivinius	Whittlesey
Dick	Johnson, G. V.	Rosendahl	Wilkie
Elkin	Kvasager	Rundle	Mr. Speaker
	Larsen		

Absent and not voting:

Bowman	Lang	Opedahl	Winge
Duncan	Montplaisir		

So the bill was declared lost.

House Bill No. 539. A Bill for an Act relating to the reporting of physical injury and neglect to children by physicians and other persons, providing immunity from liability, and presentation of privileged communication.

Which had been read.

The question being on the final passage of the bill, as amended, page 199, House Journal, Rep. Poling moved that House Bill No. 539 be laid over one legislative day, which motion prevailed.

House Bill No. 556. A Bill for an Act to amend and reenact section 43-06-08, subsection 3 of section 43-06-09, sections 43-06-11 and 43-06-13 of the North Dakota Century Code, relating to chiropractic license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 201, House Journal, the roll was called and there were ayes, 61; nays, 42; absent and not voting, 6.

Those voting in the affirmative were:

Backes	Froeschle	Kvasager	Rustan
Belquist	Ganser	Larsen	Sanstead
Bloom	Gengler	Larson	Schoenwald
Borstad	Gietzen	Linderman	Shablow
Breum	Giffey	Lundene	Shorma
Burk	Gronhovd	Meschke	Skaar
Christensen	Gudajtes	Montplaisir	Solberg
Christopher	Harrison	Myhre	Stallman
Collette	Hauf	Obie	Staven
Dahlen	Haugen	Olafson	Stockman
Davis	Haugland	Olson	Tweten
Erickson,	Hickle	Poling	Unruh
Mountrail	Hoffner	Powers, Barnes	Wilkie
Erickson, Ward	Ivesdal	Powers, Cass	Williamson
Fossum	Johnson,	Rieger	Mr. Speaker
Frank	Barnes	Rosendahl	

Those voting in the negative were:

Aamoth	Dick	Leer	Schaffer
Anderson	Dornacker	Loerch	Strand
Bergman	Elkin	Meyer	Streibel
Bier	Glaspey	Miller	Tough
Bilden	Hardmeyer	Mueller	Vogel
Boustead	Hertz	Olienyk	Wagner
Bowles	Hilleboe	Reimers	Wastvedt
Brown	Johnson, G. V.	Rivinius	Welder
Bruner	Jungroth	Ruddy	Wentz
Coles	Knudsen	Rundle	Whittlesey
Connolly	Krenz		

Absent and not voting:

Bowman	Lang	Stenhjem	Winge
Duncan	Opedahl		

So the bill passed and the title was agreed to.

House Bill No. 596. A Bill for an Act to amend and reenact section 23-23-02 of the 1963 Supplement to the North Dakota Century Code, relating to cancer cures.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 201, House Journal, the roll was called and there were ayes, 103; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Solberg
Boustead	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stenhjem
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel
Christensen	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Poling	Vogel
Connolly	Hoffner	Powers, Barne	Wagner
Dahlen	Ivesdal	Powers, Cass	Wastvedt
Davis	Johnson,	Reimers	Welder
Dick	Barnes	Rieger	Wentz
Dornacker	Johnson, G. V.	Rivinius	Whittlesey
Elkin	Jungroth	Rosendahl	Wilkie
Erickson,	Knudsen	Ruddy	Williamson
Mountrail	Krenz	Rundle	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Bergman

Absent and not voting:

Bowman	Lang	Opedahl	Winge
Duncan			

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 26, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 69

Senate Bill No. 75

Senate Bill No. 76

Senate Bill No. 88

Senate Bill No. 89

Senate Bill No. 90

Senate Bill No. 94

Senate Bill No. 96

Senate Concurrent Resolution "F"

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

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House be on the twelfth order of business and at the conclusion of that order, be recessed until 1:00 p.m., January 27, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 53. A Bill for an Act to amend and re-enact sections 15-19-01, 15-19-02, 15-19-03, 15-19-04, 15-19-06, and 15-19-07 of the North Dakota Century Code, providing that the state high school correspondence program shall be known as the division of supervised correspondence study, relating to curriculum, administration, enrollment procedure, and budget preparation of the division of supervised correspondence study, and repealing section 15-19-05 of the North Dakota Century Code, relating to adult classes established under the correspondence school program.

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

Senate Bill No. 58. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, as set forth in the 1963 Supplement to Volume 5 relating to annual licenses to practice law — requirement — issuance — fees.

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

Senate Bill No. 59. A Bill for an Act to amend and reenact section 27-12-02 of the North Dakota Century Code relating to membership of Bar Association.

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

Senate Bill No. 65. A Bill for an Act to provide for condominium ownership of real property.

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

Senate Bill No. 66. A Bill for an Act to amend and reenact section 32-09-02 of the North Dakota Century Code, relating to certain amounts of wages exempt from garnishment.

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

Senate Bill No. 73. A Bill for an Act to amend and reenact section 16-04-15.1 of the North Dakota Century Code, relating to the form of the consolidated primary election ballot.

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

Senate Bill No. 100. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code relating to the arrangement of names on ballots and voting machines.

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

And the House stood recessed, pursuant to the motion of Rep. Giffey, until 1:00 p.m., January 27, 1965.

DONNELL HAUGEN, Chief Clerk

TWENTY-SECOND DAY AFTER RECESS AND
TWENTY-THIRD DAY

Bismarck, January 27, 1965

The House convened at 1:00 p.m., pursuant to motion of Rep. Giffey.

Speaker Link announced that the House would be at ease to receive the North Dakota Legion Band and for the program.

Speaker Link introduced Lt. Gov. Tighe.

Rep. Stallman moved that the presiding officer appoint a committee of four to escort Mr. Jack Williams to the rostrum, which motion prevailed and Senators Kautzmann and Lashkowitz, and Reps. Olienyk and Stallman were appointed as such committee by the Lt. Governor.

Senator Torgerson: "Hon. Gov. Wm. Guy, Lt. Gov. Tighe, Speaker Link, Members of the Legislature, Fellow Legionnaires, and Friends. This is Jack Williams Day. I am proud and honored to take part in our program honoring our good and true friend, Jack Williams, Adjutant of the North Dakota Department of the American Legion.

We have with us today, the famous North Dakota American Legion Band, and now will be favored with a number by them."

Number by the band.

At this time it gives me great pleasure to introduce former State Representative Donald Loder, a member of the North Dakota American Legion Band — Donald Loder.

Rep. Loder: "Thank you. Governor Guy, Platform Guests, Members of the Legislature, Ladies and Gentlemen. "As you probably all know, the Legion Band is happy to perform before the state legislature. We appeared here two years ago.

"The Legion Band was organized in 1921. We are happy to have two of the original members still with the band — our director Ed (Shave) Green, and Rudy Hoefs, who plays baritone.

"We are happy to be here to honor our State Adjutant, who has always been a friend of the band and worked for us, always helping to get us to the national convention. And we are sure he is going to be working with us in the future."

Senator Torgerson: "I am honored to introduce Senator Edwin Becker, and American Legion member."

Senator Becker: "Lt. Governor Tighe, Speaker Link, Honored Guest Jack Williams, Senator Torgerson, Legion Band Members, Fellow Legislators and Friends of Jack Williams. I am honored to have been asked to participate in this program honoring our good friend Jack Williams.

I have learned to know and cherish the friendship of this man who is honored and respected by thousands of Veterans, Legionnaires and their families, not only in North Dakota, but in all areas of the United States.

Jack Williams, we are honoring you today because we want you to know that we forever appreciate the uncountable good deeds you have performed for those of us who belong to the American Legion and for all Veterans and their families.

We today note with enthusiasm and sincerity the fact that you have been Department Adjutant of the North Dakota Department of the American Legion during the entire history of the Department, and in that capacity, you have been a prime builder of the Great American Legion we have in North Dakota today.

You are the only Department Adjutant in the entire National organization who has been active in that position continuously since 1919.

You have worked untiringly in the establishment and growth of Veterans Hospitalization in North Dakota and have constantly strived for the continued improvement of Veterans benefits and services. You are one of the pioneers in developing the American Legion Baseball program throughout the nation which has grown to include more than 16,000 teams a year.

This year we are especially proud because the anniversary of the birth of this outstanding American Legion Baseball Program will be celebrated with the National finals in the Dakotas.

The 1953 session of the North Dakota legislature, in an unprecedented action, expressed its gratitude and appreciation to you for your many years of service in this great American cause.

Jack Williams, the prayers and best wishes of all the thousands of your friends are with you today, more than they have been at any time in your long career of service to a cause we all believe in. **May God Bless You and give you the health and continued wisdom to remain the faithful servant we have learned to know and to love.**"

Senator Torgerson: "I have known Jack Williams for a long time and having had the privilege of serving as Department Commander of the North Dakota American Legion, I have learned to know Mr. Williams well. And when I served in this capacity, I really found out why Jack Williams has earned the title 'Mr. American Legion.' He has proved to be an outstanding person who has always had this philosophy—'What can I do for my fellowmen?' **JACK, WILL YOU PLEASE COME FORWARD.**

On behalf of the 39th Legislative Assembly, it is indeed an honor and a pleasure for me to present you with this plaque, a token of our appreciation to a great American — and this is the inscription on the plaque: To Jack Williams from the Legislative Assembly of the State of North Dakota in recognition of a lifetime of service to his State, Nation and Fellowmen, and given with respect and esteem of the Legislative Assembly — 1965."

Number by the band.

Senator Torgerson: "I wish to thank former State Representative Donald Loder, Senator Edwin Becker, the Members of the American Legion Band, Bill Sweeney, Manager, Shave Green, Director, and everyone who helped to make this program possible.

And now I ask Lieutenant Governor Tighe to take over."

Rep. Stallman moved that the remarks of Jack Williams and Donald Loder be printed in the House Journal, which motion prevailed.

Jack Williams: "Governor Guy, Lt. Governor Tighe, Speaker Link, Members of the 39th Legislative Assembly, and my Fellow Americans. Under ordinary circumstances I could make a speech on anything at any time.

"I never was more happy nor more surprised than I am at this moment, but I would like to say to all of you that I first came to a legislative session in 1919 — a special session.

"It has been my good fortune to have attended all of them since then. In 1962 I was a little late in getting here as I had a heart attack but I made it so my record is complete.

"And now I would like to say to the members of this legislature and to the citizens of Bismarck and North Dakota, that I have seen many men and women serve in the House and Senate — many fine people — devoted people — working for their honest beliefs, who had the courage of their convictions. Many of them have passed on. And never in my memory, and I had personal associations with all of them when I used to stay out here for all 60 days of the session — never have I found one whose word was not good; who was not honorable and not trying to do what he thought in his own mind, was best for the State of North Dakota. And that includes the various Governors that I have had the pleasure of knowing, and working with — that goes way back to Governor Lynn Frazier. They have all been honorable men and women who tried hard, and willingly, to represent their state. They were conscientious and helped to make our state a better place to live.

"Now, Ladies and Gentlemen, I don't wish to take up any more of your time.

"How could anyone be happier than I am at this moment to have on the platform, Governor Guy, Lt. Governor Tighe, Speaker Link, and Members from the House and Senate, and to say how much I appreciate this plaque given to me and to say "Thank you" from the bottom of my heart."

Rep. Hertz moved that the joint session be adjourned, which motion prevailed.

The House was called to order by Speaker Link.

Rep. Giffey moved that the Senate be asked to return House Bill No. 602 which was erroneously messaged over, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 27, 1965

Mr. President: I have the honor to request the return of:
House Bill No. 602

Which the House has messaged to the Senate in error.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

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

House Bill No. 543

House Bill No. 627

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 550 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKUS, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Miller, Streibel and Giffey introduced:

House Concurrent Resolution "N". A concurrent resolution relating to the disclosure of personal financial interest in legislation by members of the legislative assembly.

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

Rep. Winge: "Speaker Link: I received an invitation from the Grain Dealers Association to attend their annual convention in Fargo yesterday.

"Upon consultation with our Speaker we made arrangements to take the Highway Department plane down because of the number of experts there. Such a panel never could have been at a committee meeting of the legislature so we decided it was best to go and see what they had to say as their main theme was transportation.

"These were the men we had on the panel.

9:10 a.m. — Panel — "A LOOK AT AREA TRANSPORTATION"

MODERATOR: Herbert W. Herbison, Extension Marketing Economist, NDSU

PANEL MEMBERS:

Russell Dudley, Chairman, Transportation Comm., Minneapolis Grain Exchange, Minneapolis

John Agrey, Traffic Director, Public Service Commission, Bismarck

John Finsness, Commerce Counsel, Chamber of Commerce, Fargo

Ernest Hanson, Traffic Director, Chamber of Commerce, Grand Forks

Fritz Ottem, President, National Malting Barley Association, Osnabrock

2:10 p.m. — Panel — "TRANSPORTATION PERSPECTIVES"

MODERATOR: Dr. Fred Taylor, Professor and Chairman, Agricultural Economics, NDSU

PANEL MEMBERS:

Vince Brown, Vice President, Great Northern Railroad, St. Paul Minnesota

Edward L. Boisseree, Hearing Examiner, Bureau of Rates and Practices, ICC, Washington, D. C.

Clifford Pulvermacher, Director of Sales and Purchases, ASCS, USDA, Washington, D. C.

Edgar Freimuth, Assistant Port Director, Seaway Port Authority, Duluth

"I am certain the information given by these on the panel was desired by every one and I want to thank the Highway Department for the use of the plane and to thank you for letting us go and take part. This will be something that can be used by us on the Transportation Committee for sometime."

Rep. Duncan: "Mr. Speaker: I, too, would like to thank you for being excused yesterday so that I could go to the meeting of the North Dakota Grain Dealers Association meeting in Fargo. The theme of the meeting was transportation and freight rates.

"Freight rates are very pertinent to the farmers and to every citizen in the State of North Dakota as this is a producing state and an exporting state so freight rates are very, very important to us. Some work has been done with the railroads on a reduced export rate on wheat to the West coast. The freight rate was \$1.34 per 100 pounds to Portland, Oregon and other Northwest coast ports. Some of the railroads have reduced the rate to 95¢, which is an export rate, as

our wheat moves into the export market. We are now asking for an export rate of 75¢ so that we can compete in the foreign markets, for instance, Japan. We feel that this way we could compete with Canada for this market and also the Southern states, for instance, Kansas, which already has a reduced export rate.

"I would like to say that North Dakota's spring wheat and durum is of the highest quality and is in demand in this foreign market if we could get an export rate that would allow us to compete in this market. It is very important to the economy of North Dakota and I would urge this 39th legislature to go on record as recommending this export freight rate for North Dakota wheat and durum."

Rep. Stockman moved the remarks of James Leahy be printed in the House Journal, which motion prevailed.

Dear Otto:

I read in the Forum
Your latest poem,
It made me homesick
To want to come home.

There is lots of news
From Bismarck, I see
And the problems are about
The same as in '63.

The Colleges need more money
And the Judges do too,
But the home folks want to pay less
When their taxes are due.

Streibel has invited the Governor
To a G.O.P. Caucus
I suppose some of the Republicans
Are raising a ruckus.

The Republicans are asking the people
What taxes they like to pay.
But that won't make much difference
Unless McCarney gets his way.

Stallman wants to get Reapportionment
A rolling,
And there are lots of different plans
But I haven't seen one by Poling.

We need a separate Labor Department,
Don Hertz will say.
I bet Aamoth's vote
Will be "nay".

The voters will be registered
If Brown has his way,
And Powers says the women
Need equal pay.

San Diego's weather is sunny
Warm and clear.
I see North Dakota is an
Icebox this year.

There will be no more poems
Says Otto Hauf,
And this will be the only one
From Jim Leahy, the College Prof.

Even with Link at the helm
 And Giffey in control,
 I'd like to be back
 To answer the roll.

Sincerely,

JAMES E. LEAHY
 Assistant Professor
 School of Law
 California Western University
 San Diego, California

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-THIRD DAY

Bismarck, January 27, 1965

The House convened at 2:00 p.m., with Speaker Link presiding. Prayer was offered by Rev. Joseph Hylden of St. Joseph's Catholic Church of Grafton, N. Dak.

Roll Call: All members present.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 21st day after recess and 22nd day and recommend that the same be corrected as follows:

Page 240, correct spelling of "division" on line 10.

And when so corrected recommend that the same be approved.

REP. OPEDAHN, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 551 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 555 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

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

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 562 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title, after the numeral "27-05-03" insert the words "and subsection 3 of section 27-17-01"

In the second line of the title after the word "salaries" insert a comma and the word "retirement" and a comma

In line seven delete the word "sixteen" and insert in lieu thereof the word "fourteen"

Following line 12 insert the following language:

"SECTION 2. AMENDMENT.) Subsection 3 of section 27-17-01

of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. The amount of judicial retirement salary payable to a retired judge under subsection 1 of this section shall be equal to fifty percent of the annual salary (((payable from time to time to judges of the classification))) the retired judge last had prior to making his application for judicial retirement salary (((, but in no event shall his judicial retirement salary be computed upon a judicial salary less than the one he last received while in office))).”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 562 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 563 has had the same under consideration and recommends that the same be amended as follows:

On line six delete the word “eighteen” and insert the word “sixteen” in lieu thereof

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 563 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 568 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 578 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the bill delete the word “section” and insert the words “sections 15-27-06 and” in lieu thereof.

After the colon appearing after “NORTH DAKOTA” in the enacting clause and between line one of the original bill, insert the following language:

“(SECTION 1. AMENDMENT.) Section 15-27-06 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

“LIMITATIONS ON POWER TO DETACH AND ATTACH TERRITORY. — No territory shall be detached from one school district for annexation to another school district if the part of the original district remaining after the proposed annexation would have (((an))) a net assessed valuation as defined in section 57-02-01 (7) of less than one hundred thousand dollars, if one teacher is employed, or less than one hundred twenty-five thousand dollars for each teacher employed in the remaining territory if the remaining territory has a graded school with two or more teachers.”

In line one after the word “section” delete the figure “1.” and insert in lieu thereof the figure “2.”

In line nine of the original bill between "a" and the word "taxable" insert the word "net"; strike the brackets around the word "assessed" and after the word "valuation" insert the following language: "as defined in section 57-02-01 (7)"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 578 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 590 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted.

Rep. Harrison moved a substitute motion that House Bill No. 590 be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Lundene that the report of the committee be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 592 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 621 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 622 has had the same under consideration and recommends that the same be amended as follows:

Delete all of line 3.

In line 10 delete the words "twenty-four" and insert in lieu thereof the following: "seventy-two"

In line 10, after the word "hours" insert the following language:

"the ownership of which cannot be determined after reasonable effort has been made to do so,"

In line 10, after the word "may" insert the following language:

"be removed from the right of way and stored at the nearest site available for thirty days and if it is not claimed by the owner during such period, and the cost of removal and storage paid, it"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 622 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 631 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 634 has had the same under consideration and recommends that the same be amended as follows:

In line 25 after the word "approval" insert a semicolon and delete the triple parentheses after the word "before"

In line 26 delete the word "after"; delete the triple parentheses before the word "any"; delete the triple parentheses after the word "hearings"; delete the words "a hearing"; delete the triple parentheses before and after the word "are"; and delete the word "is"

In line 27 delete the triple parentheses before the word "before" and after the word "final", and delete the word "after"

In line 28 delete the word "county"

In line 29 delete the words "for approval"

In line 30 insert triple parentheses following the comma and insert the following new language:

"1. After a hearing on petitions is held by the county committee, or

2. After action is taken by the county committee in cases where no petition is required, or

3. For approval before proposals are submitted to the vote of the electors,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 634 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 638 has had the same under consideration and recommends that the same be amended as follows:

In line 55 insert triple brackets before and after the word treasurer and insert in lieu thereof the words tax commissioner

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 638 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 670 has had the same under consideration and recommends that the same be amended as follows:

In line six delete the word "monthly" and insert the word "weekly" in lieu thereof

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Wentz moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 670 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: The majority of your Committee on Political Subdivisions to whom was referred House Bill No. 677 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the words Six thousand and insert in lieu thereof the words "Five thousand four hundred"

In line 12 delete the words Six thousand six and insert in lieu thereof the words "Five thousand seven"

In line 15 delete the words "and fifty"

In line 19 delete the words seven thousand four and insert in lieu thereof the words "six thousand five"

In line 28 delete the word eight and insert in lieu thereof the word "seven"

And renumber the lines accordingly.

Rep. Meyer
Rep. Bergman
Rep. Erickson, Mountrail
Rep. Dahlen
Rep. Schoenwald
Rep. Staven
Rep. Stenhjem
Rep. Ruddy
Rep. Bilden
Rep. Hilleboe
Rep. Stockman
Rep. Ganser
Rep. Lang
Rep. Johnson, Slope
Rep. Fossum
Rep. Tweten

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Mr. Speaker: The minority of your Committee on Political Subdivisions to whom was referred House Bill No. 677 has had the same under consideration and recommends that the same be amended as follows:

On line 9, delete the triple parentheses and the underscored language

On line 12, delete the triple parentheses and the underscored language

On line 13, delete the underscored language

On line 15, delete the triple parentheses and the underscored language

On line 18, delete the triple parentheses

On line 19, delete the triple parentheses and the underscored language

On line 27, delete the triple parentheses

On line 28, delete the underscored language

Immediately following line 42, insert the following language:

"Provided that the board of county commissioners of any county may by resolution increase the salaries of county officials provided for in this section by an amount of not to exceed ten percent of the amount herein provided."

Rep. Reiger
Rep. Breum
Rep. Borstad
Rep. Christopher

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report of the Majority be adopted.

Rep. Borstad moved a substitute motion that the report of the minority on House Bill 677 be substituted for the report of the majority.

Rep. Winge moved a substitute motion that House Bill No. 677 be returned to the Committee on Political Subdivisions, which motion lost.

Rep. Poling asked to be excused from voting because of personal interest.

Rep. Brown moved Rep. Poling be allowed to vote which motion prevailed.

The question was now on the motion of Rep. Borstad that the report of the Minority be adopted, which motion lost on a division vote — 40 ayes, 66 nays, 3 absent and not voting.

The question was now on the motion of Rep. Tweten that the report of the Majority be adopted, which motion prevailed.

Rep. Dornacker moved that House Bill No. 677 be returned to the Committee on Political Subdivisions, which motion prevailed on a division vote, 60 ayes; 48 nays; 1 absent and not voting.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 685 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Johnson of Slope moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 27, 1965

Mr. President: I have the honor to transmit:

House Bill No. 526

House Bill No. 528

House Bill No. 556

House Bill No. 576

House Bill No. 596

House Bill No. 601

House Bill No. 606

House Bill No. 614

House Bill No. 623

House Bill No. 624

House Bill No. 625

House Bill No. 630

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

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 27, 1965

Mr. Speaker: I have the honor to return House Bill No. 602 which the House has requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, January 27, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 580

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, January 27, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 118

Senate Bill No. 119

Senate Bill No. 121

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

GERALD L. STAIR, Secretary

**SECOND READING OF A HOUSE BILL
AND A HOUSE CONCURRENT RESOLUTION**

House Bill No. 706. A Bill for an Act to amend and reenact section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

Which had been read.

The question being on the final passage of the bill, Rep. Glaspey moved that House Bill No. 706 be returned to the Committee on State and Federal Government, which motion prevailed.

House Concurrent Resolution "I". A concurrent resolution urging the construction of a sidewalk from the north side of the state capitol building to Divide Avenue.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 26; nays, 82; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Davis	Knudsen	Stockman
Bilden	Dornacker	Lang	Streibel
Boustead	Fossum	Olienyk	Wagner
Bowman	Frank	Reimers	Wastvedt
Brown	Ganser	Rundle	Welder
Coles	Hickle	Schaffer	Whittlesey
Connolly	Hilleboe		

Those voting in the negative were:

Anderson	Froeschle	Larson	Ruddy
Backes	Gengler	Leer	Rustan
Belquist	Gietzen	Linderman	Sanstead
Bergman	Giffey	Loerch	Schoenwald
Bier	Glaspey	Lundene	Shablow
Bloom	Gronhovd	Meschke	Shorma
Borstad	Gudajtes	Meyer	Skaar
Bowles	Hardmeyer	Miller	Solberg
Breum	Harrison	Montplaisir	Stallman
Bruner	Hauf	Mueller	Staven
Burk	Haugen	Myhre	Stenhjem
Christensen	Haugland	Obie	Strand
Christopher	Hertz	Olafson	Tough
Collette	Hoffner	Olson	Tweten
Dahlen	Ivesdal	Opedahl	Unruh
Dick	Johnson,	Poling	Vogel
Duncan	Barnes	Powers, Barnes	Wentz
Elkin	Johnson, G. V.	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Krenz	Rivinius	Winge
Erickson, Ward	Kvasager	Rosendahl	Mr. Speaker

Absent and not voting:

Larsen

So the resolution was declared lost.

Rep. Giffey moved that the House be on the twelfth order of business and upon the completion thereof, recess until 1:00 p.m., January 28, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS AND A RESOLUTION

Senate Bill No. 69. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

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

Senate Bill No. 75. A Bill for an Act to amend and reenact section 36-01-04 of the North Dakota Century Code relating to compensation and expenses of members of the livestock sanitary board.

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

Senate Bill No. 76. A Bill for an Act to amend and reenact section 61-01-22 of the North Dakota Century Code, relating to permits to drain waters from certain ponds, sloughs, or lakes.

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

Senate Bill No. 88. A Bill for an Act to repeal section 12-22-13 of the North Dakota Century Code, relating to Negro Man and White Woman Or White Man and Negro Woman Occupying Same Room.

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

Senate Bill No. 89. A Bill for an Act authorizing the board of trustees of the North Dakota soldiers' home or the commandant of said home to accept or receive donations, gifts or bequests and use same for the specific purpose for which they were made.

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

Senate Bill No. 90. A Bill for an Act amending and reenacting section 37-15-07 of the 1963 Supplement to the North Dakota Century Code relating to the appointment, qualifications and salary of the commandant of the soldiers' home.

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

Senate Bill No. 94. A Bill for an Act to create and enact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code relating to the definition of authorized emergency vehicles.

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

Senate Bill No. 96. A Bill for an Act to amend and reenact subsection 3 of section 39-10-44 of the 1963 Supplement to the North Dakota Century Code relating to uniform traffic control devices and declaring an emergency.

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

Senate Concurrent Resolution "F". A concurrent resolution requesting the Congress of the United States to give favorable consideration to possible means of granting financial assistance to

state and local governments for use in the field of elementary and high school education by returning to each state a portion of its federal income tax.

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

And the House stood recessed, until 1:00 p.m., January 28, 1965, pursuant to motion of Rep. Giffey.

DONNELL HAUGEN, Chief Clerk

TWENTY-THIRD DAY AFTER RECESS
AND TWENTY-FOURTH DAY

Bismarck, January 28, 1965

The House reconvened at 1:00 p.m., pursuant to motion of Rep. Giffey.

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

The Chief Clerk read letters from Senator Quentin Burdick and Senator Rolland Redlin regarding House Concurrent Resolution "A" concerning Garrison Diversion.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 604 has had the same under consideration and recommends that the same be amended as follows:

In line 58 after the word travel add the following words and substance

In line 61 after the word committee, add the following language
All other expenses including travel incurred by district supervisors while transacting district business and not specifically authorized by the state soil conservation committee shall be paid from district funds.

In line 79 after the word "supervisors" delete "shall pay all liabilities"

In line 80 after the word "district" delete the word "and"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

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

Speaker Link announced that the amendments to House Bill No. 604 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 629 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: The Majority of the Committee on Finance and Taxation to whom was referred House Bill No. 637 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Shablow
Rep. Wilkie

Rep. Christensen
 Rep. Lundene
 Rep. Myhre
 Rep. Kvasager
 Rep. Ivesdahl
 Rep. Harrison
 Rep. Meschke
 Rep. Bruner
 Rep. Strand
 Rep. Whittlesey
 Rep. Backes

REP. BACKES, Chairman

Mr. Speaker: The Minority of the Committee on Finance and Taxation to whom was referred House Bill No. 637 has had the same under consideration and recommends that the same do pass.

Rep. Boustead
 Rep. Davis
 Rep. Knudsen
 Rep. Powers (Barnes)
 Rep. Dornacker
 Rep. Miller

REP. BACKES, Chairman

Rep. Harrison moved that the report of the majority of the Committee on Finance and Taxation be adopted.

Rep. Dornacker moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost on a division vote: ayes, 38; nays, 68; absent and not voting, 3.

The question was now on the original motion of Rep. Harrison that the report of the majority be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 648 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Fossum moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 659 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted.

Rep. Poling moved a substitute motion that House Bill No. 659 be placed on the calendar, which motion did not receive a second.

The question now was on the motion of Rep. Larsen, which prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 673 has had the same under consideration and recommends that the same be amended as follows:

Delete all of the underlined section commencing with the word "in" at line 20 and ending with a period after "owners" at line 25 and insert in lieu thereof the following:

In the case of joint bank or savings accounts, or joint building and loan or savings and loan association share or savings accounts, the amount of assets required to be retained under this provision need in no event exceed an amount equal to the total amount of the deposit or shares divided by the number of joint owners. Such bank or building and loan or savings and loan association may and shall, upon demand, pay the remainder of such account or shares to the surviving joint owners and shall thereafter be absolved of

any liability to the state for any amount so paid or any tax assessed under this chapter in excess of the amount required to be retained.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Rep. Link announced that the amendments to House Bill No. 673 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 718 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 719 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "F" has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Olson introduced:

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

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

SECOND READING OF HOUSE BILLS

House Bill No. 644. A Bill for an Act to amend and reenact section 15-47-35 of the North Dakota Century Code, relating to the number of days of permissible absence annually due to sickness that shall be provided in the employment contract of any teacher.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Backes	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven

Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Tweten
Christopher	Hickle	Olson	Unruh
Coles	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Wilkie
Dick	Johnson, G. V.	Rieger	Williamson
Dornacker	Jungroth	Rivinius	Winge
Duncan	Knudsen	Rosendahl	Mr. Speaker
Elkin	Krenz	Ruddy	

Those voting in the negative were:

Froeschle Haugen Whittlesey

Absent and not voting:

Welder

So the bill passed and the title was agreed to.

House Bill No. 660. A Bill for an Act to make a portion of excise taxes on aviation gasoline and Jet motor fuel used by aircraft not refundable and provide for distribution of the proceeds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Lang	Rustan
Backes	Froeschle	Larson	Sanstead
Belquist	Ganser	Leer	Schaffer
Bloom	Gengler	Linderman	Schoenwald
Borstad	Gietzen	Loerch	Shablow
Boustead	Giffey	Lundene	Shorma
Bowles	Glaspay	Meschke	Skaar
Bowman	Gronhovd	Meyer	Solberg
Breum	Gudajtes	Miller	Staven
Brown	Hardmeyer	Mueller	Stenhjem
Bruner	Harrison	Myhre	Stockman
Burk	Hauf	Obie	Strand
Christensen	Haugland	Olafson	Streibel
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Wilkie
Elkin	Johnson, G. V.	Rieger	Williamson
Erickson,	Jungroth	Rivinius	Winge
Mountrail	Knudsen	Rosendahl	Mr. Speaker
Erickson, Ward	Krenz	Ruddy	

Those voting in the negative were:

Bergman Duncan Montplaisir Tough
Bier Haugen Stallman Whittlesey
Bilden Larsen

Absent and not voting:

Dick Welder

So the bill passed and the title was agreed to.

House Bill No. 543. A Bill for an Act to amend and reenact section 15-10-19 of the 1963 Supplement to the North Dakota Century Code, defining the term "nonresident" for the purposes of tuition at state institutions of higher education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 231, House Journal, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gronhoyd	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Brown	Haugen	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Burk	Hertz	Olienyk	Tweten
Christensen	Hickle	Olson	Unruh
Christopher	Hilleboe	Opedahl	Vogel
Coles	Hoffner	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Whittlesey
Dick	Johnson, G. V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager	Rundle	

Absent and not voting:

Connolly	Erickson,	Welder
	Mountrail	

So the bill passed and the title was agreed to.

House Bill No. 627. A Bill for an Act to amend and reenact section 20-12-01 of the North Dakota Century Code relating to the taking of frogs and to repeal sections 20-12-02, 20-12-03, 20-12-04, 20-12-05, 20-12-06, 20-12-07, 20-12-08, 20-12-09 and 20-12-10, North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 232, House Journal, the roll was called and there were: ayes, 99; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Meschke	Skaar
Borstad	Giffey	Meyer	Solberg
Boustead	Glaspey	Miller	Stallman.

Bowles	Gronhovd	Montplaisir	Staven
Bowman	Gudajtes	Mueller	Stenhjem
Breum	Hardmeyer	Myhre	Stockman
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Reimers	Whittlesey
Davis	Johnson, G. V.	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail			

Those voting in the negative were:

Backes	Haugen	Larsen	Rundle
Dornacker	Hilleboe	Lundene	Wastvedt

Absent and not voting:

Duncan	Welder
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So the bill passed and the title was agreed to.

Rep. Aamoth moved that the vote by which House Bill No. 627 was passed be reconsidered and the motion to reconsider be laid on on the table:

Which motion lost.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-FOURTH DAY

Bismarck, January 28, 1965

The House convened at 2:00 p.m., with Speaker Link presiding. Prayer was offered by Rev. Magnus Lutness of the Trinity Lutheran Church of Bismarck, N. D.

Roll call: All members present.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the twenty-second day after recess and the twenty-third day and recommend that the Permanent Journal show the name "Boustead" be stricken as a sponsor of House Bill No. 933, page 227 of the House Journal and "Borstad" be inserted in lieu thereof.

And when so corrected, recommend that the same be approved.

REP. OPEDAHL, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the amendments to House Bill No. 562 as recommended by the Committee on State and Federal Government, page 260 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 563 as recommended by the Committee on State and Federal Government, page 261 of the House Journal, be adopted.

Rep. Brown moved a substitute motion that House Bill No. 563 be returned to the Committee on State and Federal Government for correction, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 578 as recommended by the Committee on Education, page 261 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 622 as recommended by the Committee on Transportation, page 262 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 634 as recommended by the Committee on Education, page 263 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 638 as recommended by the Committee on Finance and Taxation, page 263 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 670 as recommended by the Committee on State and Federal Government, page 263 of the House Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 508 has had the same under consideration and recommends that the same be amended as follows:

In Line 8 of the bill, delete the sum \$876,150.00 and, in lieu thereof, insert the sum \$901,150.00

Add a new Line 15a, "Special Assessments — City of Bismarck" and the sum \$4,222.81

Line 16, delete the sum \$1,518,400.00 and, in lieu thereof, insert the sum \$1,547,622.81

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 508 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 509 has had the same under consideration and recommends that the same be amended as follows:

In Line 2 of the bill after the words "sum of", delete the sum of \$443,350.00 and, in lieu thereof, insert the sum of \$393,350.00

Line 9, delete the sum \$405,000.00 and, in lieu thereof, insert the sum of \$355,000.00

Line 10, delete the sum \$443,350.00 and, in lieu thereof, insert the sum \$393,350.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 509 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 510 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 517 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 524 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 597 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Whittlesey moved that the report be adopted, which motion lost.

Rep. Whittlesey moved that House Bill No. 597 be placed on the calendar.

Rep. Streibel moved a substitute motion that House Bill No. 597 be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 600 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Larsen (Grand Forks) moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 748 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 28, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 40
Senate Bill No. 91
Senate Bill No. 92
Senate Bill No. 99
Senate Bill No. 108
Senate Bill No. 113

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

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 539. A Bill for an Act relating to the reporting of physical injury and neglect to children by physicians and other persons, providing immunity from liability, and presentation of privileged communication.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 199, House Journal, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Ruddy
Backes	Erickson, Ward	Kvasager	Rundle
Belquist	Fossum	Lang	Rustan
Bergman	Frank	Larsen	Sanstead
Bier	Froeschle	Larson	Schaffer
Bilden	Ganser	Leer	Schoenwald
Bloom	Gengler	Linderman	Shablow
Borstad	Gietzen	Loerch	Shorma
Boustead	Giffey	Lundene	Skaar
Bowles	Glaspey	Meschke	Solberg
Bowman	Gronhovd	Meyer	Stallman
Breum	Gudajtes	Miller	Staven
Brown	Hardmeyer	Montplaisir	Stenhjem
Bruner	Harrison	Mueller	Strand
Burk	Hauf	Myhre	Streibel
Christensen	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Wentz
Dick	Johnson,	Powers, Cass	Whittlesey
Dornacker	Barnes	Reimers	Wilkie
Duncan	Johnson, G. V.	Rieger	Williamson
Elkin	Jungroth	Rivinius	Mr. Speaker

Absent and not voting:

Stockman	Welder	Winge
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So the bill passed and the title was agreed to.

House Bill No. 626. A Bill for an Act to amend and reenact section 20-03-39 of the North Dakota Century Code relating to non-resident short term fishing license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bilden	Frank	Larsen	Schoenwald
Bloom	Froeschle	Larson	Shablow
Borstad	Ganser	Leer	Shorma
Boustead	Gengler	Linderman	Skaar
Bowles	Gietzen	Loerch	Solberg
Bowman	Glaspey	Lundene	Stallman
Breum	Gronhovd	Meschke	Staven
Brown	Gudajtes	Meyer	Stenhjem
Bruner	Hardmeyer	Miller	Strand
Burk	Harrison	Montplaisir	Streibel
Christensen	Hauf	Mueller	Tough
Christopher	Haugen	Myhre	Tweten
Coles	Haugland	Obie	Unruh
Collette	Hertz	Olafson	Vogel
Connolly	Hickle	Olienyk	Wagner
Dahlen	Hilleboe	Olson	Wastvedt
Davis	Hoffner	Opedahl	Wentz
Dick	Ivesdal	Poling	Whittlesey
Dornacker	Johnson,	Powers, Cass	Wilkie

Duncan	Barnes	Reimers	Williamson
Elkin	Johnson, G. V.	Rieger	Winge
	Jungroth	Rivinius	Mr. Speaker

Those voting in the negative were:

Bergman	Giffey	Powers, Barnes	Rundle
Bier			

Absent and not voting:

Ruddy	Stockman	Welder
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So the bill passed and the title was agreed to.

House Bill No. 568. A Bill for an Act relating to the prevention of consumer fraud and unlawful credit practices.

Which had been read.

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 1; absent and not voting, 2.

ROLL CALL

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rundle
Backes	Fossum	Lang	Sanstead
Belquist	Frank	Larsen	Schaffer
Bergman	Froeschle	Larson	Schoenwald
Bier	Ganser	Leer	Shablow
Bilden	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Whittlesey
Dick	Barnes	Reimers	Wilkie
Dornacker	Johnson, G. V.	Rieger	Williamson
Duncan	Jungroth	Rivinius	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker
Erickson,	Krenz	Ruddy	
Mountrail			

Those voting in the negative were:

Rustan

Absent and not voting:

Aamoth	Welder
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So the bill passed and the title was agreed to.

House Bill No. 592. A Bill for an Act to amend and reenact section 18-10-08 of the North Dakota Century Code, relating in indebtedness of district limited, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead

Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker
	Knudsen	Ruddy	

Absent and not voting:

Welder

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

House Bill No. 621. A Bill for an Act to amend and reenact subsection 1 of section 57-14-08 of the North Dakota Century Code relating to reassessment of property.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Streibel
Burk	Hauf	Olafson	Tough
Christensen	Haugen	Olienyk	Tweten
Christopher	Haugland	Olson	Unruh
Coles	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson

Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Knudsen		
Absent and not voting:			
Mueller	Welder		

So the bill passed and the title was agreed to.

House Bill No. 631. A Bill for an Act to amend and reenact subsection 6 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of gross receipts from all sales to the United States, and states thereof, including institutions, departments or political subdivisions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Jungroth	Rosendahl
Anderson	Mountrail	Knudsen	Ruddy
Backes	Erickson, Ward	Krenz	Rustan
Belquist	Fossum	Kvasager	Sanstead
Bergman	Frank	Larsen	Schoenwald
Bilden	Froeschle	Larson	Shablow
Bloom	Ganser	Leer	Shorma
Borstad	Gengler	Linderman	Skaar
Boustead	Gietzen	Loerch	Solberg
Bowles	Giffey	Lundene	Stallman
Bowman	Glaspey	Meschke	Staven
Breum	Gronhovd	Meyer	Stenhjem
Brown	Gudajtes	Miller	Stockman
Bruner	Hardmeyer	Montplaisir	Strand
Burk	Harrison	Mueller	Streibel
Christensen	Hauf	Myhre	Tweten
Christopher	Haugen	Obie	Unruh
Coles	Haugland	Olafson	Vogel
Collette	Hertz	Olienyk	Wagner
Connolly	Hickle	Olson	Wastvedt
Dahlen	Hilleboe	Opedahl	Wentz
Davis	Hoffner	Poling	Whittlesey
Dick	Ivesdal	Powers, Barnes	Wilkie
Dornacker	Johnson,	Powers, Cass	Williamson
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G. V.	Rivinius	Mr. Speaker

Those voting in the negative were:

Bier	Reimers	Schaffer	Tough
Lang	Rundle		

Absent and not voting:

Welder

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 677 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the words Six thousand and insert in lieu thereof "four thousand eight hundred"

In line 12 delete Six thousand six and insert in lieu thereof "five thousand"

In line 13 delete the word hundred

In line 15 delete "and fifty"

In line 19 delete seven thousand four and insert in lieu thereof "six thousand two"

In line 28 delete the word eight and insert in lieu thereof the word seven

Immediately following line 42 insert the following language

"Provided that the board of county commissioners of any county may by resolution increase the salaries of county officials provided for in this section by an amount of not to exceed ten percent of the amount herein provided."

3. Each county commissioner shall be allowed the sum of ten dollars per day while performing his duties in attending meetings of the board of county commissioners of which he is a member or when engaged in other official duties, whether outside or within the county, and an allowance for actual meals and lodging expenses in an amount not to exceed eight dollars, but shall not be entitled to any allowance wherein he resides other than the attendance at meetings of the board of county commissioners of which he is a member as herein provided. Claims for lodging as herein provided, but not for meals shall be covered by a subvoucher or receipt as provided by section 21-05-01 of the code as amended. If a meeting of a board of county commissioners is of more than one day's duration, a county commissioner may charge for and collect mileage or other transportation expense for travel actually made in going to his home and returning therefrom for each overnight period that the meeting may remain in session, but shall not be entitled to charge and collect for an evening meal on the date of going to his home or a morning meal on the date of his return. For the purpose of collecting per diem, living expenses, and transportation expenses incident to the attendance of any county commissioner at any statewide meeting of the North Dakota county commissioners association, such attendance at said meeting shall be considered the performance of an official duty within the meaning of this section. Each county commissioner while performing official duties shall be allowed his actual transportation expenses not in excess of the amounts provided in section 11-10-15, and when such transportation is furnished by rail or other common carrier including regularly scheduled airlines, such claims shall comply in all respects with section 21-05-01 of the code as amended. No county commissioner residing within the corporate limits of the county seat may charge for and collect for mileage or other sums in lieu thereof, or for meals and lodging, for attending any meeting of the board of county commissioners of which he is a member or for attending any statewide meeting of the North Dakota county commissioners association held in the county seat where he resides. Total compensation and expenses, including per diem, board and lodging, and transportation expense, received by any member of a board of county commissioners shall be charged to and paid from the general fund of the county only and shall not exceed for each fiscal year the following amounts; In counties having a population of eight thousand or less, (((one thousand eight hundred dollars))) two thousand one hundred dollars in counties having a population of over eight thousand and less than fifteen thousand, two thousand five hundred dollars; and in counties having a population of over fifteen thousand, three thousand dollars, and for the purpose of fixing the maximums herein provided, population figures shall be those established by the most recent federal census.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Fossum moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 677 would be considered in the sixth order of business on the next legislative day.

Rep. Hoffner moved that the House now recess until 1:00 p.m., Friday, January 28, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-FOURTH DAY AFTER RECESS AND
TWENTY-FIFTH DAY

Bismarck, January 28 1965

The House reconvened at 1:00 p.m. pursuant to the motion of Rep. Hoffner.

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 562
House Bill No. 578
House Bill No. 622
House Bill No. 634
House Bill No. 638
House Bill No. 670

And find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 540 has had the same under consideration and recommends that the same be amended as follows:

In the seventh line of the title delete "61-02-70,"

In the nineteenth line of the title after the word "sections" insert "61-02-70-,"

After line 18 insert the number 4. and the following language Fish, wildlife and other outdoor recreational uses.

After line 32 add the number 3. and the following language "Fish, Wildlife and Recreation" shall mean the use of water for the purposes of propagating and sustaining fish and wildlife resources and for the development and maintenance of water areas necessary for outdoor recreation activities.

At the end of line 36 following the period, insert the following "Regardless of proposed use, however, all water users shall secure a waterpermit prior to constructing an impoundment capable of retaining more than 12.5 acre feet of water."

In line 41 place three parentheses before and after the words "DEPOSITORIES OF FUNDS". After the word "FUNDS" insert the word "DEPOSITORY"

In line 44 between the words "in" and "such" insert three parentheses.

In line 50 following the word "dollars" insert three parentheses and add the words "the state treasury"

In line 58 after the word "commission" insert the words ", ex-

cepting salaries and expenses of commission employees and the cost of any supplies, materials and equipment.”.

Delete all of lines 72 through 97 inclusive.

In line 98 delete “6” and insert in lieu thereof “5”

In line 109 after the word “purposes”, delete the period and add: or for fish, wildlife and other recreational uses.

In line 111 after the word “purposes”, add: or for fish, wildlife and other recreational uses.

At the end of line 113, following the period, insert the following: “Regardless of proposed use, however, all water users shall secure a water permit prior to constructing an impoundment capable of retaining more than 12.5 acre-feet of water.”

In line 114 delete “7” and insert in lieu thereof “6”

In line 129 delete “8” and insert in lieu thereof “7”

In line 165a delete “9” and insert in lieu thereof “8”

In line 166 delete “10” and insert in lieu thereof “9”

In line 172 insert three parentheses before the word “Any” and delete the word “conditional”

In line 173 delete the words “or perfected water” and also delete the parentheses following the words “permit” and “water”

In line 179 delete the parentheses between the words “A” and “right” and prior to the word “permit” insert the following language: “Any conditional or perfected water”

In line 205 delete “11” and insert in lieu thereof “10”

In line 224 delete the word “conditional” and insert in lieu thereof the word “perfected”

In line 240 delete “12” and insert in lieu thereof “11”

In line 257 delete “13” and insert in lieu thereof “12”

In line 278 delete “14” and insert in lieu thereof “13”

In line 289 delete “15” and insert in lieu thereof “14”

In line 311 delete “16” and insert in lieu thereof “15”

In line 350 delete “17” and insert in lieu thereof “16”

In line 358 insert three parentheses between the words “water” and “conservation” and between the words “control” and “district” insert three parentheses and the word “management”

In line 387 delete “18” and insert in lieu thereof “17”

In line 400 delete “19” and insert in lieu thereof “18”

In line 420 delete “20” and insert in lieu thereof “19”

In line 438 delete “21” and insert in lieu thereof “20”

In line 473 delete “22” and insert in lieu thereof “21”

In line 490 delete “23” and insert in lieu thereof “22”

In line 509 delete “24” and insert in lieu thereof “23”

In line 528 delete “25” and insert in lieu thereof “24” and after the word “Sections” insert “61-02-70,”

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 540 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 547 has had the same under consideration and recommends that the same be amended as follows:

In line 7: Delete the following words " , to the extent"

In line 8: Delete the following words "requested by the commission,"

In line 14: Insert triple brackets before the "6."

In line 16: Insert triple brackets after the word "utility;"

In line 17: Insert triple brackets surrounding the "7." and insert in lieu thereof "6."

In line 19: Insert triple brackets before the "8." and after the word "employ;"

In line 20: Insert triple brackets before the "9." and after the word "employees;"

In line 21: Insert triple brackets surrounding the "10." and insert in lieu thereof "7."

In line 23: Insert triple brackets surrounding the "11." and insert in lieu thereof "8."

In line 24: Insert triple brackets surrounding the "12." and insert in lieu thereof "9."

In line 25: Insert triple brackets surrounding the "13." and insert in lieu thereof "10."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 547 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred House Bill No. 571 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Meschke
Rep. Borstad
Rep. Breum
Rep. Gietzen
Rep. Ivesdal
Rep. Jungroth
Rep. Myhre
Rep. Skaar
Rep. Vogel
Rep. Burk

REP. BURK, Chairman

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Bill No. 571 has had the same under consideration and recommends that the same be amended as follows:

In line 24 following the word "shall" delete the word "not"

In line 25 following the word "materials", delete the remaining language and insert in lieu thereof the following, "of only senatorial or congressional candidates."

In line 26, delete the words "President or Vice President."

And renumber the lines accordingly.

Rep. Boustad
Rep. Fossum
Rep. Froeschle
Rep. Larsen (Grand Forks)
Rep. Olienyk
Rep. Powers (Barnes)
Rep. Powers (Cass)

Rep. Stockman
Rep. Unruh

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report of the majority be adopted.

Rep. Streibel moved a substitute motion that the report of the minority be substituted for the report of the majority which motion lost.

The question was now on the original motion of Rep. Meschke that the report of the majority be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 610 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 611 has had the same under consideration and recommends that the same be amended as follows:

In line 17 following the word "Within" insert the word "thirty-"

In line 27 following the word "Within" delete the words "one year" and insert in lieu thereof the words "three years"

In line 47 after the word "refrigerator" insert a "." and delete the following language "and space heater."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 611 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 612 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 613 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 618 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the bill, delete the words "any unappropriated moneys" and insert in lieu thereof the following language: "the Korean Conflict adjusted compensation fund"

In line 3 of the bill, delete the numerals "89,500.00" and insert in lieu thereof the numerals "127,500.00"

In line 8 of the bill, following the period, insert the following language: "The funds hereby appropriated and designated shall be expended for and only as prescribed by this act. Any unexpended

funds shall revert to the Korean Conflict adjusted compensation fund."

And when so amended recommends the same do pass.

REP. COLLETTE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 618 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 640 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Coles moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 646 has had the same under consideration and recommends that the same be amended as follows:

Correction of the original bill

In line 14 delete the first "any" and insert the word "and"

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 646 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 647 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the following language "a tractor" and insert the following language in lieu thereof "implements of husbandry"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 647 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 649 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 650 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title of the bill delete "and 26-15-13"

Delete lines 48 through 70.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 650 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 655 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 656 has had the same under consideration and recommends that the same be amended as follows:

In line 21 delete the following language "section 49-18-28" and insert the following language in lieu thereof "law or of Public Service Commission rule or regulation."

Delete line 22

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 656 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 658 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 661 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 683 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 684 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 745 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 746 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 747 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERTZ, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "J" has had the same under consideration and recommends that the same be amended as follows:

In line 46 after the word lawfulness add the words "and equity"

In line 58 delete the word "and"

In line 59 delete the period and insert in lieu thereof "comma" and the following language: and to the Agriculture Committee chairmen and presiding officers of each house of the South Dakota and Montana legislatures.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Concurrent Resolution "J" would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution "H" has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Stallman moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wilkie moved that the amendments to House Bill No. 604 as recommended by the Committee on Agriculture, page 269 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 673 as recommended by the Committee on Industry and Business, page 270 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Leer asked unanimous consent to withdraw House Bill No. 801, which was given.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Winge and Breum introduced:

House Concurrent Resolution "P". A concurrent resolution directing the legislative research committee to conduct a study of the feasibility of establishing a separate department with jurisdiction over matters in the field of conservation, natural resources, and outdoor recreation.

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

SECOND READING OF HOUSE BILLS AND A RESOLUTION

House Bill No. 629. A Bill for an Act to amend and reenact section 46-06-06 of the North Dakota Century Code, relating to the election and term of an official county newspaper.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Fossum	Larson	Sanstead
Backes	Frank	Leer	Schaffer
Belquist	Froeschle	Linderman	Schoenwald
Bergman	Ganser	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bilden	Giffey	Meschke	Skaar
Bloom	Glaspey	Meyer	Solberg
Borstad	Gronhovd	Miller	Stallman
Boustead	Gudajtes	Montplaisir	Staven
Bowles	Hardmeyer	Mueller	Stenhjem
Bowman	Harrison	Myhre	Stockman
Breum	Hauf	Obie	Strand
Brown	Haugen	Olafson	Streibel
Bruner	Haugland	Olienyk	Tough
Burk	Hertz	Olson	Tweten
Christensen	Hickle	Opedahl	Unruh
Christopher	Hilleboe	Poling	Vogel
Coles	Hoffner	Powers, Barnes	Wagner
Collette	Ivesdal	Powers, Cass	Wastvedt
Connolly	Johnson,	Reimers	Welder
Davis	Barnes	Rieger	Wentz
Dornacker	Jungroth	Rivinius	Whittlesey
Duncan	Knudsen	Rosendahl	Wilkie
Elkin	Krenz	Ruddy	Williamson
Erickson,	Kvasager	Rundle	Winge
Mountrail	Lang	Rustan	Mr. Speaker
Erickson, Ward	Larsen		

Those voting in the negative were:

Dahlen Gengler

Absent and not voting:

Aamoth Dick Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 648. A Bill for an Act to amend and reenact subsection 3 of section 39-08-14 of the North Dakota Century Code, as amended, relating to public inspection of reports relating to accidents.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh

Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Cannolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail	Lang	Rustan	
Absent and not voting:			
Aamoth	Dick	Fossum	Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 718. A Bill for an Act to amend and reenact subdivision c. of subsection 13. of Section 26-08-11 of the North Dakota Century Code relating to authorized investment of funds of insurance companies.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Cannolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail			

Absent and not voting:

Aamoth	Fossum	Obie	Rosendahl
Dick	Johnson, G. V.		

So the bill passed and the title was agreed to.

Rep. Stockman and Whittlesey announced that they are on the Board of Directors of an insurance company.

Rep. Brown moved that any member of this House serving on the Board of Directors of any insurance company be permitted to vote on final passage of House Bill No. 719, which motion prevailed.

Rep. Brown moved that all stockholders of any insurance company be permitted to vote on final passage of House Bill No. 719, which motion prevailed.

House Bill No. 719. A Bill for an Act to amend and reenact Section 26-08-06 of the North Dakota Century Code relating to qualification of directors — residence requirements of directors and executive officers.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspay	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker

Absent and not voting:

Aamoth	Dick	Johnson, G. V.
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So the bill passed and the title was agreed to.

House Concurrent Resolution "F". A concurrent resolution urging the legislature of the state of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspay	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman

Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker

Absent and not voting:

Aamoth Dick Johnson, G. V.

So the bill passed and the title was agreed to.

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-FIFTH DAY

Bismarck, January 29, 1965

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

Prayer was offered by Monsignor Robert A. Feehan, pastor of St. Mary's Church of Bismarck, North Dakota.

Roll Call: All members present except Reps. Aamoth, Dick, Johnson of Billings, Lang and Rivinius.

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

Page 274 show Rep. Welder absent on roll call.

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

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

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 29, 1965

Mr. President: I have the honor to transmit:

House Bill No. 539

House Bill No. 543

House Bill No. 568

House Bill No. 592

House Bill No. 621

House Bill No. 626

House Bill No. 627

House Bill No. 631

House Bill No. 644

House Bill No. 660

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

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 29, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 60
Senate Bill No. 80
Senate Bill No. 97
Senate Bill No. 102
Senate Bill No. 131
Senate Bill No. 139
Senate Bill No. 160
Senate Bill No. 185

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

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Collette moved that he be permitted to withdraw House Bill No. 917, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to House Bill No. 508 as recommended by the Committee on Appropriations, page 275 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 509 as recommended by the Committee on Appropriations, page 275 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 677 be not read, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 677 as recommended by the Committee on Political Subdivisions, page 280 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Stallman moved that the rules be suspended and House Bill No. 677 be placed at the head of the calendar for final passage.

Rep. Wilkie moved a substitute motion that House Bill No. 677 be laid over one legislative day, which motion lost.

The question now was on the motion of Rep. Stallman that the rules be suspended and House Bill No. 677 be placed at the head of the calendar, which motion could not be acted upon as objection thereto had been voiced, the motion to suspend requiring unanimous consent.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 563 has had the same under consideration and recommends that the same be amended as follows:

In line six delete the word "eighteen" and insert the word "sixteen" in lieu thereof

In line eight delete the word "eighteen" and insert the word "sixteen" in lieu thereof

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 563 would be considered in the sixth order of business on the next legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 562. A Bill for an Act to amend and reenact section 27-05-03 and subsection 3 of section 27-17-01 of the North Dakota Century Code relating to the salaries and expenses of judges of the district court.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 260 of the House Journal, the roll was called and there were: ayes, 67; nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Bier	Fossum	Lundene	Sanstead
Bilden	Frank	Meschke	Schoenwald
Boustead	Froeschle	Miller	Skaar
Bowman	Ganser	Montplaisir	Stallman
Breum	Gengler	Mueller	Staven
Brown	Gronhovd	Obie	Stenhjem
Burk	Hertz	Olienyk	Stockman
Christensen	Hickle	Olson	Streibel
Christopher	Hilleboe	Opedahl	Tough
Coles	Ivesdal	Poling	Tweten
Collette	Jungroth	Powers, Barnes	Unruh
Dahlen	Knudsen	Powers, Cass	Wagner
Dornacker	Krenz	Reimers	Wastvedt
Elkin	Kvasager	Rivinius	Wentz
Erickson,	Lang	Rosendahl	Whittlesey
Mountrail	Larsen	Ruddy	Williamson
Erickson, Ward	Leer	Rustan	Winge

Those voting in the negative were:

Anderson	Duncan	Johnson,	Rundle
Backes	Gietzen	Barnes	Schaffer
Belquist	Giffey	Larson	Shablow
Bergman	Glaspey	Linderman	Shorma
Bloom	Hardmeyer	Loerch	Solberg
Borstad	Harrison	Meyer	Strand
Bowles	Hauf	Myhre	Vogel
Bruner	Haugen	Olafson	Welder
Connolly	Hoffner	Rieger	Wilkie
Davis			Mr. Speaker

Absent and not voting:

Aamoth	Gudajtes	Haugland	Johnson, G. V.
Dick			

So the bill was declared lost for want of a constitutional majority.

House Bill No. 578. A Bill for an Act to amend and reenact sections 15-27-06 and 15-53-26 of the 1963 Supplement to the North Dakota Century Code, relating to school district annexation proceedings.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 261 in the House Journal, the roll was called and there were: ayes, 92; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Froeschle	Larson	Rundle
Bergman	Ganser	Leer	Rustan
Bier	Gengler	Linderman	Sanstead
Bilden	Gietzen	Loerch	Schaffer
Bloom	Giffey	Lundene	Schoenwald
Borstad	Glaspey	Meschke	Shorma
Boustead	Gronhovd	Meyer	Skaar
Bowles	Hardmeyer	Miller	Stallman

Bowman	Harrison	Montplaisir	Staven
Breum	Hauf	Mueller	Stenhjem
Brown	Haugen	Myhre	Stockman
Bruner	Haugland	Obie	Strand
Christensen	Hertz	Olafson	Streibel
Christopher	Hilleboe	Olienyk	Tough
Coles	Hoffner	Opedahl	Tweten
Collette	Ivesdal	Poling	Unruh
Dahlen	Johnson,	Powers, Barnes	Vogel
Duncan	Barnes	Powers, Cass	Wagner
Elkin	Jungroth	Reimers	Wentz
Erickson,	Knudsen	Rieger	Whittlesey
Mountrail	Krenz	Rivinius	Williamson
Erickson, Ward	Kvasager	Rosendahl	Winge
Fossum	Lang	Ruddy	Mr. Speaker
Frank	Larsen		

Those voting in the negative were:

Backes	Davis	Olson	Wastvedt
Belquist	Dornacker	Shablow	Welder
Burk	Hickle	Solberg	Wilkie

Connolly

Absent and not voting:

Aamoth	Dick	Gudajtes	Johnson, G. V.
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So the bill passed and the title was agreed to.

House Bill No. 622. A Bill for an Act to define and prohibit encroachments on state highways and to provide for the removal thereof, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 262, House Journal, the roll was called and there were ayes, 59; nays, 44; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Gietzen	Leer	Schoenwald
Belquist	Giffey	Linderman	Shablow
Bloom	Glaspay	Loerch	Skaar
Borstad	Gronhovd	Lundene	Solberg
Bowles	Hardmeyer	Meschke	Staven
Bowman	Hauf	Meyer	Strand
Breum	Haugland	Montplaisir	Tweten
Bruner	Hertz	Obie	Unruh
Collette	Hilleboe	Olafson	Vogel
Dahlen	Hoffner	Poling	Wagner
Duncan	Ivesdal	Powers, Cass	Wentz
Erickson,	Knudsen	Rieger	Wilkie
Mountrail	Krenz	Rivinius	Williamson
Frank	Kvasager	Rosendahl	Winge
Gengler	Larson	Sanstead	Mr. Speaker

Those voting in the negative were:

Backes	Elkin	Lang	Rundle
Bergman	Erickson, Ward	Larsen	Rustan
Bier	Fossum	Miller	Schaffer
Bilden	Froeschle	Mueller	Shorma
Boustead	Ganser	Myhre	Stallman
Brown	Harrison	Olienyk	Stockman
Burk	Haugen	Olson	Streibel
Christopher	Hickle	Opedahl	Tough
Coles	Johnson,	Powers, Barnes	Wastvedt
Connolly	Barnes	Reimers	Welder
Davis	Jungroth	Ruddy	Whittlesey
Dornacker			

Absent and not voting:

Aamoth Dick Johnson, G. V. Stenhjem
 Christensen Gudajtes

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

House Bill No. 634. A Bill for an Act to amend and reenact sections 15-27-07 and 15-53-21 of the 1963 Supplement to the North Dakota Century Code relating to the effective date of attachment or detachment of territory attached or detached from a public school district and to the holding of a public hearing for the voluntary proposal for organization or alteration of school districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 263, House Journal, the roll was called and there were ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Hardmeyer	Mueller	Stockman
Bowman	Harrison	Myhre	Strand
Breum	Hauf	Obie	Streibel
Brown	Haugen	Olafson	Tough
Bruner	Haugland	Olienyk	Tweten
Burk	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Rieger	Wentz
Davis	Barnes	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail	Lang		

Those voting in the negative were:

Fossum Reimers

Absent and not voting:

Aamoth Dick Johnson, G. V. Stenhjem
 Christensen Gudajtes Montplaisir

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House be on the twelfth order of business and on the conclusion thereof, recess until 1:00 p.m., January 30, 1965, which motion prevailed.

FIRST 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.

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

Senate Bill No. 91. A Bill for an Act authorizing the board of administration to sell, convey and transfer to the city of Jamestown,

North Dakota, certain described real properties for the purpose a proposed James River diversion plan and which includes the construction of a new bridge over the James River as access to the State Hospital of North Dakota, and exchange of lands with R. J. Linn a part of said plan, and declaring an emergency.

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

Senate Bill No. 92. A Bill for an Act authorizing the board administration to sell, convey and transfer to the city of Jamestown North Dakota, certain described real property for the purpose of proposed recreational area and providing access to a proposed James River diversion area and declaring an emergency.

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

Senate Bill No. 99. A Bill for an Act authorizing the state board of higher education to grant and convey certain state-owned lands to the city of Valley City, and declaring an emergency.

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

Senate Bill No. 108. A Bill for an Act to amend and reenact sections 57-50-03 of the North Dakota Century Code, relating to making claims of motor vehicle fuel refund claims.

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

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 19-05-08, 19-05-09 and 19-05-10 of the North Dakota Century Code, relating to the administration and collection of taxes on oleomargarine; and transferring the tax collecting function from the state treasurer to the state tax commissioner.

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

Senate Bill No. 118. A Bill for an Act to amend and reenact section 25-03-10 of the North Dakota Century Code relating to the right to release and application for judicial determination.

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

Senate Bill No. 119. A Bill for an Act to amend and reenact section 15-52-20 of the 1963 Supplement to the North Dakota Century Code, relating to loan conditions applicable to loans by the medicenter loan fund board.

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

Senate Bill No. 121. A Bill for an Act to provide that the legislative research committee shall make necessary preparations prior to each legislative session; for the custody of legislative equipment and approval of delayed expense vouchers after the adjournment of the legislative assembly.

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

And the House stood recessed until 1:00 p.m., January 30, 1964 pursuant to the motion of Rep. Streibel.

DONNELL HAUGEN, Chief Clerk

TWENTY-FIFTH DAY AFTER RECESS AND
TWENTY-SIXTH DAY

Bismarck, January 30, 1965

The House reconvened at 1:00 p.m. pursuant to the motion of p. Streibel.

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 508

House Bill No. 509

House Bill No. 604

House Bill No. 673

House Bill No. 677

and find the same correctly engrossed.

REP. SHABLOW, Chairman

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

Mr. Speaker: Your Committee on Natural Resources to whom is referred House Bill No. 632 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom is referred House Bill No. 642 has had the same under consideration and recommends that the same be amended as follows:

On line 15 delete the word "fifteen" and insert the word "five" in lieu thereof.

and when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 632 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom is referred House Bill No. 725 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom

was referred House Bill No. 879 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wilkie moved that the reading of the amendments to House Bill No. 540 be dispensed with, which motion prevailed.

Rep. Wilkie moved that the amendments to House Bill No. 540 as recommended by the Committee on Agriculture, page 283 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 547 as recommended by the Committee on Industry and Business, page 284 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 611 as recommended by the Committee on Transportation, page 286 of the House Journal, be adopted, which motion prevailed.

Rep. Collette moved that the amendments to House Bill No. 618 as recommended by the Committee on Veterans and Military Affairs, page 286 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 646 as recommended by the Committee on Transportation, page 287 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 647 as recommended by the Committee on Transportation, page 287 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 650 as recommended by the Committee on Industry and Business, page 287 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 656 as recommended by the Committee on Transportation, page 288 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to House Concurrent Resolution "J" as recommended by the Committee on Agriculture, page 289 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Haugland moved that the House reconsider the action by which House Bill No. 562 lost due to a lack of a constitutional majority, which motion prevailed.

Rep. Haugland moved that House Bill No. 562 be placed on the calendar and further action delayed one legislative day, which motion prevailed.

Rep. Lundene moved that House Bill No. 650 be re-referred to the Committee on Industry and Business, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Larson of Richland, Stallman, Leer, Bowman, Haugen, Tough, Mueller and Strand introduced:

House Concurrent Resolution "Q". A concurrent resolution directing the Legislative Research Committee to study the feasibility of establishing an Interstate Boundary Commission with the state of South Dakota to promote the preservation of the quartzite markers used to define the boundary separating North Dakota and South Dakota.

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

SECOND READING OF HOUSE BILLS

House Bill No. 638. A Bill for an Act to amend and reenact sections 5-02-05, 5-02-06, 5-02-11, 5-02-12, 5-02-13, 5-02-17, 5-02-18,

5-02-20, 5-02-22, 5-03-08, 5-03-10, 5-03-13, 5-03-14, 5-03-15, 5-03-17, subsection 1 of section 5-03-22, 5-03-23, and 5-04-02 of the North Dakota Century Code, relating to the transfer of a part of the tax collecting functions of the state treasurer to the state tax commissioner; and to repeal section 5-03-25 of the 1963 Supplement to the North Dakota Century Code, relating to credit for returned excise tax stamps.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 263 of the House Journal, the roll was called and there were ayes, 79; nays, 10; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Ruddy
Backes	Fossum	Lang	Rustan
Belquist	Froeschle	Larson	Sanstead
Bergman	Gengler	Leer	Schaffer
Bier	Gietzen	Linderman	Schoenwald
Bloom	Giffey	Loerch	Shablow
Borstad	Glaspey	Lundene	Shorma
Bowles	Gronhovd	Meschke	Skaar
Bowman	Hardmeyer	Meyer	Solberg
Breum	Harrison	Mueller	Stallman
Bruner	Hauf	Myhre	Staven
Christensen	Haugen	Olafson	Strand
Christopher	Haugland	Olienyk	Streibel
Collette	Hertz	Olson	Tweten
Connolly	Hickle	Opedahl	Unruh
Dahlen	Hoffner	Poling	Vogel
Duncan	Ivesdal	Powers, Cass	Wilkie
Elkin	Jungroth	Rieger	Williamson
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker

Those voting in the negative were:

Boustead	Johnson,	Tough	Welder
Dornacker	Barnes	Wagner	Wentz
Ganser	Powers, Barnes	Wastvedt	

Absent and not voting:

Aamoth	Davis	Johnson, G. V.	Reimers
Bilden	Dick	Larsen	Rundle
Brown	Frank	Miller	Stenhjem
Burk	Gudajtes	Montplaisir	Stockman
Coles	Hilleboe	Obie	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 670. A Bill for an Act to provide for the crediting of revenues of the state highway department to the state highway fund and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 263 of the House Journal, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Sanstead
Backes	Fossum	Lang	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg

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Stead	Glaspey	Meschke	Stallman
Vles	Gronhovd	Meyer	Staven
Wman	Hardmeyer	Mueller	Strand
um	Harrison	Myhre	Streibel
wn	Hauf	Olafson	Tough
ner	Haugen	Olienyk	Tweten
istensen	Haugland	Olson	Unruh
istopher	Hertz	Opedahl	Vogel
lette	Hickle	Poling	Wagner
nolly	Hoffner	Powers, Barnes	Wastvedt
len	Ivesdal	Powers, Cass	Welder
nacker	Johnson,	Rieger	Wentz
can	Barnes	Rivinius	Wilkie
in	Jungroth	Rosendahl	Williamson
ckson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rustan	Mr. Speaker

sent and not voting:

noth	Dick	Larsen	Rundle
len	Frank	Miller	Stenhjem
ck	Gudajtes	Montplaisir	Stockman
es	Hilleboe	Obie	Whittlesey
ris	Johnson, G. V.	Reimers	

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

Use Bill No. 510. A Bill for an Act making an appropriation for general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota Twine and Cordage plant at the State Penitentiary.

which had been read.

ROLL CALL

A question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Aerson	Erickson, Ward	Kvasager	Sanstead
ckes	Fossum	Lang	Schaffer
quist	Froeschle	Larson	Schoenwald
gman	Ganser	Leer	Shablow
r	Gengler	Linderman	Shorma
om	Gietzen	Loerch	Skaar
stad	Giffey	Lundene	Solberg
stead	Glaspey	Meschke	Stallman
vles	Gronhovd	Meyer	Staven
wman	Hardmeyer	Mueller	Strand
um	Harrison	Myhre	Streibel
own	Hauf	Olafson	Tough
ner	Haugen	Olienyk	Tweten
istensen	Haugland	Olson	Unruh
istopher	Hertz	Opedahl	Vogel
lette	Hickle	Poling	Wagner
nolly	Hoffner	Powers, Barnes	Wastvedt
len	Ivesdal	Powers, Cass	Welder
nacker	Johnson,	Rieger	Wentz
can	Barnes	Rivinius	Wilkie
in	Jungroth	Rosendahl	Williamson
ckson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rustan	Mr. Speaker

sent and not voting:

noth	Dick	Larsen	Rundle
len	Frank	Miller	Stenhjem
ck	Gudajtes	Montplaisir	Stockman
es	Hilleboe	Obie	Whittlesey
ris	Johnson, G. V.	Reimers	

the bill passed and the title was agreed to.

SATURDAY, JANUARY 30, 1965

House Bill No. 517. A Bill for an Act making an appropriation to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll called and there were ayes, 90; nays, 0; absent and not voting, 19

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Sanstead
Backes	Fossum	Lang	Schaffer
Belquist	Froeschle	Larson	Schoenwa
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspay	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Dornacker	Johnson,	Rieger	Wentz
Duncan	Barnes	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rustan	Mr. Speak

Absent and not voting:

Aamoth	Dick	Larsen	Rundle
Bilden	Frank	Miller	Stenhjem
Burk	Gudajtes	Montplaisir	Stockman
Coles	Hilleboe	Obie	Whittlesey
Davis	Johnson, G. V.	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 524. A Bill for an Act to make an appropriation to pay expenses and costs of legal research and education supervision and improvement of the judicial system of the State of North Dakota. activities of the state bar association.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll called and there were ayes 89; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Fossum	Lang	Schaffer
Backes	Froeschle	Larson	Schoenwal
Belquist	Ganser	Leer	Shablow
Bergman	Gengler	Linderman	Shorma
Bier	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspay	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Hardmeyer	Mueller	Strand
Bowman	Harrison	Myhre	Streibel
Breum	Hauf	Olafson	Tough
Brown	Haugen	Olienyk	Tweten
Bruner	Haugland	Olson	Unruh
Christensen	Hertz	Opedahl	Vogel

Christopher	Hickle	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Dornacker	Johnson,	Rieger	Wentz
Duncan	Barnes	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rustan	Mr. Speaker
Erickson, Ward	Kvasager	Sanstead	
Absent and not voting:			
Aamoth	Davis	Johnson, G. V.	Reimers
Bilden	Dick	Larsen	Rundle
Burk	Frank	Miller	Stenhjem
Coles	Gudajtes	Montplaisir	Stockman
Collette	Hilleboe	Obie	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 748. A Bill for an Act to provide additional jurisdiction and authority to county justices.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Sanstead
Backes	Fossum	Lang	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Dornacker	Johnson,	Rieger	Wentz
Duncan	Barnes	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rustan	Mr. Speaker

Absent and not voting:

Aamoth	Dick	Larsen	Rundle
Bilden	Frank	Miller	Stenhjem
Burk	Gudajtes	Montplaisir	Stockman
Coles	Hilleboe	Obie	Whittlesey
Davis	Johnson, G. V.	Reimers	

So the bill passed and the title was agreed to.

Rep. Poling moved that the introductory remarks of Speaker Link regarding Hon. Fred Eckert and Hon. Robert Byrne be printed in the House Journal, which motion prevailed.

Speaker Link: We have a very special guest today who was almost a life long resident of McKenzie County and now living in Williston. Hon. Fred Eckert who was a member of the House of Representatives from the 41st district in 1917-1919-1921-1923-1925. A member of five regular sessions and two special sessions.

"Mr. Eckert is on his way home to Williston from a visit at his old home in Missouri.

"Mr. Eckert is now 87 years old. He is accompanied today by the Hon. Robert Byrne of Bismarck, formerly from McKenzie County. Mr. Byrne was a member of the House of Representatives in 1917-1919, a member of the Senate in 1921-1923 and Secretary of State from 1925 to 1935. His interests in North Dakota continue and he is presently a member of the North Dakota Historical Society."

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

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-SIXTH DAY

Bismarck, January 30, 1965

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

Prayer was offered by Rev. Allan Strohschsin of the Bismarck Baptist Church, Bismarck, N. Dak.

Roll call: All members present except Reps. Aamoth, Bilden, Burk, Coles, Davis, Dick, Frank, Gudajtes, Hilleboe, Johnson of Billings, Larsen of Grand Forks, Miller, Montplaisir, Obie, Reimers, Rundle, Stenhjem, Stockman and Whittlesey.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the twenty-fourth day after recess and twenty-fifth day and recommended that the same be corrected as follows: Page 297, line 54, change Senate Bill No. 4 to No. 40.

And when so corrected, recommend that the same be approved.

REP. OPEDAHL, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the amendments to House Bill No. 563 as recommended by the Committee on State and Federal Government, page 294 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 610. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof, and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds.

Which had been read.

The question being on the final passage of the bill, Rep. Stallman moved that House Bill No. 610 be laid over one day, which motion prevailed.

House Bill No. 612. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code relating to the hours of service of railroad employees.

Which had been read.

The question being on the final passage of the bill, Rep. Hertz moved that House Bill No. 612 be laid over one legislative day, which motion prevailed.

House Bill No. 613. A Bill for an Act prohibiting the use of certain devices on railroad locomotives and equipment and prescribing penalties for violating the provisions thereof.

Which had been read.

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question being on the final passage of the bill, Rep. Tweten moved that House Bill No. 613 be laid over one legislative day, a motion prevailed.

House Bill No. 640. A Bill for an Act to amend and reenact subsection 2 of section 39-16-16 of the North Dakota Century Code relating to the suspension, revocation or cancellation of license for failure to maintain proof of financial responsibility. The bill had been read.

ROLL CALL

question being on the final passage of the bill, the roll was called and there were: ayes, 70; nays, 17; absent and not voting, 22.

Those voting in the affirmative were:

Larson	Fossum	Lang	Sanstead
Wicks	Froeschle	Leer	Schaffer
Quist	Ganser	Linderman	Schoenwald
Wright	Gietzen	Loerch	Skaar
Womack	Giffey	Lundene	Solberg
Ward	Hardmeyer	Meschke	Staven
Ward	Harrison	Meyer	Strand
Ward	Hauf	Mueller	Streibel
Ward	Hertz	Myhre	Tweten
Ward	Hickle	Olafson	Unruh
Ward	Hoffner	Opedahl	Vogel
Ward	Ivesdal	Powers, Barnes	Wagner
Ward	Johnson,	Powers, Cass	Welder
Ward	Barnes	Rieger	Wentz
Ward	Jungroth	Rivinius	Wilkie
Ward	Knudsen	Rosendahl	Williamson
Ward	Krenz	Ruddy	Winge
Ward	Kvasager	Rustan	Mr. Speaker

Those voting in the negative were:

Ward	Gengler	Larson	Shorma
Ward	Glaspey	Olienyk	Stallman
Ward	Gronhovd	Olson	Tough
Ward	Haugen	Shablow	Wastvedt

Those absent and not voting:

Ward	Dick	Larsen	Reimers
Ward	Frank	Miller	Rundle
Ward	Gudajtes	Montplaisir	Stenhjem
Ward	Haugland	Obie	Stockman
Ward	Hilleboe	Poling	Whittlesey
Ward	Johnson, G. V.		

The bill passed and the title was agreed to.

House Bill No. 649. A Bill for an Act to amend and reenact sections 3-04-18 of the 1963 Supplement to the North Dakota Century Code relating to the disposition of certain laws. The bill had been read.

ROLL CALL

question being on the final passage of the bill, the roll was called and there were: ayes, 83; nays, 3; absent and not voting, 23.

Those voting in the affirmative were:

Ward	Erickson, Ward	Kvasager	Schaffer
Ward	Fossum	Lang	Schoenwald
Ward	Froeschle	Larson	Shablow
Ward	Ganser	Leer	Shorma
Ward	Gengler	Linderman	Skaar
Ward	Gietzen	Loerch	Solberg
Ward	Giffey	Meschke	Stallman
Ward	Glaspey	Meyer	Staven
Ward	Gronhovd	Mueller	Strand

SATURDAY, JANUARY 30, 1965

Breum	Hardmeyer	Olafson	Streibel
Brown	Harrison	Olienyk	Tough
Bruner	Hauf	Olson	Tweten
Christensen	Haugen	Opedahl	Unruh
Christopher	Hertz	Powers, Barnes	Vogel
Collette	Hickle	Powers, Cass	Wagner
Connolly	Hoffner	Rieger	Welder
Dahlen	Johnson,	Rivinius	Wentz
Dornacker	Barnes	Rosendahl	Wilkie
Duncan	Jungroth	Ruddy	Williams
Elkin	Knudsen	Rustan	Winge
Erickson,	Krenz	Sanstead	Mr. Spea
Mountrail			

Those voting in the negative were:

Ivesdal	Lundene	Wastvedt
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Absent and not voting:

Aamoth	Dick	Larsen	Reimers
Anderson	Frank	Miller	Rundle
Bilden	Gudajtes	Montplaisir	Stenhjen
Burk	Haugland	Myhre	Stockma
Coles	Hilleboe	Obie	Whittlese
Davis	Johnson, G. V.	Poling	

So the bill passed and the title was agreed to.

House Bill No. 655. A Bill for an Act to create section 39 of the North Dakota Century Code prohibiting the changing of drivers of motor vehicles while such motor vehicles are in motion and making a violation thereof a misdemeanor.

Which had been read.

The question being on the final passage of the bill, Rep. U moved that House Bill No. 655 be re-referred to the Committee on Transportation, which motion prevailed.

House Bill No. 658. A Bill for an Act to amend and reenact section 5 of section 39-03-03 of the North Dakota Century Code relating to highway patrolmen, their appointment, removal and compensation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 85; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Sanstead
Backes	Fossum	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwa
Bier	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Glaspey	Meyer	Stallman
Bowman	Gronhovd	Mueller	Staven
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Olafson	Streibel
Bruner	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Dornacker	Barnes	Rieger	Wentz
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Spea
Mountrail	Kvasager	Rustan	

Those voting in the negative were:

Bergman	Hertz	Tough	
Absent and not voting:			
Aamoth	Frank	Larsen	Rundle
Bilden	Gudajtes	Miller	Stenhjem
Burk	Haugland	Montplaisir	Stockman
Coles	Hilleboe	Obie	Whittlesey
Davis	Johnson, G. V.	Reimers	Williamson
Dick			

So the bill passed and the title was agreed to.

House Bill No. 661. A Bill for an Act to amend and reenact section 14-03-13 of the North Dakota Century Code, relating to fees collected by county judges for serological tests performed in this state prior to the issuance of a marriage license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Schaffer
Backes	Fossum	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Mueller	Strand
Bowman	Hardmeyer	Myhre	Streibel
Breum	Harrison	Olafson	Tough
Brown	Hauf	Olienyk	Tweten
Bruner	Haugen	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Rieger	Wentz
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager	Sanstead	

Absent and not voting:

Aamoth	Dick	Johnson, G. V.	Reimers
Bilden	Frank	Larsen	Rundle
Burk	Gudajtes	Miller	Stenhjem
Christensen	Haugland	Montplaisir	Stockman
Davis	Hilleboe	Obie	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 684. A Bill for an Act to amend and reenact Section 43-04-42 of the North Dakota Century Code, relating to Barber Board fees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 68; nays, 20; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Rustan
Backes	Fossum	Kvasager	Sanstead
Bier	Froeschle	Lang	Schoenwald
Bloom	Ganser	Larson	Shorma

Boustead	Gengler	Leer	Skaar
Bowman	Gietzen	Linderman	Stallman
Brown	Giffey	Loerch	Strand
Christensen	Hardmeyer	Meschke	Streibel
Christopher	Harrison	Meyer	Tough
Coles	Hauf	Mueller	Tweten
Collette	Haugen	Myhre	Unruh
Connolly	Hertz	Olafson	Wagner
Dahlen	Hickle	Opedahl	Wastvedt
Dornacker	Ivesdal	Poling	Welder
Duncan	Johnson,	Powers, Barnes	Williamson
Elkin	Barnes	Powers, Cass	Winge
Erickson,	Jungroth	Rivinius	Mr. Speaker
Mountrail	Knudsen		

Those voting in the negative were:

Belquist	Bruner	Olienyk	Shablow
Bergman	Glaspey	Olson	Solberg
Borstad	Gronhovd	Rieger	Staven
Bowles	Hoffner	Rosendahl	Vogel
Breum	Lundene	Schaffer	Wilkie

Absent and not voting:

Aamoth	Gudajtes	Miller	Rundle
Bilden	Haugland	Montplaisir	Stenhjem
Burk	Hilleboe	Obie	Stockman
Davis	Johnson, G. V.	Reimers	Wentz
Dick	Larsen	Ruddy	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 745. A Bill for an Act to amend and reenact sections 65-05-09 and 65-05-11 of the North Dakota Century Code, relating to the amount of Workmen's Compensation benefits.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Glaspey	Meyer	Stallman
Bowman	Gronhovd	Mueller	Staven
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Olafson	Streibel
Bruner	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Rieger	Wentz
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Aamoth	Frank	Larsen	Rundle
Backes	Gudajtes	Miller	Stenhjem

Bilden	Haugland	Montplaisir	Stockman
Burk	Hilleboe	Obie	Tough
Davis	Johnson, G. V.	Reimers	Whittlesey
Dick			

So the bill passed and the title was agreed to.

House Bill No. 746. A Bill for an Act to amend and reenact section 65-02-04 of the North Dakota Century Code providing for the appointment and term of a chairman for the Workmen's Compensation Bureau.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Sanstead
Backes	Mountrail	Lang	Schaffer
Belquist	Erickson, Ward	Larson	Schoenwald
Bergman	Fossum	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bloom	Ganser	Loerch	Skaar
Borstad	Gengler	Lundene	Solberg
Boustead	Gietzen	Meschke	Stallman
Bowles	Giffey	Meyer	Staven
Bowman	Glaspey	Mueller	Strand
Breum	Gronhovd	Myhre	Streibel
Brown	Hardmeyer	Olafson	Tweten
Bruner	Harrison	Olienyk	Unruh
Christensen	Hauf	Olson	Vogel
Christopher	Haugen	Opedahl	Wagner
Coles	Hertz	Poling	Wastvedt
Collette	Hickle	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Rieger	Wilkie
Dornacker	Johnson,	Rivinius	Williamson
Duncan	Barnes	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Krenz	Rustan	

Absent and not voting:

Aamoth	Gudajtes	Larsen	Rundle
Bilden	Haugland	Miller	Stenhjem
Burk	Hilleboe	Montplaisir	Stockman
Davis	Johnson, G. V.	Obie	Tough
Dick	Knudsen	Reimers	Whittlesey
Frank			

So the bill passed and the title was agreed to.

House Concurrent Resolution "H". A concurrent resolution urging the Great Northern and Northern Pacific Railroads to establish a reduced rate per one hundred pounds on North Dakota wheat shipped to west coast ports for export overseas.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 89; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Sanstead
Backes	Fossum	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar

Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Mueller	Staven
Bowman	Hardmeyer	Myhre	Strand
Breum	Harrison	Olafson	Streibel
Brown	Hauf	Olienyk	Tweten
Bruner	Haugen	Olson	Unruh
Christensen	Hertz	Opedahl	Vogel
Christopher	Hickle	Poling	Wagner
Coles	Hoffner	Powers, Barnes	Wastvedt
Collette	Ivesdal	Powers, Cass	Welder
Connolly	Johnson,	Rieger	Wentz
Dahlen	Barnes	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rustan	Mr. Speaker
Erickson,	Kvasager		
Mountrail			

Absent and not voting:

Aamoth	Frank	Larsen	Rundle
Bilden	Gudajtes	Miller	Stenhjem
Burk	Haugland	Montplaisir	Stockman
Davis	Hilleboe	Obie	Tough
Dick	Johnson, G. V.	Reimers	Whittlesey

So the concurrent resolution was adopted and the title was agreed

House Bill No. 604. A Bill for an Act to amend and reenact section 4-22-22, subsection 13 of section 4-22-26, and 4-22-44 of the North Dakota Century Code, relating to the expenses of supervisors; the borrowing of funds by districts through the pledging of its income, the payment of liabilities, and the disposal of property when terminating the affairs of the district.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 269 of the House Journal, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rustan
Backes	Fossum	Lang	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Hardmeyer	Mueller	Staven
Breum	Harrison	Myhre	Strand
Brown	Hauf	Olafson	Streibel
Bruner	Haugen	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hoffner	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Wastvedt
Connolly	Johnson,	Powers, Cass	Welder
Dahlen	Barnes	Rieger	Wentz
Dornacker	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail			

Absent and not voting:

Aamoth	Frank	Miller	Stenhjem
Bilden	Gudajtes	Montplaisir	Stockman
Burk	Haugland	Obie	Tough
Davis	Hilleboe	Reimers	Whittlesey
Dick	Johnson, G. V.	Rundle	Williamson
Duncan	Larsen		

So the bill passed and the title was agreed to.

House Bill No. 673. A Bill for an Act to amend and reenact section 57-37-29 of the North Dakota Century Code, relating to the release of moneys in joint accounts in cases where one of the joint holders dies.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 270 of the House Journal, the roll was called and there were: ayes, 84; nays, 1; absent and not voting, 24.

Those voting in the affirmative were:

Anderson	Fossum	Lang	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meyer	Solberg
Boustead	Gronhovd	Mueller	Stallman
Bowles	Hardmeyer	Myhre	Staven
Bowman	Harrison	Olafson	Strand
Breum	Hauf	Olienyk	Streibel
Brown	Haugen	Olson	Tweten
Bruner	Hertz	Opedahl	Unruh
Christensen	Hickle	Poling	Vogel
Christopher	Hoffner	Powers, Barnes	Wagner
Coles	Ivesdal	Powers, Cass	Wastvedt
Collette	Johnson,	Rieger	Welder
Cannolly	Barnes	Rivinius	Wentz
Dahlen	Knudsen	Rosendahl	Wilkie
Dornacker	Krenz	Ruddy	Winge
Elkin	Kvasager	Rustan	Mr. Speaker
Erickson,			
Mountrail			

Those voting in the negative were:

Meschke

Absent and not voting:

Aamoth	Erickson, Ward	Jungroth	Rundle
Bilden	Frank	Larsen	Stenhjem
Burk	Gudajtes	Miller	Stockman
Davis	Haugland	Montplaisir	Tough
Dick	Hilleboe	Obie	Whittlesey
Duncan	Johnson, G. V.	Reimers	Williamson

So the bill passed and the title was agreed to.

House Bill No. 508. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the State Penitentiary and State Farm.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 275 of the House Journal, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Sanstead
Backes	Fossum	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Mueller	Staven
Bowman	Hardmeyer	Myhre	Strand
Breum	Harrison	Olafson	Streibel
Brown	Hauf	Olienyk	Tweten
Bruner	Haugen	Olson	Unruh
Christensen	Hertz	Opedahl	Vogel
Christopher	Hickle	Poling	Wagner
Coles	Hoffner	Powers, Barnes	Wastvedt
Collette	Ivesdal	Powers, Cass	Welder
Connolly	Johnson,	Rieger	Wentz
Dahlen	Barnes	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Aamoth	Frank	Larsen	Rundle
Bilden	Gudajtes	Miller	Stenhjem
Burk	Haugland	Montplaisir	Stockman
Davis	Hilleboe	Obie	Tough
Dick	Johnson, G. V.	Reimers	Whittlesey
Duncan			

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 Tag and Sign Plant at the State Penitentiary.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 275 of the House Journal, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Sanstead
Backes	Fossum	Lang	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Olafson	Tweten
Bruner	Haugen	Olienyk	Unruh
Christensen	Hertz	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Powers, Barnes	Welder
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Ruddy	Winge

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ckson, Mountrail	Krenz	Rustan	Mr. Speaker
sent and not voting:			
moth	Frank	Miller	Rundle
den	Gudajtes	Montplaisir	Stenhjem
rk	Haugland	Obie	Stockman
vis	Hilleboe	Reimers	Tough
rk	Johnson, G. V.	Rosendahl	Whittlesey
ncan	Larsen		

the bill passed and the title was agreed to.

use Bill No. 677. A Bill for an Act to amend and reenact sub-section 2 of section 11-10-10 of the 1963 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

which had been read.

The question being on the final passage of the bill, as amended, page 280 of the House Journal, Rep. Stallman asked unanimous consent of the House to amend House Bill No. 677 which consent given.

Rep. Stallman moved that House Bill No. 677 be amended as follows: In the first line of the title and the first line of the bill, the figure "2", insert "and 3", which motion prevailed.

Rep. Stallman moved that the rules be suspended and House Bill 677 be considered properly reengrossed and placed on the calendar.

Rep. Giffey moved a substitute motion that House Bill No. 677 be laid over one day, which motion was withdrawn.

The question was now on the motion of Rep. Stallman that the rules be suspended, House Bill No. 677 be considered properly reengrossed and placed on the calendar, which motion prevailed.

Rep. Giffey moved that further consideration of House Bill No. 677 be laid over one legislative day, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 30, 1965

President: I have the honor to transmit:

House Bill No. 629

House Bill No. 648

House Bill No. 718

House Bill No. 719

House Bill No. 578

House Bill No. 622

House Bill No. 634

House Concurrent Resolution "F"

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

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 30, 1965

Speaker: I have the honor to transmit:

House Bill No. 20

House Bill No. 123

House Bill No. 136

House Bill No. 142

House Bill No. 189

House Bill No. 192

House Bill No. 195

SATURDAY, JANUARY 30, 1965

Senate Bill No. 196

Senate Bill No. 238

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

GERALD L. STAIR, Secretary

On request of Speaker Link, the House stood in silent meditation and respect in memory of Sir Winston Churchill.

Rep. Giffey moved that the House be on the twelfth order of business and on the conclusion of that order of business, the House recessed until 1:00 p.m., February 1, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 60. A Bill for an Act to create and enact sections 35-01-05.1, 35-03-01.1, 35-03-01.2, 35-03-05.1, a new Title 41, 57-22-57-22-13.2 of the North Dakota Century Code; relating to commercial transactions in or regarding personal property and tracts and other documents concerning same, including sales, commercial paper, bank deposits, bank collections, letters of credit, transfers, warehouse receipts, bills of lading, other documents, title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regarding procedure, evidence and damages in certain court actions involving such transactions, contracts or documents; and to make uniform the law with respect thereto; and to amend and reenact sections 3-02-06, relating to the form of authorization of contracts required to be in writing; 9-03-21, relating to the nature and form of an acceptance; 9-03-22, relating to revocation of an acceptance; 11-18-01, relating to the duties of the register of deeds; subsection b of section 11-18-05, relating the fees for filing an instrument relating to personal property; 11-18-13, relating to the indexing and filing of chattel mortgages; 28-01-16, relating to actions having six year limitations; 28-26-04, relating to public policy against payment of attorney fees in certain instruments; 28-26-05, relating to the foreclosure of liens on personal property; 28-29-07, relating to procedure to enforce close conditional sales contracts and chattel mortgages; 32-2-2 relating to the scope of chapter 32-20; 35-01-01, relating to the scope of statutes relating to liens; 35-01-04, relating to the creation of liens; 35-01-05, relating to liens on future interests; 35-01-09, relating to the filing and indexing of statements and liens upon personal property; 35-01-26, relating to the unlawful disposition of personal property subject to lien; 35-01-28, relating to the discharge of satisfaction; 35-01-29, relating to the manner of foreclosure of liens on personal property; 35-01-30, relating to costs and fees on foreclosure of liens on personal property; 35-05-01, relating to prohibiting mortgages; 35-05-04, relating to separation of crop mortgages from other liens; 35-05-05, relating to the indexing of continuing crop liens; 35-05-06, relating to the abstracting of crop liens; 35-06-01, relating to the definition of pledge; 49-09-12, relating to conditional sales of railroad equipment; and 60-07-08, relating to liens for damage of personal property, of the North Dakota Century Code; and to repeal sections 6-03-68, 6-03-73, 6-03-74, 6-08-07, 9-06-05, 28-29-35-05-02, 35-05-07, 35-06-12, 35-06-13, 35-06-14, 35-06-15, 35-06-17, 35-06-18, 35-06-19, 35-06-20, 35-06-21, 35-06-22, 35-06-24, 49-09-13, 51-07-10, chapter 04 of Title 8, chapter 18 of Title 10, chapter 04 of Title 22, chapters 02, 04, 23 and 25 of Title 35, chapters 01 and 02 of Title 51, chapter 08 of Title 60, and Title 61 and inconsistent provisions of the North Dakota Century Code; and prescribing an effective date.

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

Senate Bill No. 80. A Bill for an Act to amend and reenact sections 15-34-24 of the 1963 Supplement to the North Dakota Century Code, relating to transportation payments to school districts.

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

Senate Bill No. 97. A Bill for an Act to amend and reenact section 39-19-01 of the North Dakota Century Code relating to the membership of the reciprocity commission, and declaring an emergency.

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

Senate Bill No. 102. A Bill for an Act to amend and reenact section 36-01-05 of the North Dakota Century Code relating to the salary of the Executive Officer.

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

Senate Bill No. 131. A Bill for an Act to amend and reenact subsection 3 of section 31-01-06 of the North Dakota Century Code, relating to physician's privileged communications.

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

Senate Bill No. 139. A Bill for an Act to amend and reenact section 15-36-01 of the North Dakota Century Code relating to teachers' certificates and to repeal section 15-36-04 of the North Dakota Century Code relating to second grade professional certificates.

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

Senate Bill No. 160. A Bill for an Act to amend and reenact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

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

Senate Bill No. 185. A Bill for an Act to amend and reenact subsection 4 of section 28-04-07 of the North Dakota Century Code, relating to the change of the place of trial when there appears to be an insufficient number of jury cases for trial to warrant the expense of a jury.

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

And the House stood recessed until 1:00 p.m., February 1, 1965, pursuant to the motion of Rep. Giffey.

DONNELL HAUGEN, Chief Clerk

TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-EIGHTH DAY

Bismarck, February 1, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey.

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

Speaker Link read a communication from Governor Guy concerning winter range condition in western North Dakota and making recommendations for relief thereof in accordance with the following message.

SPECIAL MESSAGE

to

39th Session of the Legislature

Mr. Speaker:

Winter storms of unusual severity and cumulative damage cause me to communicate this urgent request to you for consideration by the membership of the 39th Session of the North Dakota Legislature.

A widespread storm over much of western North Dakota on November 26, 1964, left a blanket of heavy snow over the usual winter grazing ranges. Subsequent warm weather and light rains followed by a sharp freeze made this snow-fall on impenetrable crust through which livestock are unable to dig for feed.

On December 15, 16, and 17, 1964, the most severe blizzard in modern history struck the southwestern portion of the state. Fine snow, high winds and very low temperatures killed and crippled livestock by the thousands and left roads, yards and feed supplies locked in abnormally solid drifts. These drifts are so large and so solid that they cannot be worked with light snow-removal equipment.

Livestock losses daily are a part of the lingering toll which can be expected to continue right through the critical weeks of spring when cows suffering from improper nutrition will be dropping weakened calves. The calves which live will in many cases be suckled by cows in severely run-down condition. New snow and constant drifting have made cuts deeper and hay supplies more firmly locked in snow.

The counties of Hettinger, Adams, Slope, Bowman, Golden Valley, Billings, McKenzie, Stark, Grant and Sioux have been declared disaster areas by Secretary of Agriculture Orville Freeman. This designation was requested by the County Disaster Committee in each county. This committee is made up of the chairman of the County ASCS Committee, the County Agent, and County Farm Home Administration Supervisor. The requests of the County Disaster Committee are reviewed, and then confirmed or rejected by the State Disaster Committee, made up of the counterparts at the state level of the members of the County Committees.

The Governor then certifies to the Secretary of Agriculture the findings of the State Disaster Committee. The USDA disaster relief

program includes 3% non-secured FHA loans, and a feed supply program at less than support prices for specified daily rations to foundation livestock herds.

The railroads serving the counties south and west of the Missouri River responded to my request for lowered freight rates on grain delivered to all counties south and west of the Missouri River. The reduced rate went into effect on January 1, 1965.

A federal aid program for disaster relief through the office of Emergency Planning, as set forth in Public Law 875, operates directly under the office of the President of the United States. Any state which seeks to qualify under this federal program must first spend a specified amount of non-federal funds in coping with a disaster. This amount of non-federal expenditure is established by a formula. The amount set for North Dakota is \$350,000. This extraordinary expenditure of non-federal funds can be made up of cumulative sums expended by counties, townships, school districts, the State and other political subdivisions.

Because of the gravity of conditions caused by the heavy accumulations of snow and because of the danger that exists to isolated families, prompt attention to their plight will be required. The serious economic losses to our livestock industry are widespread enough to warrant an early attack on the problem of moving feed and livestock together. Conditions will undoubtedly remain precarious for six weeks or more.

I recommend that you take the following action:

1.) Appropriate \$350,000 to a Disaster Relief Fund for the 1966 biennium with an emergency clause attached. This sum would be available to meet disaster emergencies not anticipated by any other state budget. This sum should be administered by the State Emergency Commission.

2.) Authorize the Emergency Commission to establish direct disaster aid on such matching basis as it may deem proper through such state agencies as are appropriate to meet the needs for prompt effective action.

3.) Make changes in our statutes which would permit the Emergency Commission to appropriate money from the Contingency Fund to any state budget in excess of the present ten percent limitation, if the emergency were of a disaster nature requiring extraordinary expenditures by that state budget in order to effectively cope with the disaster.

The need is urgent for legislative action to cope with the present snow conditions.

Respectfully recommended,
WILLIAM L. GUY
Governor

SIXTH ORDER OF BUSINESS

Rep. Christensen moved that the amendments to House Bill 642 as recommended by the Committee on Natural Resources, page 299 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Solberg moved that House Bill No. 800 be re-referred from the Committee on Appropriations to the Committee on Industry and Business, which motion prevailed.

Rep. Solberg moved that House Bill No. 811 be re-referred from the Committee on Appropriations to the Committee on Social Welfare.

Rep. Poling moved a substitute motion that House Bill No. 811 be referred to the Committee on Judiciary which motion lost.

The question now was on the original motion of Rep. Solberg, which prevailed and House Bill No. 811 was re-referred to the committee on Social Welfare.

Rep. Solberg moved that House Bill No. 935 be re-referred from the Committee on Appropriations to the Committee on Natural Resources, which motion prevailed.

Rep. Jungroth moved that the rules be suspended and the Board of Administration be directed forthwith to soundproof three telephone booths in the House of Representatives, which motion prevailed.

Rep. Solberg moved that the House reconsider the action by which House Bill No. 725 was indefinitely postponed, which motion prevailed.

Rep. Brown moved that House Bill No. 725 be placed on the calendar for further consideration, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Shorma, Solberg, and Anderson introduced:

House Concurrent Resolution "R". A concurrent resolution directing the discontinuance of farming operations at the state industrial school.

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

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

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-EIGHTH DAY

Bismarck, February 1, 1965

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

Prayer was offered by Rev. Frank T. Hirons of the United Church of Christ, Wahpeton, N. Dak.

Roll call: All members present except Reps. Bergman, Johnson of Minn., and Rundle.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the twenty-fifth day after recess and twenty-sixth day and find the same correct.

REP. OPEDAHL, Chairman

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

REPORTS OF STANDING COMMITTEES

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

House Bill No. 540
 House Bill No. 547 Re-engrossed
 House Bill No. 563
 House Bill No. 611
 House Bill No. 618
 House Bill No. 650
 House Bill No. 646
 House Bill No. 647
 House Bill No. 656
 House Concurrent Resolution "J"

and find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 639 has had the same under consideration and recommends that the same be amended as follows:

In line 92 delete all language following the word "sentenced"

In line 93 delete the following language "ment for not more than one year, or"

In line 94 delete the following language "or both"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WINGE, Chairman

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

Speaker Link announced that the amendments to House Bill No. 639 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 664 has had the same under consideration and recommends that the same be amended as follows:

Delete everything following the words "A BILL" and insert in lieu thereof the following:

For an Act to amend and reenact section 25-04-05, and section 25-04-08 of the North Dakota Century Code, providing for commitment to and discharge from the state school at Grafton and to create and enact section 25-04-08.1 of the North Dakota Century Code providing for the temporary release of inmates of the state school under the supervision and control of the superintendent of such school.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 25-04-05 of the North
2 North Dakota Century Code is hereby amended and reenacted
3 to read as follows:

4 25-04-05. COMMITMENT TO STATE SCHOOL (((.)))

4a UPON ORDER

5 OF COUNTY MENTAL HEALTH BOARD — JUDICIAL
5a PROCEDURE.)

6 (((Feeble minded))) Mentally retarded persons shall be
7 committed to the state school in the same manner and
8 pursuant to the same course of legal commitment as governs
9 admission to the state hospital on forms provided by the
10 state school. Such commitment shall comply with such
11 rules and regulations as may be ((made by the board of
12 administration.)) prescribed by the superintendent and his
13 governing authority or body.

14 SECTION 2. AMENDMENT.) Section 25-04-08 of the North
15 Dakota Century Code is hereby amended and reenacted to
16 read as follows:

17 25-04-08. ((REMOVAL))) DISCHARGE OF INMATE FROM
18 INSTITUTION ((PAROLE OR GRANTING LEAVE OF
18a ABSENCE TO

19 INMATE))). (((an inmate of the state school shall not
20 be removed therefrom except upon written request of his
21 parent, guardian, or custodian. Such request shall re-
22 ceive the approval of the board of administration and of
23 the superintendent of the school before the inmate can be
24 removed))). The superintendent may grant any inmate of
25 the school a (((parole))) discharge or leave of absence
26 under such rules and regulations as the (((board shall
27 adopt))) superintendent and his governing authority may
28 prescribe. Prior notification shall also be given to such
29 inmate's parents or guardian, if any, by registered or

30 certified mail to such parents' or guardian's last address,
 31 if known and to the county mental health board which com-
 32 mitted the patient and to the county mental health board
 33 of the parents' or guardians' legal residence.

34 SECTION 3. Section 25-04-08.1 of the North Dakota
 35 Century Code is hereby created and enacted to read as
 36 follows:

37 25-04-08.1. TEMPORARY RELEASE.)

38 The superintendent of the state school may grant a
 39 temporary release to any inmate when he believes such
 40 release is in the best interests of such inmate. Such
 41 temporary release shall include provision for continuing
 42 responsibility to and supervision by the superintendent
 43 of the state school. The inmate may be returned to the
 44 state school at such time as the superintendent believes
 45 that the temporary release is no longer in the best
 46 interests of the inmate. Such temporary release may
 47 be for the purposes of medical treatment, examination,
 48 training, rehabilitation, to the care of his own home,
 49 that of a relative, or friend, to a licensed foster
 50 home, to another institution of this state, or to an
 51 environment likely to be beneficial to the inmate. Such
 52 temporary release shall be made only after notice by
 53 certified or registered mail to the inmate's parents or
 54 guardian at their last address, if known.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

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

Speaker Link announced that the amendments to House Bill No. 664 would be considered in the sixth order of business on the next legislative day.

Rep. Poling moved that House Bill No. 664 be reprinted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 667 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 688 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the word "sales" insert the words "or use"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 688 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 739 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

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

Mr. Speaker: Your Committee on Social Welfare to whom referred House Bill No. 741 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 765 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on Social Welfare to whom referred House Bill No. 785 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "eighteen" underline the word "and"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 785 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 809 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 810 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 825 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 830 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 838 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 846 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

ep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

r. Speaker: Your Committee on Finance and Taxation to whom referred House Bill No. 853 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

ep. Meschke moved that the report be adopted, which motion prevailed and the report was adopted.

r. Speaker: Your Committee on Political Subdivisions to whom referred House Bill No. 645 has had the same under consideration and recommends that the same be amended as follows: in line 7 following the word "county", delete the remainder of the

delete all of lines 8 through 13, and insert in lieu thereof the following language:

in the following manner: twenty percent thereof shall be deducted in the county general fund, the remaining eighty percent shall be apportioned among the school districts in which the land in question is located in proportion to the number of acres taken in each school district."

and renumber the lines accordingly.

and when so amended recommend the same do pass.

REP. STALLMAN, Chairman

ep. Fossum moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker Link announced that the amendments to House Bill No. 645 would be considered in the sixth order of business on the next legislative day.

r. Speaker: Your Committee on Political Subdivisions to whom referred House Bill No. 669 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

ep. Stockman moved that the report be adopted, which motion prevailed.

r. Speaker: Your Committee on Political Subdivisions to whom referred House Bill No. 679 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

ep. Borstad moved that the report be adopted, which motion prevailed.

ep. Poling moved that the House reconsider the action by which House Bill No. 679 was indefinitely postponed, which motion prevailed.

ep. Wagner moved that House Bill No. 679 be placed on the calendar, which motion lost.

The question was now on the adoption of the committee report, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 1, 1965

r. Speaker: I have the honor to transmit:

Senate Bill No. 13
Senate Bill No. 103
Senate Bill No. 104
Senate Bill No. 125
Senate Bill No. 130
Senate Bill No. 153
Senate Bill No. 154
Senate Bill No. 155

Senate Bill No. 158

Senate Bill No. 220

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

GERALD L. STAIR, Secretary
Senate Chamber

Bismarck, February 1, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 356

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

GERALD L. STAIR, Secretary

FIRST READING OF A SENATE BILL

Senate Bill No. 356. A Bill for an Act relating to the grant of funds by the emergency commission from the contingency fund for the protection of life and property from conditions caused by natural disasters, providing for the termination of the Act, and declaring an emergency.

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

EIGHTH ORDER OF BUSINESS

Rep. Solberg asked permission to have the Appropriations Committee excused for an Emergency meeting, which permission was granted.

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 735 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 770 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 772 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Breum moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 784 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 632. A Bill for an Act to amend and reenact subsection 3 of section 61-27-11 of the North Dakota Century Code relating to the regulation of boating on the waters of this state.

Which had been read.

The question being on the final passage of the bill, Rep. Hoffner moved that House Bill No. 632 be placed at the foot of the calendar, which motion prevailed.

Rep. Dornacker moved that the House recess for fifteen minutes, which motion prevailed.

The House reconvened at the expiration of the fifteen minute recess.

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

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 702 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 356 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended and Senate Bill No. 356 be placed at the head of the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 356. A Bill for an Act relating to the grant of funds by the emergency commission from the contingency fund for the protection of life and property from conditions caused by natural disasters, providing for the termination of the Act, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Whittlesey
Dornacker	Barnes	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager	Rustan	
Absent and not voting:			
Bergman	Bowles	Johnson, G. V.	Rundle

JOURNAL OF THE HOUSE

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

p. Giffey moved that the vote by which Senate Bill No. 356 was passed be reconsidered and the motion to reconsider be laid on the table.

which motion prevailed.

p. Brown moved that Senate Bill No. 356 be messaged immediately to the Senate, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
February 1, 1965

Speaker: I have the honor to return:

Senate Bill No. 356

which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

Speaker Link announced that the House would revert to the normal order of business.

House Bill No. 879. A Bill for an Act to amend and reenact subsection 1 of section 20-05-03 of the North Dakota Century Code relating to the use of motor vehicles and aircraft in hunting, pursuing, killing, taking or attempting to take or as an aid in hunting or trapping of any big game animal.

which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 52; nays, 53; absent and not voting, 4.

Those voting in the affirmative were:

Aquist	Froeschle	Larsen	Rosendahl
Ar	Ganser	Leer	Ruddy
Den	Gietzen	Linderman	Rustan
Dom	Haugland	Loerch	Schoenwald
Erstad	Hickle	Lundene	Solberg
Ersum	Hoffner	Meschke	Staven
Erstensen	Johnson,	Miller	Stockman
Erstoph	Barnes	Mueller	Tough
Erlette	Jungroth	Opedahl	Wagner
Ernolly	Knudsen	Poling	Wastvedt
Ervis	Krenz	Powers, Barnes	Wentz
Erk	Kvasager	Reimers	Whittlesey
Ernacker	Lang	Rivinius	Mr. Speaker
Ersum			

Those voting in the negative were:

Ermoth	Erickson, Ward	Larson	Shorma
Erder	Frank	Meyer	Skaar
Erckes	Gengler	Montplaisir	Stallman
Erustead	Giffey	Myhre	Stenhjem
Erwman	Glaspey	Obie	Strand
Erwn	Gronhovd	Olafson	Streibel
Ermer	Gudajtes	Olienyk	Tweten
Erk	Hardmeyer	Olson	Unruh
Erles	Harrison	Powers, Cass	Vogel
Erhlen	Hauf	Rieger	Welder
Erncan	Haugen	Sanstead	Wilkie
Erin	Hertz	Schaffer	Williamson
Erckson,	Hilleboe	Shablow	Winge
ErMountrail	Ivesdal		

Those present and not voting:

Errgman	Bowles	Johnson, G. V.	Rundle
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the bill was declared lost.

MONDAY, FEBRUARY 1, 1965

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, February 1, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 356

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

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign Senate Bill No. 356

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

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 1, 1965

Mr. President: I have the honor to return:

Senate Bill No. 356

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 540. A Bill for an Act to create and enact sections 61-04-28 and 61-07-34 of the North Dakota Century Code relating to application for and correction of water permits and provide a statute of limitations in cases wherein it is claimed irrigation district is liable for damages resulting from negligence carelessness; to amend and reenact sections 15-11-09, 61-01-01, 61-02-64, 61-02-64.1, 61-04-02, 61-04-06, 61-04-09, 61-04-14, 61-04-14, 61-04-22, 61-04-23, 61-04-25, 61-16-08, 61-16-15, 61-16-17, 61-16-17, 61-20-05, 61-20-06, 61-20-07, 61-26-01, and 61-26-02 of the North Dakota Century Code, relating to the application, transfer, and forfeiture of water permits; the terms of office of commissioners of water management districts; the construction and repair of dams; the moneys paid out and reimbursed to the North Dakota state water commission; to provide for the transfer of the supervision of artesian wells to the state water commission; and to provide that the water management districts may make application for joint use of drains located within drainage districts; and repeal sections 61-02-70, 61-04-08, 61-04-10, 61-04-13, and 61-20-08 of the North Dakota Century Code, relating to applications for water permits, certificates of construction for water works, and appointment of a deputy state geologist.

Which had been read.

The question being on the final passage of the bill, as amended on page 283 of the House Journal, Rep. Bier moved that House Bill No. 540 be re-referred to the Committee on Agriculture, which motion lost on a division vote.

The question now is on the final passage of the bill as amended and Rep. Hoffner moved that House Bill No. 540 be laid over until the next legislative day, which motion prevailed.

Rep. Poling moved that House Bill No. 677 be re-referred to the Committee on Political Subdivisions, which motion lost a division vote. Speaker Link announced that House Bill No. 677 would remain on the calendar.

Rep. Giffey moved that the House be on the 12th order of business and on the conclusion of that order, stand recessed until 1 p.m., February 2, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 20. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

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

Senate Bill No. 123. A Bill for an Act to create sections 6-06-36 and 6-06-37; to amend subsection 5 of section 6-06-02, subsection 7 of section 6-06-07, sections 6-06-08, 6-06-10, 6-06-14, 6-06-21, 6-06-21.1, and 6-06-26; and to repeal sections 6-06-22, 6-06-23, 6-06-24, and 6-06-25 of the North Dakota Century Code, relating to the powers and duties of the state credit union board; mergers of credit unions; the maximum amount of money which can be loaned without security; reserve funds; and the general operation of such credit unions.

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

Senate Bill No. 136. A Bill for an Act to provide for appraisal, indemnification, and destruction of swine infected with, affected with, or exposed to hog cholera, under certain conditions, and providing for right of appeal.

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

Senate Bill No. 142. A Bill for an Act to amend and reenact section 6-03-66 of the North Dakota Century Code, relating to joint bank accounts.

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

Senate Bill No. 189. A Bill for an Act to amend and reenact section 33-01-21 of the North Dakota Century Code, relating to the periodic payment of moneys collected by county justices to the county treasurer.

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

Senate Bill No. 192. A Bill for an Act to repeal subsection 5 of section 26-17-10 of the 1963 Supplement to the North Dakota Century Code, relating to exceptions for foreign insurance and surety companies having local agents.

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

Senate Bill No. 195. A Bill for an Act to amend section 6-03-05 relating to loans on real estate.

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

Senate Bill No. 196. A Bill for an Act to amend and reenact section 6-03-59 of the North Dakota Century Code relating to limitations on bank loans.

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

Senate Bill No. 238. A Bill for an Act to amend and reenact section 29-06-15 of the North Dakota Century Code relating to arrest without warrant and to amend and reenact section 29-06-16 of the North Dakota Century Code relating to arrest at night and reasonable cause.

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

Pursuant to the motion of Rep. Giffey the house now stood recessed until 1:00 p.m., February 2, 1965.

DONNELL HAUGEN, Chief Clerk

TWENTY-EIGHTH DAY AFTER RECESS AND
TWENTY-NINTH DAY

Bismarck, February 2, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey.

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

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 2, 1965

Mr. President: I have the honor to transmit:

House Bill No. 508 - 509

House Bill No. 604 - 673

House Bill No. 670 - 638

House Bill No. 746 - 510

House Bill No. 524 - 517

House Bill No. 748 - 640

House Bill No. 649 - 658

House Bill No. 661 - 684

House Bill No. 745

House Concurrent Resolution "H"

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

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

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

House Bill No. 642

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on appropriations to whom was referred House Bill No. 505 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the bill, delete the sum \$1,328,846.00 and, in lieu thereof, insert the sum \$1,354,000.00

Line 12, delete the sum \$1,810,846.00 and, in lieu thereof, insert the sum \$1,836,000.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 505 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on appropriations to whom was referred House Bill No. 512 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 515 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 518 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 519 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 584 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 589 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "semimonthly" insert the following language "or agreed"

In line 5 of the title delete all the language after the ";

In line 6 of the title delete the following language "this Act;"

In line 13 of the title delete all the language after the ";

In line 14 of the title delete the following language "and collected;"

In line 7 of the bill after the word "semimonthly" insert the words "or agreed"

In line 9 of the bill after the word "or" insert the word "on" and after the word "regular" insert the word "agreed"

In line 11 of the bill after the word "employment" insert a period and delete the following language "where suitable"

Delete lines 12 and 13 of the bill

In line 24 of the bill after the word "than" insert the following language "the next regular stated pay day." and delete the following language "seventy-two hours thereafter,"

Delete lines 25 through 28 inclusive

Delete lines 47 through 52 inclusive

In line 77 delete the following language "The commissioner of labor and his"

Delete lines 78 through 83 inclusive

In line 90 delete the words "FORFEITURE AND"

Delete lines 91 through 110 inclusive and insert in lieu thereof the following language:

"employer who shall willfully refuse to pay the wages due and payable when demanded as in this act, or who shall falsely deny the amount thereof, or that the same is due with intent to secure for himself or any other person any discount upon such indebtedness, or with intent to annoy, harass, or oppress, or hinder, or delay, or defraud the person to whom such indebtedness is due, shall be guilty of a misdemeanor and upon conviction thereof, be punished by a fine of not less than twenty-five dollars or more than fifty dollars for each such offense. Any employee who shall falsify the amount due himself or who willfully attempts to defraud the employer shall be subject to a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars or more than fifty dollars for each such separate offense."

In line 136 delete the word "The" following the period

Delete lines 137 through 140 inclusive

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 598 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 598 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 636 has had the same under consideration and recommends that the same be amended as follows:

In line 25, place triple parentheses before the word "for".

In line 26, place triple parentheses following the word "year".

In line 26, delete the following language: "; and".

In line 27, delete the entire line.

In line 30, delete the period and insert in lieu thereof the following language: "in any one school year."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 636 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 668 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted.

Rep. Hilleboe moved a substitute motion that House Bill No. 668 be returned to the Committee on Education, which motion lost on a voice vote.

The question was now on the original motion of Rep. Montplaisir that the report of the Committee be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 674 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: A majority of your Committee on Education to whom was referred House Bill No. 689 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Hertz
Rep. Gudajtes
Rep. Montplaisir
Rep. Sanstead
Rep. Haugen
Rep. Olafson
Rep. Johnson (Barnes)
Rep. Bier
Rep. Olienyk
Rep. Bowman

REP. BLOOM, Chairman

Mr. Speaker: A minority of your Committee on Education to whom was referred House Bill No. 689 has had the same under consideration and recommends that the same do pass.

Rep. Vogel
Rep. Skaar
Rep. Larsen (Grand Forks)
Rep. Froeschle
Rep. Coles
Rep. Schaffer

REP. BLOOM, Chairman

Rep. Olienyk moved that the report of the majority be adopted.

Rep. Vogel moved a substitute motion that the report of the minority be substituted for the report of the majority which motion lost.

The question was now on the motion of Rep. Olienyk that the report of the majority be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 699 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 700 has had the same under consideration and recommends that the same be amended as follows:

In line 29 delete the word "previously" and insert in lieu thereof the following language: "from areas historically"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BLOOM, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 700 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 713 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 714 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

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

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 716 has had the same under consideration and recommends that the same be amended as follows:

In line 4, following the word "pay", insert the following language: "all or part of".

In line 5, delete the word "therefor" and insert in lieu thereof the word "thereof".

In line 5, delete the comma following the word "therefor".

In line 5, insert a period following the word "thereof".

In line 5, delete all material following the comma after "therefor".

Delete all of line 6.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BLOOM, Chairman

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

Speaker Link announced that the amendments to House Bill No. 716 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 722 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 736 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 773 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 778 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Skaar moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 786 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 821 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

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

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 839 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

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

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 912 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 31 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title: delete the period and add the following phrase: "and declaring an emergency."

At the end of the bill add a new section as follows:

"SECTION 3. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Rep. Haugen moved that the rules be suspended and Senate Bill No. 31 be placed in the sixth order of business, which motion prevailed.

Rep. Haugen moved that the amendments to Senate Bill No. 31 as recommended by the Committee on General Affairs, be adopted, which motion prevailed.

Rep. Burk moved that the House be on the thirteenth order of business, which motion prevailed.

Rep. Burk moved that the rules be suspended and Senate Bill No. 31 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act to amend and reenact sections 54-16-04 and 54-16-09 of the North Dakota Century Code, relating to the emergency commission and use of emergency funds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Committee on General Affairs, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Froeschle	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Montplaisir	Staven
Bowles	Gudajtes	Mueller	Stenhjem
Bowman	Hardmeyer	Myhre	Stockman
Breum	Harrison	Obie	Strand
Brown	Hauf	Olafson	Streibel
Bruner	Haugen	Olienyk	Tough
Burk	Haugland	Olson	Tweten
Christensen	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hilleboe	Powers, Barnes	Wagner
Collette	Hoffner	Powers, Cass	Wastvedt
Connolly	Ivesdal	Reimers	Welder
Dahlen	Johnson,	Rieger	Wentz
Davis	Barnes	Rivinius	Whittlesey
Dick	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Williamson
Duncan	Krenz	Rundle	Winge
Elkin	Kvasager	Rustan	Mr. Speaker
Erickson,	Lang		

Mountrail

Absent and not voting:

Bergman	Frank	Johnson, G.V.	Miller
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Burk moved that the vote by which Senate Bill No. 31 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Burk moved that Senate Bill No. 31 be messaged to the Senate immediately, which motion prevailed.

Rep. Lundene moved that House Bill No. 650 be returned to the House from the Committee on Industry and Business, and placed on the calendar as amended, on page 287 of the House Journal, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 2, 1965

Mr. President: I have the honor to return:

Senate Bill No. 31

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Rundle moved that the House reconsider the action by which House Bill No. 879 was lost, which motion prevailed.

Rep. Rustan moved that House Bill No. 879 be placed in General Orders, which motion prevailed.

Rep. Burk moved that House Bill No. 540 be placed in General Orders, which motion prevailed.

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

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

TWENTY-NINTH DAY

Bismarck, February 2, 1965

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

Prayer was offered by Rev. George E. Amundsen, St. Paul Lutheran Church of Center, North Dakota.

Roll call: All members present except Reps. Bergman, and Johnson of Billings.

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

Line 42, page 323, add the following: "The question was now on the adoption of the committee report, which motion prevailed."

Change "Tuesday" to "Monday" at the top of pages.

And when so corrected recommends that the same be approved.

REP. OPEDAHL, Chairman

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

Rep. Streibel asked that his remarks be printed in the House Journal, which permission was given.

Rep. Streibel: "The proposal of the 3% sales tax by the Democratic majority in the House represents a confession of error in judgment in the area of tax policy. The elimination of the personal property tax in North Dakota is too important a piece of legislation to be handled by over-night caucus action.

This, coupled with the repeal of the personal property tax, general withholding, establishment of an income tax filing fee, the elimination of medical expenses and federal income tax payments as a deduction for state income tax filing, the lowering of personal exemption for husband and wife from \$1500 to \$1200, the increase in income tax rates, the increase on insurance premium tax, the re-vamping of the classification of utilities and lease site property, the upward readjustment of the corporation income tax schedule, and the broadening of the sales tax to include every transaction, product and service to the point where it should more properly be termed a "Labor Tax", represents a tax reform package that has far too reaching an effect on the taxpayers and political subdivisions of our state to be approached in this manner.

This latest addition to the so-called "Tax Package" has obviously been offered in haste for political gain on the part of the Democrat majority in the House. We of the Republican Minority in the House want to call the attention of the taxpayers of North Dakota to the impact this will have on their pocketbook.

The elimination of the personal property tax will eliminate approximately 35 million dollars in local revenue. No workable formula has been advanced to properly reallocate this back to the local political subdivisions; considering only 5.8% of this goes to the state and 94.2% to local government this could raise havoc with locally financed programs. The same can be said for the re-allocation of the utility and lease site tax dollar.

I wonder how the low and middle income wage earner will feel toward paying an additional 35 million dollars in taxes that he previously contributed only a small part to. This is what the taxpayer of North Dakota has today as a result of this frantic action on the part of the Democrat House majority:

1. A 20 million dollar increase in expenditures by the Governor while still leaving a 7 million dollar deficit in appropriations over anticipated revenue.

2. A \$1,500,000 deficit in the replacement of the Personal Property tax with a one-cent sales tax.

3. A state budget that will approximate 157 million dollars, an increase of 55 million dollars over the last biennium.

On January 25 the Governor told a Republican House caucus that the sales tax was a, quote, "regressive tax". The complete broadening of the sales tax coupled with the major shift of tax responsibility will deal a financial blow to the low, middle and fixed income groups that will be drastically "regressive".

We commend the House Democrat-NPL majority for their "change of heart", which I feel certain was brought about by Republican questionnaires and Republican concern for taxpayer sentiment.

What will happen to the financing of the local bond issues? Will real estate assume all bonded indebtedness? These are only a few of the questions the people of North Dakota are asking because of a major tax shift motivated by a political caucus in a 12th-hour desperation move to save political face."

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to House Bill No. 639 as recommended by the Committee on Transportation, on page 320 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that consideration of amendments to House Bill No. 664 as recommended by the Committee on Social Welfare, on page 320 of the House Journal, be laid over one day, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 688 as recommended by the Committee on Finance and Taxation, on page 321 of the House Journal, be adopted, which motion prevailed.

Rep. Polling moved that the amendments to House Bill No. 785 as recommended by the Committee on Social Welfare, on page 322 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 645 as recommended by the Committee on Political Subdivisions, on page 323 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Powers of Cass, and Stockman introduced:

House Concurrent Resolution "S". A concurrent resolution directing the legislative research committee to study the election laws of North Dakota.

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

Rep. Brown moved that House Concurrent Resolution "T" be read in its entirety at this time, which motion prevailed.

Rep. Brown moved that House Concurrent Resolution "T" be printed in the House Journal, and not as a bill, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "T"

Introduced by Rep. Brown

A concurrent resolution expressing the appreciation of the members of the Thirty-ninth Legislative Assembly to the University of North Dakota, the Campbell Foundation, and others for staging the recent pre-session legislators school.

1 WHEREAS, a pre-session legislators school

2 was held at the University of North Dakota on November 27
2a and 28,

3 1964; and

4 WHEREAS, such school was sponsored by the
5 Bureau of Governmental Research of the University of North
5a Dakota

6 with the support of the Robert D. Campbell Foundation; and •

7 WHEREAS, attendance of legislators at such

8 school was exceptionally good considering the inclement

8a weather then

9 prevailing; and

10 WHEREAS, the material presented at such

11 school was of great benefit to veteran and newly-elected

11a legislators

12 alike;

13 NOW, THEREFORE, BE IT RESOLVED BY THE

14 HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH

15 DAKOTA, THE SENATE CONCURRING THEREIN:

16 That the members of the Thirty-ninth Legislative Assembly

16a hereby

17 express their appreciation to the University of North Dakota, the

18 Robert D. Campbell Foundation, the Grand Forks Chamber of

18a Commerce,

19 and all other organizations and individuals who worked so hard

19a to

20 assure the success of this school; and

21 BE IT FURTHER RESOLVED, that copies of

22 this resolution be forwarded to each Trustee of the Campbell

22a Founda-

23 tion, the President of the University of North Dakota, the

23a Manager

24 of the Grand Forks Chamber of Commerce, the Dean of the

24a College of

25 Business and Public Administration, the Director of the Bureau

25a of

26 Governmental Research, the Director of Housing at the Uni-

26a versity, and

27 the Manager of the University Student Union.

Rep. Brown moved that the rules be suspended and House Concurrent Resolution "T" be placed at the head of the calendar.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "T". A concurrent resolution expressing the appreciation of the members of the Thirty-ninth Legislative Assembly to the University of North Dakota, the Campbell Foundation, and others for staging the recent pre-session legislators school.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Froeschle	Larson	Schoenwald
Belquist	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand

Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Reimers	Welder
Dahlen	Johnson,	Rieger	Wentz
Davis	Barnes	Rivinius	Whittlesey
Dick	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Williamson
Duncan	Krenz	Rundle	Winge
Elkin	Kvasager	Rustan	Mr. Speaker
Absent and not voting:			
Bergman	Erickson,	Frank	Olson
	Mountrail	Johnson, G.V.	Powers, Cass

So the resolution passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 610. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof, and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 82; absent and not voting, 6.

Those voting in the affirmative were:

Bowles	Elkin	Lang	Rivinius
Bowman	Froeschle	Larson	Rundle
Collette	Gudajtes	Myhre	Rustan
Connolly	Haugen	Olafson	Stallman
Dahlen	Hickle	Olienyk	Staven
Davis			

Those voting in the negative were:

Aamoth	Erickson, Ward	Larsen	Schoenwald
Anderson	Fossum	Leer	Shablow
Backes	Ganser	Linderman	Shorma
Belquist	Gengler	Loerch	Skaar
Bier	Gietzen	Lundene	Solberg
Bilden	Giffey	Meschke	Stenhjem
Bloom	Gronhovd	Meyer	Stockman
Borstad	Hardmeyer	Miller	Strand
Boustead	Harrison	Montplaisir	Streibel
Breum	Hauf	Mueller	Tough
Brown	Haugland	Obie	Tweten
Bruner	Hertz	Opedahl	Unruh
Burk	Hilleboe	Poling	Vogel
Christensen	Hoffner	Powers, Barnes	Wagner
Christopher	Ivesdal	Powers, Cass.	Wastvedt
Coles	Johnson,	Reimers	Welder
Dick	Barnes	Rieger	Wentz
Dornacker	Jungroth	Rosendahl	Whittlesey
Duncan	Knudsen	Ruddy	Williamson
Erickson,	Krenz	Sanstead	Winge
Mountrail	Kvasager	Schaffer	Mr. Speaker

Absent and not voting:

Bergman	Glaspey	Olson	Wilkie
Frank	Johnson, G.V.		

So the bill was declared lost.

Rep. Tweten moved that the vote by which House Bill No. 610 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Reps. Hertz, Gengler and Schoenwald asked to be excused from voting on House Bill No. 612.

Rep. Giffey moved that Reps. Hertz, Gengler and Schoenwald be permitted to vote on House Bill No. 612, which motion prevailed.

House Bill No. 612. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code relating to the hours of service of railroad employees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stenhjem
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail			

Those voting in the negative were:

Aamoth Tough

Absent and not voting:

Bergman Frank Johnson, G.V. Olson

So the bill passed and the title was agreed to.

House Bill No. 613. A Bill for an Act prohibiting the use of certain devices on railroad locomotives and equipment and prescribing penalties for violating the provisions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 64; nays, 41; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Giffey	Leer	Ruddy
Backes	Glaspey	Linderman	Rundle
Belquist	Gronhovd	Loerch	Sanstead
Bloom	Hardmeyer	Lundene	Schoenwald

Borstad	Harrison	Meschke	Shablow
Breum	Hauf	Meyer	Shorma
Bruner	Haugen	Montplaisir	Skaar
Burk	Haugland	Myhre	Solberg
Christensen	Hertz	Obie	Stallman
Connolly	Hickle	Olafson	Staven
Dahlen	Hoffner	Olienyk	Strand
Erickson,	Ivesdal	Poling	Unruh
Mountrail	Jungroth	Powers, Cass	Vogel
Erickson, Ward	Knudsen	Rieger	Wilkie
Ganser	Kvasager	Rivinius	Williamson
Gengler	Larson	Rosendahl	Mr. Speaker
Gietzen			

Those voting in the negative were:

Aamoth	Dick	Lang	Stockman
Bier	Dornacker	Larsen	Streibel
Bilden	Duncan	Miller	Tough
Boustead	Elkin	Mueller	Tweten
Bowles	Fossum	Opedahl	Wagner
Bowman	Froeschle	Powers, Barnes	Wastvedt
Brown	Gudajtes	Reimers	Welder
Christopher	Hilleboe	Rustan	Wentz
Coles	Johnson,	Schaffer	Whittlesey
Collette	Barnes	Stenhjem	Winge
Davis	Krenz		

Absent and not voting:

Bergman	Frank	Johnson, G.V.	Olson
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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 subsections 2 and 3 of section 11-10-10 of the 1963 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 280 and page 314, House Journal, the roll was called and there were ayes, 101; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Froeschle	Larson	Schoenwald
Belquist	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Dick	Johnson,	Rieger	Wentz
Dornacker	Barnes	Rivinius	Whittlesey
Duncan	Jungroth	Rosendahl	Wilkie
Elkin	Knudsen	Ruddy	Williamson

Erickson,	Krenz	Rundle	Winge
Mountrail	Kvasager	Rustan	
Those voting in the negative were:			
Burk	Davis	Poling	Mr. Speaker
Absent and not voting:			
Bergman	Frank	Johnson, G.V.	Olson

So the bill passed and the title was agreed to.

Rep. Tweten moved that the vote by which House Bill No. 677 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 547. A Bill for an Act to amend and reenact sections 49-05-04, 49-05-06, and 49-06-01 of the North Dakota Century Code, relating to public utility rate changes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 284, House Journal, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Froeschle	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hilleboe	Powers, Barnes	Wagner
Collette	Hoffner	Powers, Cass	Wastvedt
Connolly	Ivesdal	Reimers	Welder
Dahlen	Johnson,	Rieger	Wentz
Davis	Barnes	Rivinius	Whittlesey
Dick	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Williamson
Duncan	Krenz	Rundle	Winge
Elkin	Kvasager	Rustan	Mr. Speaker
Erickson,	Lang		
Mountrail			

Absent and not voting:

Bergman	Frank	Johnson, G.V.	Olson
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So the bill passed and the title was agreed to.

House Bill No. 611. A Bill for an Act relating to sanitary conditions and requiring certain equipment and facilities on railroad locomotives and cabooses, and to amend Section 49-13-07 of the North Dakota Century Code relating to construction and use of caboose cars, and providing a penalty for the violation thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 286 of the House Journal, the roll was called and there were: ayes, 66; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Giffey	Linderman	Rundle
Backes	Glaspey	Loerch	Rustan
Belquist	Gronhovd	Lundene	Sanstead
Bloom	Gudajtes	Meschke	Schoenwald
Borstad	Hardmeyer	Meyer	Shablow
Bowman	Harrison	Miller	Shorma
Breum	Hauf	Montplaisir	Skaar
Bruner	Haugland	Myhre	Solberg
Burk	Hertz	Obie	Stallman
Christensen	Hickle	Olafson	Staven
Dahlen	Hoffner	Opedahl	Strand
Erickson,	Ivesdal	Poling	Vogel
Mountrail	Jungroth	Powers, Cass	Wilkie
Erickson, Ward	Krenz	Rieger	Williamson
Frank	Kvasager	Rivinius	Winge
Gengler	Larson	Rosendahl	Mr. Speaker
Gietzen	Leer	Ruddy	

Those voting in the negative were:

Aamoth	Dick	Knudsen	Streibel
Bier	Dornacker	Lang	Tough
Bilden	Duncan	Larsen	Tweten
Boustead	Elkin	Mueller	Unruh
Bowles	Fossum	Olienyk	Wagner
Brown	Froeschle	Powers, Barnes	Wastvedt
Christopher	Ganser	Reimers	Welder
Coles	Haugen	Schaffer	Wentz
Collette	Hilleboe	Stenhjem	Whittlesey
Connolly	Johnson,	Stockman	
Davis	Barnes		

Absent and not voting:

Bergman Johnson, G.V. Olson

So the bill passed and the title was agreed to.

Rep. Poling moved that the vote by which House Bill No. 611 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 618. A Bill for an Act making an appropriation for the completion of the compilation and publishing of the records of those who served in World War II and the Korean hostilities.

Which had been read.

The question being on the final passage of the bill, as amended, on page 286 of the House Journal, Rep. Brown moved that House Bill No. 618 be re-referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 646. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code relating to accident reports.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 287 of the House Journal, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Schaffer
Anderson	Fossum	Larsen	Schoenwald
Belquist	Frank	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman

Boustead	Glaspey	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Obie	Tough
Burk	Haugen	Olafson	Tweten
Christopher	Haugland	Opedahl	Unruh
Coles	Hertz	Poling	Vogel
Collette	Hickle	Powers, Barnes	Wagner
Connolly	Hilleboe	Powers, Cass	Wastvedt
Dahlen	Hoffner	Reimers	Welder
Davis	Ivesdal	Rieger	Wentz
Dick	Johnson,	Rivinius	Whittlesey
Dornacker	Barnes	Rosendahl	Wilkie
Duncan	Jungroth	Ruddy	Williamson
Elkin	Knudsen	Rundle	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager	Sanstead	

Absent and not voting:

Backes	Christensen	Johnson, G.V.	Olienyk
Bergman	Froeschle	Myhre	Olson

So the bill passed and the title was agreed to.

House Bill No. 647. A Bill for an Act to define motorcycle or motor driven cycle.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 287 of the House Journal, the roll was called and there were: ayes, 77; nays, 25, absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Ganser	Leer	Schoenwald
Backes	Gengler	Linderman	Shablow
Belquist	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Solberg
Bilden	Gronhovd	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Bowman	Hauf	Obie	Strand
Breum	Haugland	Olafson	Streibel
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Opedahl	Unruh
Collette	Hilleboe	Powers, Barnes	Vogel
Dahlen	Ivesdal	Powers, Cass	Wagner
Dick	Johnson,	Reimers	Wastvedt
Dornacker	Barnes	Rieger	Wentz
Duncan	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Rundle	Winge
Fossum	Lang	Rustan	Mr. Speaker
Frank	Larsen	Schaffer	

Those voting in the negative were:

Anderson	Davis	Kvasager	Sanstead
Bloom	Elkin	Larson	Shorma
Borstad	Erickson, Ward	Meschke	Stallman
Brown	Harrison	Montplaisir	Tough
Bruner	Haugen	Myhre	Welder
Burk	Hoffner	Poling	Whittlesey
Connolly			

Absent and not voting:

Bergman	Froeschle	Johnson, G.V.	Ruddy
Christensen	Glaspey	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 39-06-14 of the North Dakota Century Code, relating to motor vehicle operators' licenses and providing an age restriction thereon for drivers or helpers of common or contract carriers.

Which had been read.

The question being on the final passage of the bill, as amended, on page 288 of the House Journal, Rep. Dornacker moved that the bill be laid over one day, which motion lost.

ROLL CALL

The question now was on the final passage of the bill and the roll was called and there were: ayes, 11; nays, 90; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Gudajtes	Opedahl	Tweten
Bowman	Krenz	Poling	Winge
Dahlen	Lundene	Staven	

Those voting in the negative were:

Anderson	Erickson, Ward	Kvasager	Sanstead
Backes	Fossum	Lang	Schaffer
Belquist	Frank	Larsen	Shablow
Bier	Ganser	Larson	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Stenhjem
Bowles	Gronhovd	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Unruh
Christopher	Haugland	Olafson	Vogel
Coles	Hertz	Olienyk	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Davis	Hoffner	Reimers	Wentz
Dick	Ivesdal	Rieger	Whittlesey
Dornacker	Johnson,	Rivinius	Wilkie
Duncan	Barnes	Rosendahl	Williamson
Elkin	Jungroth	Ruddy	Mr. Speaker
Erickson,	Knudsen	Rustan	

Mountrail

Absent and not voting:

Bergman	Froeschle	Leer	Rundle
Christensen	Johnson, G.V.	Olson	Schoenwald

So the bill was declared lost.

House Concurrent Resolution "J". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and otherwise lawful in the premises.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, on page 289 of the House Journal, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Shablow

Belquist	Ganser	Leer	Shorma
Bier	Gengler	Linderman	Skaar
Bilden	Gietzen	Loerch	Solberg
Bloom	Giffey	Lundene	Stallman
Borstad	Glaspey	Meschke	Staven
Boustead	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christopher	Haugland	Olafson	Unruh
Coles	Hertz	Olienyk	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Whittlesey
Dornacker	Barnes	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager	Rustan	
Absent and not voting:			
Bergman	Christensen	Johnson, G.V.	Rundle
Bowles	Froeschle	Olson	Schoenwald

So the bill passed and the title was agreed to.

House Bill No. 562. A Bill for an Act to amend and reenact section 27-05-03 and subsection 3 of section 27-17-01 of the North Dakota Century Code relating to the salaries and expenses of judges of the district court.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 260, House Journal, the roll was called and there were ayes, 60; nays, 41; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Larsen	Rustan
Bier	Mountrail	Loerch	Sanstead
Bilden	Erickson, Ward	Lundene	Schaffer
Boustead	Fossum	Meschke	Skaar
Bowman	Frank	Miller	Stockman
Breum	Ganser	Montplaisir	Streibel
Brown	Gengler	Mueller	Tough
Burk	Hauf	Myhre	Tweten
Christopher	Haugland	Olafson	Unruh
Coles	Hertz	Olienyk	Wagner
Collette	Hilleboe	Opedahl	Wastvedt
Dahlen	Jungroth	Poling	Welder
Dick	Knudsen	Powers, Cass	Wentz
Dornacker	Kvasager	Rivinius	Whittlesey
Duncan	Lang	Rosendahl	Williamson
Elkin			

Those voting in the negative were:

Anderson	Gronhovd	Larson	Shorma
Backes	Gudajtes	Leer	Solberg
Belquist	Hardmeyer	Linderman	Stallman
Bloom	Harrison	Meyer	Staven
Borstad	Haugen	Obie	Stenhjem
Bruner	Hickle	Powers, Barnes	Strand
Connolly	Hoffner	Rieger	Vogel
Davis	Ivesdal	Ruddy	Wilkie

Gietzen	Johnson,	Rundle	Winge
Giffey	Barnes	Shablow	Mr. Speaker
Glaspey	Krenz		

Absent and not voting:

Bergman	Christensen	Johnson, G.V.	Reimers
Bowles	Froeschle	Olson	Schoenwald

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

House Bill No. 563. A Bill for an Act to amend and reenact section 27-02-02 of the North Dakota Century Code relating to the salaries of judges of the supreme court.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 294, House Journal, the roll was called and there were ayes, 61; nays, 40; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Bier	Fossum	Larsen	Sanstead
Bilden	Frank	Lundene	Schaffer
Boustead	Ganser	Meschke	Stenhjem
Bowman	Gengler	Miller	Stockman
Breum	Gronhovd	Montplaisir	Streibel
Brown	Hauf	Mueller	Tough
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Dick	Jungroth	Reimers	Wentz
Dornacker	Knudsen	Rivinius	Whittlesey
Duncan	Kvasager	Rosendahl	Williamson
Elkin			

Those voting in the negative were:

Anderson	Gietzen	Larson	Shorma
Backes	Giffey	Leer	Skaar
Belquist	Glaspey	Linderman	Solberg
Bloom	Gudajtes	Loerch	Stallman
Borstad	Hardmeyer	Meyer	Staven
Bowles	Harrison	Obie	Strand
Bruner	Haugen	Poling	Vogel
Burk	Hickle	Rieger	Wilkie
Davis	Johnson,	Rundle	Winge
Erickson,	Barnes	Shablow	Mr. Speaker
Mountrail	Krenz		

Absent and not voting:

Bergman	Froeschle	Myhre	Ruddy
Christensen	Johnson, G.V.	Olson	Schoenwald

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

House Bill No. 632. A Bill for an Act to amend and reenact subsection 3 of section 61-27-11 of the North Dakota Century Code relating to the regulation of boating on the waters of this state.

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, 60; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Glaspey	Miller	Stockman
Bloom	Gronhovd	Mueller	Strand
Borstad	Hardmeyer	Obie	Streibel
Boustead	Hilleboe	Opedahl	Tough

Bowman	Hoffner	Powers, Barnes	Unruh
Breum	Johnson,	Rieger	Wagner
Christopher	Barnes	Rivinius	Wastvedt
Dahlen	Jungroth	Sanstead	Wilkie
Dornacker	Krenz	Schoenwald	Williamson
Erickson,	Leer	Skaar	Winge
Mountrail	Lundene	Solberg	Mr. Speaker
Erickson, Ward	Meschke		

Those voting in the negative were:

Anderson	Elkin	Knudsen	Rosendahl
Backes	Fossum	Kvasager	Ruddy
Belquist	Frank	Lang	Rundle
Bier	Ganser	Larsen	Rustan
Bilden	Gengler	Larson	Schaffer
Bowles	Gietzen	Linderman	Shablow
Brown	Giffey	Loerch	Shorma
Bruner	Gudajtes	Meyer	Stallman
Burk	Harrison	Montplaisir	Staven
Coles	Hauf	Myhre	Stenhjem
Collette	Haugen	Olafson	Tweten
Connolly	Haugland	Olienyk	Vogel
Davis	Hertz	Poling	Welder
Dick	Hickle	Powers, Cass	Wentz
Duncan	Ivesdal	Reimers	Whittlesey

Absent and not voting:

Bergman	Froeschle	Johnson, G. V.	Olson
Christensen			

So the bill was declared lost.

House Bill No. 642. A Bill for an Act to amend and reenact section 20-06-08 of the North Dakota Century Code relating to maintaining and licensing fish houses for winter fishing.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 299, House Journal, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Schaffer
Anderson	Fossum	Larsen	Schoenwald
Backes	Frank	Larson	Shablow
Belquist	Ganser	Leer	Shorma
Bier	Gengler	Linderman	Skaar
Bilden	Gietzen	Loerch	Solberg
Bloom	Giffey	Lundene	Stallman
Borstad	Glaspey	Meschke	Staven
Boustead	Gronhovd	Meyer	Stenhjem
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olienyk	Tweten
Burk	Haugland	Opedahl	Unruh
Christopher	Hertz	Poling	Vogel
Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Powers, Cass	Wastvedt
Connolly	Hoffner	Reimers	Welder
Dahlen	Ivesdal	Rieger	Wentz
Davis	Johnson,	Rivinius	Whittlesey
Dick	Barnes	Rosendahl	Wilkie
Dornacker	Jungroth	Ruddy	Williamson
Duncan	Knudsen	Rundle	Winge
Elkin	Krenz	Rustan	Mr. Speaker

Erickson, Kvasager Sanstead
Mountrail

Those voting in the negative were:
Myhre

Absent and not voting:

Bergman Froeschle Miller Olson
Christensen Johnson, G.V.

So the bill passed and the title was agreed to.

House Bill No. 725. A Bill for an Act to amend and reenact subsection 6 of section 20-01-01 and section 20-04-10.1 of the North Dakota Century Code, relating to the protection of doves.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 35; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Dornacker	Lang	Schaffer
Anderson	Duncan	Larsen	Schoenwald
Backes	Elkin	Leer	Skaar
Bier	Erickson,	Loerch	Solberg
Bilden	Mountrail	Lundene	Stallman
Bloom	Fossum	Meyer	Staven
Borstad	Frank	Mueller	Stockman
Boustead	Ganser	Myhre	Streibel
Bowman	Gietzen	Obie	Tough
Brown	Glaspey	Olienyk	Vogel
Bruner	Gronhovd	Opedahl	Wagner
Christopher	Gudajtes	Poling	Wastvedt
Coles	Haugland	Powers, Cass	Welder
Collette	Hoffner	Rivinius	Wentz
Connolly	Knudsen	Rosendahl	Whittlesey
Dahlen	Krenz	Rustan	Winge
Davis	Kvasager	Sanstead	Mr. Speaker
Dick			

Those voting in the negative were:

Belquist	Hauf	Larson	Rundle
Bowles	Haugen	Linderman	Shablow
Breum	Hertz	Meschke	Shorma
Burk	Hickle	Montplaisir	Stenhjem
Erickson, Ward	Hilleboe	Olafson	Strand
Gengler	Ivesdal	Powers, Barnes	Tweten
Giffey	Johnson,	Reimers	Unruh
Hardmeyer	Barnes	Rieger	Wilkie
Harrison	Jungroth	Ruddy	Williamson

Absent and not voting:

Bergman Froeschle Miller Olson
Christensen Johnson, G.V.

So the bill passed and the title was agreed to.

Rep. Solberg moved that the vote by which House Bill No. 725 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 739. A Bill for an Act to amend and reenact section 23-02-09 of the North Dakota Century Code relating to the duties of local registrars.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Schaffer
Anderson	Fossum	Larson	Schoenwald

Backes	Frank	Leer	Shallow
Belquist	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspey	Meyer	Staven
Boustead	Gronhovd	Miller	Stenhjem
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugland	Olienyk	Tweten
Burk	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hilleboe	Powers, Barnes	Wagner
Collette	Hoffner	Powers, Cass	Wastvedt
Connolly	Ivesdal	Reimers	Welder
Dahlen	Johnson,	Rieger	Wentz
Davis	Barnes	Rivinius	Whittlesey
Dick	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Williamson
Duncan	Krenz	Rundle	Winge
Elkin	Kvasager	Rustan	Mr. Speaker
Erickson,	Lang	Sanstead	
Mountrail			

Absent and not voting:

Bergman	Froeschle	Johnson, G.V.	Olson
Christensen	Haugen	Myhre	

So the bill passed and the title was agreed to.

House Bill No. 765. A Bill for an Act to amend and reenact subsection 1 of section 57-39-20 of the 1963 Supplement to the North Dakota Century Code, relating to the authorization of the state tax commissioner to appoint agents and employees for sales tax purposes, establishing qualifications for auditors and authorizing agents designated by the state tax commissioner to administer oaths and to take acknowledgments.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 75; nays, 26; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Ruddy
Backes	Frank	Leer	Rustan
Belquist	Ganser	Linderman	Sanstead
Bloom	Gengler	Loerch	Schoenwald
Borstad	Gietzen	Lundene	Shallow
Bowles	Giffey	Meschke	Shorma
Bowman	Glaspey	Meyer	Skaar
Breum	Gronhovd	Miller	Solberg
Brown	Gudajtes	Montplaisir	Staven
Bruner	Hardmeyer	Myhre	Stenhjem
Burk	Harrison	Obie	Stockman
Christopher	Hauf	Olafson	Strand
Coles	Haugland	Opedahl	Tweten
Collette	Hertz	Poling	Unruh
Dahlen	Hoffner	Powers, Barnes	Vogel
Dick	Ivesdal	Powers, Cass	Wilkie
Duncan	Jungroth	Rieger	Williamson
Erickson,	Krenz	Rivinius	Winge
Mountrail	Kvasager	Rosendahl	Mr. Speaker

Those voting in the negative were:

Aamoth	Elkin	Larsen	Streibel
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Bier	Fossum	Larson	Wagner
Bilden	Haugen	Mueller	Wastvedt
Boustead	Hickle	Olienyk	Welder
Connolly	Johnson,	Reimers	Wentz
Davis	Barnes	Schaffer	Whittlesey
Dornacker	Knudsen	Stallman	

Absent and not voting:

Bergman	Froeschle	Johnson, G.V.	Rundle
Christensen	Hilleboe	Olson	Tough

So the bill passed and the title was agreed to.

House Bill No. 809. A Bill for an Act to amend and reenact subsection 6 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, subsection 1 of section 57-40-01 of the North Dakota Century Code, subsection 5 of section 57-40-01 of the 1963 Supplement to the North Dakota Century Code, and to create and enact subsection 11 of section 57-40-01, all relating to definitions for sales and use tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Burk	Hertz	Olienyk	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hilleboe	Poling	Vogel
Collette	Hoffner	Powers, Barnes	Wagner
Connolly	Ivesdal	Powers, Cass	Wastvedt
Dahlen	Johnson,	Reimers	Welder
Dick	Barnes	Rieger	Wentz
Dornacker	Jungroth	Rivinius	Whittlesey
Duncan	Knudsen	Rosendahl	Wilkie
Elkin	Krenz	Ruddy	Williamson
Erickson,	Kvasager	Rundle	Winge
Mountrail	Lang	Rustan	Mr. Speaker

Absent and not voting:

Bergman	Davis	Haugen	Olson
Christensen	Froeschle	Johnson, G.V.	

So the bill passed and the title was agreed to.

House Bill No. 810. A Bill for an Act to amend and reenact section 57-40-10 of the 1963 Supplement to the North Dakota Century Code, relating to articles taxed in other states or political subdivisions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Gaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail	Lang		

Absent and not voting:

Bergman	Froeschle	Johnson, G.V.	Olson
Christensen			

So the bill passed and the title was agreed to.

House Bill No. 825. A Bill for an Act to amend and reenact subsection 4 of section 57-40-06 of the 1963 Supplement to the North Dakota Century Code, relating to the due dates and the payment of use tax to the state tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Gaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey

Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail	Lang		

Absent and not voting:

Bergman	Froeschle	Johnson, G.V.	Olson
Christensen			

So the bill passed and the title was agreed to.

House Bill No. 830. A Bill for an Act to amend and reenact section 57-37-23 of the North Dakota Century Code, relating to liens for estate tax purposes and the prorating, to beneficiaries, of the amount of the estate tax.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail	Lang		

Absent and not voting:

Bergman	Froeschle	Johnson, G.V.	Olson
Christensen			

So the bill passed and the title was agreed to.

House Bill No. 838. A Bill for an Act to amend and reenact section 57-37-09 of the North Dakota Century Code, relating to credit for estate tax paid in the prior gross estate of a decedent on property that is included again in the gross estate of a second decedent.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald

Belquist	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail	Lang		
Absent and not voting:			
Bergman	Froeschle	Johnson, G.V.	Oison
Christensen			

So the bill passed and the title was agreed to.

House Bill No. 846. A Bill for an Act to amend and reenact subsection 3 of section 57-40-01 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of "processing" as that term is used for use tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Schaffer
Anderson	Fossum	Larson	Schoenwald
Backes	Frank	Leer	Shablow
Belquist	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspey	Meyer	Staven
Boustead	Gronhovd	Miller	Stenhjem
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Whittlesey
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Rundle	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager	Sanstead	

Those voting in the negative were:

Larsen

Absent and not voting:

Bergman	Cannolly	Johnson, G.V.	Ruddy
Christensen	Froeschle	Olson	

So the bill passed and the title was agreed to.

House Bill No. 853. A Bill for an Act to amend and reenact sections 57-38-49 and 57-38-50 of the North Dakota Century Code, exempting the tax commissioner from paying filing and recording fees for the filing and recording of notices of income tax liens and satisfactions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Schaffer
Anderson	Fossum	Larson	Schoenwald
Backes	Ganser	Leer	Shablow
Belquist	Gengler	Linderman	Shorma
Bier	Gietzen	Loerch	Skaar
Bilden	Giffey	Lundene	Solberg
Bloom	Glaspey	Meschke	Stallman
Borstad	Gronhovd	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Montplaisir	Stockman
Bowman	Harrison	Mueller	Strand
Breum	Hauf	Myhre	Streibel
Brown	Haugen	Obie	Tough
Bruner	Haugland	Olafson	Tweten
Burk	Hertz	Olienyk	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Cannolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Duncan	Krenz	Rundle	Winge
Elkin	Kvasager	Rustan	Mr. Speaker
Erickson,	Lang	Sanstead	

Mountrail

Those voting in the negative were:

Frank

Absent and not voting:

Bergman	Froeschle	Olson	Ruddy
Christensen	Johnson, G.V.		

So the bill passed and the title was agreed to.

House Bill No. 669. A Bill for an Act to amend and reenact subsection of section 23-11-01 of the North Dakota Century Code, relating to the definition of "city" under the housing authorities law.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Schaffer
Anderson	Frank	Larson	Schoenwald
Backes	Ganser	Leer	Shablow
Belquist	Gengler	Linderman	Shorma

Bier	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Gaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olienyk	Tough
Christopher	Haugland	Opedahl	Tweten
Coles	Hertz	Poling	Vogel
Collette	Hickle	Powers, Barnes	Wagner
Connolly	Hilleboe	Powers, Cass	Wastvedt
Dahlen	Hoffner	Reimers	Welder
Dick	Ivesdal	Rieger	Wentz
Dornacker	Johnson,	Rivinius	Whittlesey
Duncan	Barnes	Rosendahl	Wilkie
Elkin	Jungroth	Ruddy	Williamson
Erickson,	Knudsen	Rundle	Winge
Mountrail	Krenz	Rustan	Mr. Speaker
Erickson, Ward	Kvasager	Sanstead	

Those voting in the negative were:

Bilden	Larsen	Montplaisir	Myhre
Brown			

Absent and not voting:

Bergman	Davis	Johnson, G.V.	Unruh
Christensen	Froeschle	Olson	

So the bill passed and the title was agreed to.

House Bill No. 735. A Bill for an Act to amend and reenact 48-09-01 of the North Dakota Century Code relating to granting concessions for cafes, restaurants, and confectioneries on public buildings and grounds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 85; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Leer	Schaffer
Anderson	Fossum	Linderman	Schoenwald
Belquist	Frank	Loerch	Shablow
Bilden	Gaspey	Lundene	Shorma
Bloom	Gronhovd	Meyer	Skaar
Borstad	Gudajtes	Miller	Stallman
Boustead	Hardmeyer	Mueller	Staven
Bowles	Harrison	Obie	Stenhjem
Bowman	Haugland	Olafson	Stockman
Breum	Hertz	Olienyk	Strand
Brown	Hickle	Opedahl	Streibel
Bruner	Hilleboe	Poling	Tough
Burk	Ivesdal	Powers, Barnes	Tweten
Christopher	Johnson,	Powers, Cass	Unruh
Coles	Barnes	Rieger	Wagner
Collette	Jungroth	Rivinius	Wastvedt
Connolly	Knudsen	Rosendahl	Wentz
Dahlen	Krenz	Ruddy	Whittlesey
Dick	Kvasager	Rundle	Williamson
Dornacker	Lang	Rustan	Winge
Duncan	Larsen	Sanstead	Mr. Speaker
Erickson,	Larson		
Mountrail			

Those voting in the negative were:

Bier	Giffey	Meschke	Solberg
Elkin	Hauf	Montplaisir	Vogel

Ganser	Haugen	Myhre	Welder
Gengler	Hoffner	Reimers	Wilkie
Gietzen			

Absent and not voting:

Backes	Christensen	Froeschle	Olson
Bergman	Davis	Johnson, G.V.	

So the bill passed and the title was agreed to.

House Bill No. 770. A Bill for an Act to amend and reenact sections 4-08-09 and 4-08-15 of the North Dakota Century Code, to authorize the board of county commissioners to budget funds from the county general fund in addition to the funds derived from the one mill levy authorized for county extension purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 8; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Rustan
Anderson	Ganser	Leer	Sanstead
Belquist	Gengler	Linderman	Schaffer
Bier	Gietzen	Loerch	Schoenwald
Bloom	Giffey	Lundene	Shablow
Borstad	Glaspey	Meschke	Shorma
Boustead	Gronhovd	Meyer	Skaar
Bowles	Gudajtes	Miller	Stallman
Bowman	Hardmeyer	Montplaisir	Staven
Breum	Harrison	Mueller	Stenhjem
Brown	Hauf	Myhre	Stockman
Bruner	Haugland	Obie	Strand
Burk	Hertz	Olafson	Streibel
Christopher	Hickle	Olienyk	Tough
Coles	Hilleboe	Opedahl	Tweten
Collette	Hoffner	Poling	Unruh
Dahlen	Ivesdal	Powers, Barnes	Vogel
Dick	Johnson,	Powers, Cass	Wagner
Dornacker	Barnes	Reimers	Wastvedt
Duncan	Jungroth	Rieger	Wentz
Elkin	Knudsen	Rivinius	Whittlesey
Erickson,	Krenz	Rosendahl	Williamson
Mountrail	Kvasager	Ruddy	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker

Those voting in the negative were:

Bilden	Frank	Larson	Welder
Connolly	Haugen	Solberg	Wilkie

Absent and not voting:

Backes	Christensen	Froeschle	Olson
Bergman	Davis	Johnson, G.V.	

So the bill passed and the title was agreed to.

House Bill No. 772. A Bill for an Act to create and enact section 11-11-53.1 and to amend and reenact section 11-11-53 of the North Dakota Century Code, relating to historical artifacts given to county historical societies and authorizing a levy for county historical purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 42; absent and not voting, 7.

Those voting in the affirmative were:

Backes	Ganser	Meschke	Schoenwald
Belquist	Gengler	Meyer	Shablow

Bloom	Glaspey	Miller	Solberg
Borstad	Hardmeyer	Montplaisir	Staven
Bowman	Haugland	Obie	Stenhjem
Breum	Hertz	Olafson	Stockman
Burk	Hoffner	Opedahl	Strand
Christopher	Ivesdal	Poling	Streibel
Collette	Johnson,	Powers, Barnes	Tweten
Dahlen	Barnes	Rieger	Unruh
Dick	Jungroth	Rivinius	Wastvedt
Dornacker	Krenz	Rosendahl	Whittlesey
Duncan	Leer	Rustan	Williamson
Elkin	Linderman	Sanstead	Winge
Erickson, Ward	Lundene	Schaffer	Mr. Speaker
Fossum			

Those voting in the negative were:

Aamoth	Frank	Kvasager	Rundle
Anderson	Gietzen	Lang	Shorma
Bier	Giffey	Larsen	Skaar
Bilden	Gronhovd	Larson	Stallman
Boustead	Gudajtes	Loerch	Tough
Brown	Harrison	Mueller	Vogel
Bruner	Hauf	Myhre	Wagner
Coles	Haugen	Olienyk	Welder
Connolly	Hickle	Powers, Cass	Wentz
Davis	Hilleboe	Ruddy	Wilkie
Erickson,	Knudsen		
Mountrail			

Absent and not voting:

Bergman	Christensen	Johnson, G. V.	Reimers
Bowles	Froeschle	Olson	

So the bill passed and the title was agreed to.

House Bill No. 784. A Bill for an Act relating to extraterritorial zoning powers for municipalities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 21; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Shablow
Backes	Fossum	Lang	Shorma
Belquist	Frank	Larsen	Skaar
Bier	Ganser	Larson	Solberg
Bloom	Gengler	Leer	Stallman
Borstad	Gietzen	Linderman	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Gronhovd	Meschke	Stockman
Bowman	Gudajtes	Meyer	Strand
Breum	Hardmeyer	Miller	Streibel
Brown	Harrison	Montplaisir	Tweten
Burk	Hauf	Myhre	Unruh
Christopher	Haugen	Obie	Vogel
Coles	Hertz	Powers, Cass	Wagner
Collette	Hilleboe	Reimers	Wastvedt
Dahlen	Hoffner	Rieger	Wentz
Dick	Ivesdal	Rosendahl	Whittlesey
Dornacker	Johnson,	Ruddv	Wilkie
Duncan	Barnes	Rustan	Williamson
Erickson,	Jungroth	Schaffer	Winge
Mountrail	Knudsen	Schoenwald	Mr. Speaker

Those voting in the negative were:

Anderson	Haugland	Olafson	Rivinius
Bilden	Hickle	Olienyk	Rundle

Bruner	Kvasager	Opedahl	Sanstead
Connolly	Loerch	Poling	Tough
Davis	Mueller	Powers, Barnes	Welder
Elkin			

Absent and not voting:

Bergman	Froeschle	Johnson, G. V.	Olson
Christensen	Glaspey		

So the bill passed and the title was agreed to.

Rep. Hoffner moved that the House be on the 12th order of business and on the conclusion of that order, stand recessed until 1:00 p.m., February 3, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

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

Senate Bill No. 103. A Bill for an Act to amend and reenact section 18-04-05 of the North Dakota Century Code, relating to amount due cities, villages or rural fire departments; certificate of commissioner of insurance to department of accounts and purchases.

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

Senate Bill No. 104. A Bill for an Act to amend and reenact section 18-04-01 of the North Dakota Century Code, relating to participation in fire insurance premium refund.

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

Senate Bill No. 125. A Bill for an Act providing that buildings being constructed with public funds shall be constructed in a manner so as to consider the needs of the handicapped.

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

Senate Bill No. 130. A Bill for an Act to provide cancellation provisions restricting the cancellation of an insured's motor vehicle liability insurance.

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

Senate Bill No. 153. A Bill for an Act to amend and re-enact subdivision b of subsection 7 of section 21-03-06 of the North Dakota Century Code, relating to the purposes for which general obligation bonds may be issued by municipalities, authorizing the refunding of bonds in advance of maturity, and declaring an emergency.

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

Senate Bill No. 154. A Bill for an Act authorizing municipalities to call for and consider only sealed bids for the purchase of municipal bonds.

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

Senate Bill No. 155. A Bill for an Act to amend and re-enact sections 21-09-01 and 21-09-05 of the 1963 Supplement to the North Dakota Century Code, changing the title of "The 1963 Bond Validating Act" to "The 1965 Bond Validating Act" and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1965.

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

Senate Bill No. 158. A Bill for an Act to amend and re-enact section 40-35-02 of the 1963 Supplement to the North Dakota Century Code, relating to municipal undertakings which may be financed by the issuance of revenue bonds, and declaring an emergency.

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

Senate Bill No. 220. A Bill for an Act to amend and reenact sections 54-11-04 and 54-44-05 of the North Dakota Century Code relating to the keeping of permanent records by the state treasurer and the information to be contained on warrants.

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

And the House stood recessed until 1:00 p.m., February 3, 1965, pursuant to the motion of Rep. Hoffner.

DONNELL HAUGEN, Chief Clerk

TWENTY-NINTH DAY AFTER RECESS AND
THIRTIETH DAY

Bismarck, February 3, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Hoffner.

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

Rep. Poling moved that House Bill No. 664 be placed in General Orders, which motion prevailed.

REPORTS OF STANDING COMMITTEES

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

House Bill No. 639

House Bill No. 645

House Bill No. 688

House Bill No. 785

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 686 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title after the word "commissioner" and before the period insert the following language: "and transferring appropriation from the state auditor to the state tax commissioner"

Following line 102 insert the following new section:

"SECTION 5. TRANSFER OF APPROPRIATION.) Any appropriation made for the administration of the gasoline tax division for the biennium beginning July 1, 1965, and ending June 30, 1967, shall be transferred to the state tax commissioner for administration of the gasoline tax division."

And number the lines accordingly.

Rep. Shablow

Rep. Wilkie

Rep. Christensen

Rep. Lundene

Rep. Myhre

Rep. Kvasager

Rep. Ivesdal

Rep. Harrison

Rep. Meschke

Rep. Bruner

Rep. Opedahl

Rep. Strand

Rep. Whittlesey
Rep. Backes

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 686 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
Rep. Powers (Barnes)
Rep. Knudsen
Rep. Boustead
Rep. Welder
Rep. Miller
Rep. Davis

REP. BACKES, Chairman

Rep. Harrison moved that the report of the majority be adopted.

Rep. Dornacker moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost on a division vote.

The question was now on the motion of Rep. Harrison that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 686 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 711 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title after the word "commissioner" and before the period insert the following language: "and transferring appropriation from the state auditor to the state tax commissioner"

Following line 285 insert the following new section:

"SECTION 16. TRANSFER OF APPROPRIATION.) Any appropriation made for the administration of the gasoline tax division for the biennium beginning July 1, 1965, and ending June 30, 1967, shall be transferred to the state tax commissioner for administration of the gasoline tax division."

And number the lines accordingly.

Rep. Shablow
Rep. Wilkie
Rep. Christensen
Rep. Lundene
Rep. Myhre
Rep. Kvasager
Rep. Ivesdal
Rep. Harrison
Rep. Meschke
Rep. Bruner
Rep. Opedahl
Rep. Strand
Rep. Whittlesey
Rep. Backes

And when so amended recommend the same do pass.

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 711 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
 Rep. Powers of Barnes
 Rep. Knudsen
 Rep. Boustead
 Rep. Welder
 Rep. Miller
 Rep. Davis

REP. BACKES, Chairman

Rep. Myhre moved that the report of the majority be adopted.

Rep. Boustead moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

The question was now on the motion of Rep. Myhre that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 711 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 757 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title after the word "commissioner" and before the period insert the following language: "and transferring appropriation from the state auditor to the state tax commissioner"

Following line 332 insert the following new section:

"SECTION 20. TRANSFER OF APPROPRIATION.) Any appropriation made for the administration of the gasoline tax division for the biennium beginning July 1, 1965, and ending June 30, 1967, shall be transferred to the state tax commissioner for administration of the gasoline tax division."

And number the lines accordingly.

Rep. Shablow
 Rep. Wilkie
 Rep. Christensen
 Rep. Lundene
 Rep. Myhre
 Rep. Kvasager
 Rep. Ivesdal
 Rep. Harrison
 Rep. Meschke
 Rep. Bruner
 Rep. Opedahl
 Rep. Strand
 Rep. Whittlesey
 Rep. Backes

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 757 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
 Rep. Powers (Barnes)
 Rep. Knudsen
 Rep. Boustead
 Rep. Welder
 Rep. Miller
 Rep. Davis

REP. BACKES, Chairman

Rep. Harrison moved that the report of the majority be adopted.

Rep. Dornacker moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

The question was now on the motion of Rep. Harrison that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 757 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 802 has had the same under consideration and recommends that the same do pass.

Rep. Shablow
Rep. Wilkie
Rep. Christensen
Rep. Lundene
Rep. Myhre
Rep. Kvasager
Rep. Ivesdal
Rep. Harrison
Rep. Meschke
Rep. Bruner
Rep. Opedahl
Rep. Strand
Rep. Whittlesey
Rep. Backes

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 802 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
Rep. Powers of Barnes
Rep. Knudsen
Rep. Boustead
Rep. Welder
Rep. Miller
Rep. Davis

REP. BACKES, Chairman

Rep. Lundene moved that the report of the majority be adopted.

Rep. Miller moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

The question was now on the motion of Rep. Lundene that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 816 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Shablow
Rep. Wilkie
Rep. Christensen
Rep. Lundene
Rep. Myhre
Rep. Kvasager
Rep. Ivesdal
Rep. Harrison
Rep. Meschke
Rep. Bruner
Rep. Opedahl

Rep. Strand
Rep. Backes

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 816 has had the same under consideration and recommends that the same do pass.

Rep. Dornacker
Rep. Whittlesey
Rep. Powers (Barnes)
Rep. Knudsen
Rep. Boustead
Rep. Welder
Rep. Miller
Rep. Davis

REP. BACKES, Chairman

Rep. Meschke moved that the report of the majority be adopted.

Rep. Davis moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

Rep. Boustead moved a substitute motion that House Bill No. 816 be re-referred to the Committee on Finance and Taxation, which motion lost.

The question was now on the motion of Rep. Meschke that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Montplaisir moved that the House reconsider its action on House Bill No. 632, whereby it lost on final passage, which motion prevailed.

Rep. Montplaisir moved that House Bill No. 632 be referred back to the Committee on Natural Resources, which motion prevailed.

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

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTIETH DAY

Bismarck, February 3, 1965

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

Prayer was offered by Rev. J. H. Nicolai of Trinity Lutheran Church of Bismarck, North Dakota.

Roll Call: All members present except Reps. Backes, Bowles, Haugland, and Johnson of Billings.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the twenty-eighth day after recess and twenty-ninth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 3, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 31.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 3, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 12
 Senate Bill No. 39
 Senate Bill No. 46
 Senate Bill No. 129
 Senate Bill No. 133
 Senate Bill No. 140
 Senate Bill No. 181
 Senate Bill No. 182
 Senate Bill No. 235

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

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Hauf moved that the remarks of Rep. Giffey be printed in the House Journal, which motion prevailed.

Rep. Giffey: "There were remarks made yesterday on the floor of this house regarding the proposal of the Democratic-Nonpartisan League majority to establish a 1-cent sales tax for a special personal property replacement fund that would provide for the total elimination of personal property taxes in 1966.

If you will refer to House Bill 693, you will note that the majority party expressed its intention over a week ago (Jan. 21) to eliminate the personal property tax from the tax structure of this state.

We are as serious today about achieving that objective as were were when House Bill 693 was introduced.

The Democratic-Nonpartisan League has been long recognized as the guardian of the interests of the working folks, the farmers and the small businessman.

Our concern for the wage earners has been well-demonstrated in past sessions of the legislative assembly.

In the 1959 session, the Democratic-NPL supported a 75-cent minimum wage. The Republican majority killed it.

In 1961 and in 1963, we supported a \$1.00 minimum wage. The Republican majority killed it.

In 1961, we supported a separate labor department. It was passed by the Senate but killed by the house majority.

In 1963, we supported a separate labor department. It was killed by the house majority.

As a rule, the Democratic-NPL membership has supported measures for wage-earners and they have been killed by the Republican majority party at that time.

The Democratic-Nonpartisan League regards the income tax as the tax that is most equitable in that it best reflects the ability of a person to pay taxes and share the cost of public responsibilities.

The Democratic-Nonpartisan League has a history of being opposed to regressive taxes, such as personal property taxes and sales taxes.

We will continue to be the guardian of the working folks, the farmers and the small businessman and we will continue in our efforts to minimize the impact of regressive taxes in our tax structure.

Statements made by some leaders in the Republican party and attempts to secure loaded answers to loaded questionnaires indicated to us that the Republican party was more interested in increasing the amount of regressive taxes in the tax structure and in protecting those individuals and organizations that have the ability to pay.

We noted that there have been no positive statements or no positive proposals on the part of the minority membership of this house to eliminate the personal property tax. We also noted that the minority proposed an increase in the sales tax for general state revenue.

In analyzing the situation, we came to the conclusion that the minority, in proposing the regressive sales tax for state revenue, was attempting to close off all hopes of eliminating the personal property tax in this session, in 1967 or at any time in the future.

In view of this situation, we decided to accelerate our tax reform program by moving up our goals for eliminating the regressive personal property taxes in 1966 by tying up the additional one per cent sales tax for that purpose.

I believe, if the minority had its way in this session, it would increase the sales tax, reduce the income tax, and leave the working man, the farmer and the small businessman with no relief whatever from other regressive taxes. The Democratic-NPL membership has no intention of standing aside while this sort of a tax patchwork was being executed.

In our estimation, it is better to give the taxpayers some relief from regressive taxes by eliminating the personal property taxes than to offer them nothing and pile up the regressive taxes in our tax structure.

I detected in the comments made yesterday a genuine opposition to repeal of the personal property taxes. The same old stalling proposals and questions were raised.

If we are going to give property tax relief, then this relief is going to have to come from the state tax sources. This means that any time there is going to be replacement from the state level, there is naturally going to be an increase in the state budget. The figure of \$157 million does not frighten me when I know that \$35 million of it is going for tax replacement and is not being used for money at the state level.

If our only purpose was to prevent increases in the state budget merely for the purpose of preventing increases, then personal property tax elimination is forever ruled out of the thinking of the legislative assembly.

The method of returning this replacement money has been developed and will be refined in each new legislative assembly. We intend to use an average of the past three years of money collected by every political subdivision and return the money, dollar for dollar, to school districts, townships, cities, counties and every other levying district. We intend to deduct the administrative costs of assessing personal property taxes.

Maybe this approach will not meet with the approval of different individuals in this assembly but at least it is a beginning on a program that should have been started years ago when the minority party of today was the majority party then.

The matter of bonded indebtedness has already been considered. A constitutional amendment, embodied in Senate Concurrent Resolution "L", provides for increased bonding capacities for political subdivisions. House Bill 836, considered in committee yesterday, provides the statutory machinery for paying off future bond issues from revenue other than property taxes. Careful thought on our method of replacement will reveal that increases in property taxes to pay off existing bonded indebtedness will not be necessary.

Our basic intention in accelerating our personal property repeal program is to prevent anyone from juggling the state tax structure to increase the regressive taxes without elimination of other regressive taxes. The minority party understands very well that this is our purpose.

We promised the people of this state that we would provide for the elimination of the personal property taxes. We intend to do everything we can to achieve this objective. We will not accept more study, more complications and more confusion. We want action and we intend to see that this session keeps faith with the people."

Rep. Fossum moved that the prepared remarks of Rep. Streibel be printed in the House Journal, which motion prevailed.

Rep. Streibel: "In answer to Rep. Giffey's charges that Republicans oppose a minimum wage law, I wish to take this occasion to inform him that I, along with other Republican members of the House, are on a minimum wage bill, the prime sponsor of what is Rep. Hertz.

With regard to the creation of a separate labor department, a Senate Bill sponsored by Senate Republicans does call for the establishment of a separate labor department. The only difference is the manner of selection of the Labor Commissioner.

The accusation that we oppose the elimination of the personal property tax—I wish to attention you to the fact that our policy committee early in the session came out for the elimination of 6F, 7, 8 and 9.

We repeat, how can a Sunday night and Monday morning political caucus adequately come up with a tax plan at a so called 12th hour.

The Chief Executive of our great state in his annual message to this body cautioned us on the following, and I quote from his message:

"I would like to furnish you with a greater refinement of information in tax matters. However, neither my office nor any other office in state government has adequate staff to conduct tax research.

In order that continuing tax research be conducted, I recommend that a Tax Institute be established in the Bureau of Business Research at the University of North Dakota. This Institute would be the repository for tax information and data from our state and our sister states. The direction of tax research performed by the Tax Institute should be under the Legislative Research Committee. Only through careful study can we achieve a continual improvement in taxing equity and taxing methods."

What provision has been made for financing the Medical School at the University of North Dakota?

What provision has been made to supplement the 21 mill County Levy for educational financing?

What will happen to financing base of all local bond issues?

Why build up a reserve from the additional 1¢ sales tax from July 1, 1965 to January 1, 1967, at which time the first payment is due. Our agricultural economy in North Dakota is depressed enough without allowing a 15 or 16 million dollar reserve to build up. The best place to keep this money is in the taxpayer's pocket, at least as long as possible, rather than the State Treasury.

Real Estate Taxes have been thrust into the spotlight for the first time this session. The people of North Dakota must be appraised of this and the hour is short indeed. This is a direct result of the frantic reform advanced by the majority. It amazes me no end that a partisan political caucus, which has been thrust into the corner of embarrassment, can over night come up with the formulas and answers that tax experts, economic advisors and experienced leaders in Government, on a bi-partisan approach, have failed to uncover after four or more years of exhaustive study and research.

There is little disagreement that taxes on real property has reached a saturation point, a point of diminishing return, if you please. Yet, the majority of this House have seen fit to completely disregard this fact of life.

Is it out of order for this body to begin to concern itself with frugal "tax and finance management"? Is it too old fashioned that this House take heed of the one who will feel the impact the greatest, the taxpayer?

We have had thrust upon us a so called "tax reform package" that has ramifications innumerable, implications unknown and consequences that could be concerning indeed.

We are concerning ourselves in this session with the greatest demand for increased expenditures this state has ever known. Shall political expediency receive priority or shall common sense judgment and appraisal be allowed to prevail to the benefit of all North Dakota?"

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 502 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 504 has had the same under consideration and recommends that the same be amended as follows:

Add a new line 13a designated as follows: "Auditorium and school" \$350,000.00

In Line 18, delete the sum \$4,315,750.00 and in lieu thereof insert the sum \$4,665,750.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 504 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 506 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 507 has had the same under consideration and recommends that the same be amended as follows:

In line 12 of the bill delete the sum \$742,300.00 and in lieu thereof insert the sum \$642,300.00

Line 14, delete the sum \$221,472.00 and in lieu thereof insert the sum \$200,000.00

Line 20, delete the sum \$1,198,166.00 and in lieu thereof insert the sum \$1,076,694.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 507 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 523 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 537 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 655 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the bill delete the period and insert the following language “, except in the event the driver becomes incapacitated.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 655 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 682 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 710 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 758 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 759 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 831 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the word “from” delete the words “the undivided profits of the”

In the second line of the title delete the words “Bank of North Dakota appropriated for” and after the word “fund” insert the word “reserve”

In Line 2 of the bill delete all the language after the word "from"

Line 3, delete the words "North Dakota appropriated for" and after the word "fund" insert the word "reserve"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 831 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 836 has had the same under consideration and recommends that the same be amended as follows:

In line 142 after the word "such" delete the remainder of the line

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 836 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 841 has had the same under consideration and recommends that the same be amended as follows:

In line 55 delete the underlined language

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 841 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 842 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 843 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Bilden moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 886 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 672 has had the same under

consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 721 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Bruner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 729 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 730 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 764 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 768 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Bloom moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 860 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Whittlesey moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the House now stand recessed until 8:00 p.m. this evening, which motion prevailed.

The House reconvened at 8:10 p.m. with Speaker Link presiding.

EIGHTH ORDER OF BUSINESS

Rep. Wagner moved that House Bill No. 664 be re-referred to the Committee on Social Welfare, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to House Bill No. 505 as recommended by the Committee on Appropriations, page 329 of the House Journal, be adopted, which motion prevailed.

Rep. Loerch moved that the reading of the amendments to House Bill No. 589 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 589 as recommended by the Committee on Labor Relations, page 330 of the

House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 636 as recommended by the Committee on Education, page 331 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 700 as recommended by the Committee on Education, page 332 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 716 as recommended by the Committee on Education, page 333 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Brown introduced:

House Concurrent Resolution "U". A concurrent resolution complimenting the North Dakota Territory Centennial Committee for the work done on our recent territorial centennial observation and requesting a final report.

Was read the first time.

Rep. Brown moved that House Concurrent Resolution "U" be read in its entirety at this time, which motion prevailed.

Rep. Brown moved that House Concurrent Resolution "U" be printed in the House Journal, and not as a bill, which motion prevailed.

Rep. Brown moved that consideration of House Concurrent Resolution "U" be laid over one day, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "U"

Introduced by Rep. Brown

A concurrent resolution complimenting the North Dakota Territory Centennial Committee for the work done on our recent territorial centennial observation and requesting a final report.

1 WHEREAS, the North Dakota Territory Centennial Commit-
1a tee was

2 authorized by Senate Concurrent Resolution "K-K" of the 1959
3 Legislative Assembly, and its membership subsequently ap-
3a pointed

4 by the governor pursuant to such resolution; and

5 WHEREAS, the committee thus appointed has done a
6 very creditable job in preparing for and in celebrating the
7 observance of our centennial year; and

8 WHEREAS, the 1961 Legislative Assembly appropriated
9 the sum of twenty-five thousand dollars to finance operations
10 of the committee; and

11 WHEREAS, the committee engaged in the sale of a
12 wide variety of souvenir mementos bearing the official seal
13 of the committee which were very effective in promoting
14 the centennial;

15 NOW, THEREFORE, BE IT RESOLVED BY THE
16 HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH
17 DAKOTA, THE SENATE CONCURRING THEREIN:

18 That the Thirty-ninth Legislative Assembly of the
19 state of North Dakota express its appreciation to the North
19a Dakota

20 Territory Centennial Committee for a job well done, and that
20a the

21 committee is hereby called upon for a final report of its
22 activities, including financial receipts and expenditures of funds
23 received from legislative appropriation, donations, sale of coins
24 and mementos, or any other source, by the committee or the
25 Dakota Territory Centennial Committee, Incorporated.

Reps. Bruner, Leer and Boustead introduced:

House Resolution No. 4. A resolution to appoint an official photographer for the house of representatives of the thirty-ninth legislative assembly of the state of North Dakota.

Which was read the first time.

Rep. Bruner moved that House Resolution No. 4 be read in its entirety at this time, which motion prevailed.

Rep. Bruner moved that House Resolution No. 4 be printed in the House Journal, and not as a bill, which motion prevailed.

Rep. Giffey moved that further consideration of House Resolution No. 4 be laid over one legislative day, which motion prevailed.

HOUSE RESOLUTION NO. 4

Introduced by Representatives Bruner, Leer, Boustead

A resolution to appoint an official photographer for the house of representatives of the thirty-ninth legislative assembly of the state of North Dakota.

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

- 1 WHEREAS, for historical purposes it has
- 2 been the custom of all North Dakota legislative assemblies
- 3 to have composite group pictures made of all members of
- 4 such assemblies, and
- 5 WHEREAS, Rudrud Studio of Bismarck,
- 6 North Dakota, offers to make a large composite group
- 7 picture of the members of the house of representatives of
- 8 the thirty-ninth legislative assembly, size forty-nine by
- 9 thirty-eight inches, composite framed and ready to hang,
- 10 and one hundred seventeen, eleven by fourteen inches,
- 11 copies of said composite for each member and desk force of
- 12 the house of representatives, and one five by seven inch print
- 12a of each
- 13 representative for the state historical society, at a total cost
- 14 of nine hundred ninety-five dollars.
- 15 NOW THEREFORE, BE IT RESOLVED, that Rudrud Studio
- 15a of Bismarck,
- 16 North Dakota, be and is hereby
- 17 appointed official photographer for the North Dakota house of
- 17a the
- 18 thirty-ninth legislative assembly.
- 19 BE IT FURTHER RESOLVED, that Rudrud Studio of
- 19a Bismarck, North
- 20 Dakota, be and is hereby awarded the sole privilege of
- 20a photographing
- 21 members of the house of the thirty-ninth legislative assembly
- 21a at a
- 22 total cost of nine hundred ninety-five dollars, to be taken out of
- 23 legislative expenses.

GENERAL ORDERS

Rep. Hauf moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Rep. Hauf to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration House Bills 540 and 879 and recommend that House Bill No. 540 be amended as follows:

In line 1 of the title of the engrossed bill delete the word "sections" and insert the word "section", and after 61-04-28 delete the following "and 61-07-34".

In line 3 of the title delete the following: "to provide a statute of"
Delete all of lines 4 and 5 of the title and in line 6 delete "carelessness;"

Delete all of lines 295 through 316 inclusive.

Renumber the lines and sections accordingly.

House Bill No. 879 be amended as follows: "Line 4 of the bill, strike the word "flushing" and renumber the lines accordingly.

REP. HAUF, Chairman

Speaker Link returned to the chair.

Rep. Giffey moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 540 and House Bill No. 879 would be considered in the sixth order of business on the next legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 650. A Bill for an Act to create and enact section 26-15-01.1 and to amend and reenact section 26-15-01 of the North Dakota Century Code, providing that county mutual insurance companies may write limited liability insurance policies, and relating to the types of insurance coverage that may be issued by county mutual insurance companies and their territorial limits of operation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 287, House Journal, the roll was called and there were ayes, 83; nays, 25; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Elkin	Lang	Ruddy
Anderson	Erickson,	Larsen	Rundle
Bergman	Mountrail	Leer	Rustan
Bier	Fossum	Loerch	Sanstead
Bilden	Frank	Lundene	Schaffer
Bloom	Froeschle	Miller	Shablow
Boustead	Ganser	Montplaisir	Skaar
Bowles	Gietzen	Mueller	Staven
Bowman	Giffey	Myhre	Stenhjem
Brown	Gronhovd	Obie	Strand
Bruner	Gudajtes	Olafson	Streibel
Burk	Hardmeyer	Olienyk	Tough
Christensen	Hauf	Olson	Tweten
Christopher	Haugland	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Davis	Ivesdal	Reimers	Wentz
Dick	Knudsen	Rieger	Whittlesey
Dornacker	Krenz	Rivinius	Williamson
Duncan	Kvasager	Rosendahl	Winge

Those voting in the negative were:

Backes	Glaspey	Larson	Solberg
Belquist	Harrison	Linderman	Stallman
Borstad	Haugen	Meschke	Stockman
Breum	Hertz	Meyer	Welder
Dahlen	Johnson,	Schoenwald	Wilkie
Erickson, Ward	Barnes	Shorma	Mr. Speaker
Gengler	Jungroth		

Absent and not voting:

Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Which had been read.

The question being on the final passage of the bill, Rep. Solberg moved that House Bill No. 512 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 515. A Bill for an Act making an appropriation for vocational agriculture, vocational home economics, business education, trade and industrial education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Froeschle	Loerch	Shorma
Bilden	Ganser	Lundene	Skaar
Bloom	Gengler	Meschke	Solberg
Borstad	Gietzen	Meyer	Stallman
Boustead	Giffey	Miller	Staven
Bowles	Glaspey	Montplaisir	Stenhjem
Bowman	Gronhovd	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Reimers	Welder
Dahlen	Ivesdal	Rieger	Wentz
Davis	Johnson,	Rivinius	Wilkie
Dick	Barnes	Rosendahl	Williamson
Dornacker	Jungroth	Ruddy	Winge
Duncan	Knudsen	Rundle	Mr. Speaker
Elkin	Krenz		

Those voting in the negative were:

Whittlesey

Absent and not voting:

Gudajtes Johnson, G. V. Larsen Powers, Cass

So the bill passed and the title was agreed to.

House Bill No. 518. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Frank	Leer	Schaffer
Anderson	Froeschle	Linderman	Schoenwald
Backes	Gengler	Loerch	Shablow

Bergman	Gietzen	Lundene	Shorma
Bier	Giffey	Meschke	Skaar
Bilden	Glaspey	Meyer	Solberg
Bloom	Gronhovd	Miller	Stallman
Borstad	Hardmeyer	Montplaisir	Staven
Boustead	Harrison	Mueller	Stenhjem
Bowles	Hauf	Myhre	Stockman
Bowman	Haugen	Obie	Strand
Breum	Haugland	Olafson	Streibel
Brown	Hickle	Olienyk	Tough
Bruner	Hilleboe	Olson	Tweten
Christensen	Hoffner	Opedahl	Unruh
Christopher	Ivesdal	Poling	Vogel
Coles	Johnson,	Powers, Cass	Wagner
Dahlen	Barnes	Reimers	Wastvedt
Dick	Jungroth	Rieger	Welder
Dornacker	Knudsen	Rivinius	Wentz
Duncan	Krenz	Rosendahl	Whittlesey
Elkin	Kvasager	Ruddy	Wilkie
Erickson,	Lang	Rundle	Williamson
Mountrail	Larsen	Rustan	Winge
Erickson, Ward	Larson	Sanstead	Mr. Speaker
Fossum			

Those voting in the negative were:

Belquist	Connolly	Ganser	Hertz
Burk	Davis	Gudajtes	Powers, Barnes
Collette			

Absent and not voting:

Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 519. A Bill for an Act making an appropriation for the purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schafer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shallow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz

Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz	Rundle	

Absent and not voting:
Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 584. A Bill for an Act making an appropriation to the North Dakota Department of Agriculture and Labor for predatory animal control from February 1, 1965, through June 30, 1965, and paying outstanding accounts, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker

Those voting in the negative were:

Backes Burk

Absent and not voting:
Johnson, G. V.

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

House Bill No. 674. A Bill for an Act to amend and reenact section 15-47-27 of the North Dakota Century Code Supplement, relating to the renewal of teacher's contracts and providing for a hearing upon failure to renew a contract.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rundle
Anderson	Fossum	Larson	Rustan
Backes	Frank	Leer	Sanstead
Belquist	Froeschle	Linderman	Schoenwald
Bilden	Gengler	Lundene	Shorma
Bloom	Gronhovd	Meschke	Skaar
Borstad	Gudajtes	Meyer	Solberg
Boustead	Hardmeyer	Miller	Stallman
Bowles	Harrison	Montplaisir	Staven
Breum	Hauf	Myhre	Stenhjem
Brown	Haugen	Obie	Stockman
Bruner	Haugland	Olafson	Strand
Burk	Hertz	Olienyk	Streibel
Christensen	Hilleboe	Olson	Tweten
Christopher	Hoffner	Opedahl	Unruh
Coles	Ivesdal	Poling	Wagner
Collette	Johnson,	Powers, Barnes	Wastvedt
Dahlen	Barnes	Powers, Cass	Wentz
Dick	Jungroth	Reimers	Whittlesey
Dornacker	Knudsen	Rieger	Williamson
Duncan	Krenz	Rivinius	Winge
Elkin	Kvasager	Rosendahl	Mr. Speaker
Erickson,	Lang	Ruddy	
Mountrail			

Those voting in the negative were:

Bergman	Ganser	Loerch	Tough
Bier	Gietzen	Mueller	Vogel
Bowman	Giffey	Schaffer	Welder
Connolly	Glaspey	Shablow	Wilkie
Davis	Hickle		

Absent and not voting:

Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 699. A Bill for an Act to amend and reenact subsection 16 of section 15-29-08 of the 1963 Supplement to the North Dakota Century Code relating to the biennial school census.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner

Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz	Rundle	

Absent and not voting:

Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 713. A Bill for an Act making an appropriation for the purpose of paying special assessments for public improvements at the National Guard property at Bismarck, North Dakota, levied against the state of North Dakota by the City of Bismarck and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Ganser	Loerch	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Gietzen	Meschke	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Gudajtes	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tweten
Burk	Haugen	Olienyk	Unruh
Christensen	Haugland	Olson	Vogel
Christopher	Hertz	Opedahl	Wagner
Coles	Hickle	Poling	Wastvedt
Collette	Hilleboe	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Dick	Barnes	Rivinius	Williamson
Dornacker	Jungroth	Rosendahl	Winge
Duncan	Knudsen	Ruddy	Mr. Speaker
Elkin	Krenz	Rundle	
	Kvasager		

Those voting in the negative were:

Froeschle Tough

Absent and not voting:

Johnson, G. V.

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

House Bill No. 714. A Bill for an Act to amend and reenact section 15-29-11 of the 1963 Supplement to the North Dakota Century Code, relating to the bond of school district treasurers.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Streibel
Brown	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz	Rundle	

Absent and not voting:

Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 722. A Bill for an Act to repeal chapter 54-19 of the North Dakota Century Code, relating to the establishment of a state industrial alcohol plant.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten

Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Absent and not voting:

Johnson, G. V. Ruddy

So the bill passed and the title was agreed to.

House Bill No. 773. A Bill for an Act to amend and reenact Section 2 of Chapter 320 of the 1963 Session Laws relating to "wide area telephone service."

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz	Rundle	

Absent and not voting:

Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 778. A Bill for an Act to create and enact Section 52-10-10 of the North Dakota Century Code, relating to continuation of social security coverage for enlarged or reorganized public school districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Belquist	Frank	Larson	Schoenwald
Bergman	Froeschle	Leer	Shablow
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Muelier	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knutson	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Erickson,	Kvasager	Rustan	
Mountrail			

Absent and not voting:

Backes Johnson, G. V. Myhre

So the bill passed and the title was agreed to.

House Bill No. 786. A Bill for an Act to authorize the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larson	Schaffer
Belquist	Frank	Leer	Schoenwald
Bergman	Froeschle	Linderman	Shablow
Bier	Ganser	Loerch	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Gietzen	Meschke	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Gudajtes	Myhre	Stockman
Breum	Hardmeyer	Obie	Strand
Brown	Harrison	Olafson	Streibel
Bruner	Hauf	Olienyk	Tough
Burk	Haugen	Olson	Tweten
Christensen	Haugland	Opedahl	Unruh
Christopher	Hertz	Poling	Vogel

Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Powers, Cass	Wastvedt
Connolly	Hoffner	Reimers	Welder
Davis	Ivesdal	Rieger	Wentz
Dick	Johnson,	Rivinius	Whittlesey
Dornacker	Barnes	Rosendahl	Wilkie
Duncan	Jungroth	Ruddy	Williamson
Elkin	Knudsen	Rundle	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Backes	Johnson, G. V.	Larsen	Mueller
Dahlen			

So the bill passed and the title was agreed to.

House Bill No. 821. A Bill for an Act to amend and reenact Chapter 365, House Bill No. 744, CONVEYANCE OF FORT UNION HISTORIC SITE, to permit the state historical society to transfer by deed and title the parcel of land known as Fort Union Historic Site.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Streibel
Burk	Hauf	Olafson	Tough
Christensen	Haugen	Olienyk	Tweten
Christopher	Haugland	Olson	Unruh
Coles	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Whittlesey
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Borstad	Brown	Johnson, G. V.	Mueller
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So the bill passed and the title was agreed to.

House Bill No. 839. A Bill for an Act to amend and reenact subsections 4 and 7 of section 57-02-01 of the North Dakota Century Code, relating to definitions for property tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail			

Absent and not voting:

Brown Johnson, G. V.

So the bill passed and the title was agreed to.

Rep. Larson asked to be excused from voting on House Bill No. 912.

Rep. Tweten moved that Rep. Larson be permitted to vote on House Bill No. 912, which motion prevailed.

House Bill No. 912. A Bill for an Act to repeal section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the state of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 62; nays, 45; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Elkin	Jungroth	Shorma
Backes	Erickson, Ward	Knudsen	Stallman
Bier	Fossum	Krenz	Staven
Bilden	Frank	Lang	Stenhjem
Bloom	Froeschle	Larsen	Stockman
Boustead	Ganser	Leer	Streibel
Bowles	Glaspey	Loerch	Tough
Bowman	Gudajtes	Miller	Tweten
Brown	Hardmeyer	Montplaisir	Unruh
Christensen	Haugen	Mueller	Wagner

Christopher	Haugland	Olafson	Wastvedt
Coles	Hertz	Olienyk	Welder
Connolly	Hickle	Poling	Wentz
Davis	Hilleboe	Powers, Barnes	Whittlesey
Dornacker	Johnson,	Reimers	Winge
Duncan	Barnes	Rivinius	

Those voting in the negative were:

Anderson	Gietzen	Meyer	Sanstead
Belquist	Giffey	Myhre	Schaffer
Bergman	Gronhovd	Obie	Schoenwald
Borstad	Harrison	Olson	Shablow
Breum	Hauf	Opedahl	Skaar
Bruner	Hoffner	Powers, Cass	Solberg
Burk	Ivesdal	Rieger	Strand
Collette	Kvasager	Rosendahl	Vogel
Dahlen	Larson	Ruddy	Wilkie
Erickson,	Linderman	Rundle	Williamson
Mountrail	Lundene	Rustan	Mr. Speaker
Gengler	Meschke		

Absent and not voting:

Dick Johnson, G. V.

So the bill lost for lack of a two-thirds majority.

House Bill No. 639. A Bill for an Act relating to motor vehicles used by common carriers by rail to transport workers to and from their places of employment or during the course of their employment and directing the Public Service Commission to prepare rules and regulations regulating such motor vehicles; and providing penalties.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 320 of the House Journal, the roll was called and there were: ayes, 90; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Ganser	Larson	Rustan
Backes	Gengler	Leer	Sanstead
Belquist	Gietzen	Linderman	Schoenwald
Bergman	Giffey	Loerch	Shablow
Bier	Glaspey	Lundene	Shorma
Bloom	Gronhovd	Meschke	Skaar
Borstad	Gudajtes	Meyer	Solberg
Bowman	Hardmeyer	Miller	Stallman
Breum	Harrison	Montplaisir	Staven
Bruner	Hauf	Myhre	Stenhjem
Burk	Haugen	Obie	Stockman
Christensen	Haugland	Olafson	Strand
Christopher	Hertz	Olson	Streibel
Coles	Hoffner	Opedahl	Tough
Collette	Ivesdal	Poling	Tweten
Connolly	Johnson,	Powers, Barnes	Unruh
Dahlen	Barnes	Powers, Cass	Vogel
Dornacker	Jungroth	Reimers	Wagner
Erickson,	Knudsen	Rieger	Wastvedt
Mountrail	Krenz	Rivinius	Wilkie
Erickson, Ward	Kvasager	Rosendahl	Williamson
Fossum	Lang	Ruddy	Winge
Froeschle	Larsen	Rundle	Mr. Speaker

Those voting in the negative were:

Aamoth	Davis	Hickle	Schaffer
Bilden	Duncan	Hilleboe	Welder
Boustead	Elkin	Mueller	Wentz

Bowles Frank Olienyk Whittlesey
Brown

Absent and not voting:

Dick Johnson, G. V.

So the bill passed and the title was agreed to.

Rep. Hilleboe: "Mr. Speaker: I rise to explain my vote on House Bill No. 639. I believe that this legislative body has moved far afield from the purposes for which it is assembled.

We have moved to the arena of Labor-Management mediation and only in specific areas.

I do not believe that the majority of the voters of the State of North Dakota have elected us to this body for that purpose.

I would hope that hereafter this body concerns itself with the needs and desires of the people of North Dakota and not demean itself to settling matters between labor and management."

House Bill No. 688. A Bill for an Act to amend and reenact section 57-02-20 of the 1963 Supplement to the North Dakota Century Code, relating to the personal property tax exemption on certain farm machinery.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 321, House Journal, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker

Mountrail

Absent and not voting:

Dick Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 785. A Bill for an Act to amend and reenact section 14-03-02 of the North Dakota Century Code, relating to the lawful age for marriage.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 322, House Journal, the roll was called and there were ayes, 78; nays, 27; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Elkin	Larsen	Shablow
Anderson	Erickson,	Leer	Skaar
Backes	Mountrail	Linderman	Solberg
Belquist	Erickson, Ward	Lundene	Stallman
Bergman	Fossum	Meschke	Staven
Bier	Frank	Meyer	Stenhjem
Bloom	Froeschle	Miller	Stockman
Boustead	Ganser	Mueller	Strand
Bowles	Gietzen	Myhre	Streibel
Bowman	Giffey	Obie	Unruh
Breum	Gudajtes	Olafson	Vogel
Brown	Hardmeyer	Olienyk	Wagner
Burk	Hauf	Opedahl	Wastvedt
Christensen	Haugland	Reimers	Welder
Christopher	Hilleboe	Rivinius	Wentz
Coles	Hoffner	Rosendahl	Whittlesey
Collette	Ivesdal	Rundle	Wilkie
Dahlen	Jungroth	Rustan	Williamson
Dornacker	Krenz	Schaffer	Winge
Duncan	Lang	Schoenwald	

Those voting in the negative were:

Bilden	Gronhovd	Knudsen	Powers, Cass
Borstad	Harrison	Kvasager	Rieger
Bruner	Haugen	Larson	Ruddy
Connolly	Hertz	Loerch	Sanstead
Davis	Hickle	Montplaisir	Shorma
Gengler	Johnson,	Poling	Tough
Glaspey	Barnes	Powers, Barnes	Mr. Speaker

Absent and not voting:

Dick	Johnson, G. V.	Olson	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 645. A Bill for an Act relating to the disposition of payments from the federal government on account of lands taken for game and fish management purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 323, House Journal, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough

Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker

Absent and not voting:

Burk	Dick	Johnson, G. V.
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So the bill passed and the title was agreed to.

Rep. Solberg moved that consideration of House Bill No. 512 be laid over one day, which motion prevailed.

Rep. Hoffner moved that the House recess until 1:00 p.m., February 4, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTIETH DAY AFTER RECESS AND
THIRTY-FIRST DAY

Bismarck, February 4, 1965

The House reconvened at 1:00 p.m. pursuant to the motion of Rep. Hoffner, with Speaker Link presiding.

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

EIGHTH ORDER OF BUSINESS

Rep. Poling moved that House Bill No. 664 be withdrawn from the Committee on Social Welfare, which motion prevailed.

Rep. Poling moved that the report of the Committee on Social Welfare on House Bill No. 664, as shown on pages 320 and 321 of the House Journal be adopted, which motion prevailed. The Speaker announced that House Bill No. 664 would be considered in the sixth order of business on the next legislative day.

Rep. Coles asked unanimous consent to withdraw House Bill No. 798, which request was granted.

Rep. Dick moved to reconsider the action by which House Bill No. 912 was lost, which motion prevailed.

Rep. Burk moved that House Bill No. 912 be re-referred to the Committee on State and Federal Government.

Rep. Brown moved that a substitute motion that House Bill No. 912 be placed on the calendar, which motion prevailed.

Rep. Brown moved that House Bill No. 912 be placed at the foot of the calendar, which motion prevailed.

Rep. Aamoth asked unanimous consent of the House to withdraw House Bill No. 665, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 4, 1965

Mr. President: I have the honor to transmit:

House Bill No. 784 - 772 - 770

House Bill No. 735 - 669 - 853

House Bill No. 846 - 838 - 830

House Bill No. 825 - 810 - 809

House Bill No. 765 - 613 - 612

House Bill No. 739 - 725 - 677

House Bill No. 547 - 647 - 646

House Bill No. 642 - 611

House Concurrent Resolution "J"

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

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

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

House Bill No. 505

House Bill No. 589

House Bill No. 636

House Bill No. 700

House Bill No. 716

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 516 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, delete the sum \$334,000.00 and in lieu thereof insert the sum \$400,000.00

Line 12, delete the sum \$202,200.00 and in lieu thereof insert the sum \$268,200.00

Line 13, delete the sum \$334,000.00 and in lieu thereof insert the sum \$400,000.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Olson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 516 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 521 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, delete the sum \$724,500.00 and in lieu thereof insert the sum \$748,500.00

Line 7, delete the sum \$436,000.00 and in lieu thereof insert the sum \$460,000.00

Line 12, delete the sum \$724,500.00 and in lieu thereof insert the sum \$748,500.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 521 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 527 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 712 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 777 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 795 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Bloom moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 806 has had the same under consideration and recommends that the same be amended as follows:

In line one of the title following the word profits delete the word "and"

In line two of the title delete the word "surplus"

In line three of the title following the word profits delete the words "and surplus"

In line two delete the word "two" and insert the word "three"

In line three following the word profits delete the words "and surplus"

In line seven following the word profits delete the words "and surplus"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 806 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 549 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the bill delete the sum \$50,750.00 and in lieu thereof insert the sum \$75,750.00

Line 7, delete the sum \$27,930.00 and in lieu thereof insert the sum \$41,930.00

Line 8, delete the sum \$11,250.00 and in lieu thereof insert the sum \$16,750.00

Line 9, delete the sum \$11,570.00 and in lieu thereof insert the sum \$17,070.00

Line 10, delete the sum \$50,750.00 and in lieu thereof insert the sum \$75,750.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 549 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 678 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 17 through 26 inclusive.

In line 27 delete the letter "c" and insert the letter "b" in lieu thereof.

In line 30 delete the semicolon and the words "it does specifically include" and insert in lieu thereof a period.

Delete lines 31 and 32.

In line 33 delete the words "partnership or through a corporation" and the period.

In line 39 after the comma insert the words "credit card companies," and insert a comma after the word "individuals"

In line 50 delete the letter "d" and insert the letter "c" in lieu thereof.

Delete lines 63 through 67 inclusive.

In line 78 delete the words "two years" and insert in lieu thereof the words "one year"

In line 128 after the word "names" delete the word "of" and insert in lieu thereof the word "and"

Delete lines 132 through 138 inclusive.

In line 139 delete the numeral "3" and insert the numeral "2" in lieu thereof.

In line 147 delete the language following the period.

Delete lines 148 and 149.

In line 186 after the word "respectively" insert the words "by the governor from a list of at least six names submitted by presently established and recognized bona fide collection agencies"

In line 297 delete the following language "fees,"

Delete lines 298 through 305 inclusive and insert in lieu thereof the following language:

"and penalties provided for shall be paid to the general fund of the county in which the violation occurred."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 678 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 807 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 840 has had the same under consideration and recommends that the same be amended as follows:

In the title after 1964 add the following language "and declaring an emergency."

Following line 20 insert the following section

SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 840 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 847 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 635 has had the same under consideration and recommends that the same be amended as follows:

In line 13 following the word "chapter". insert the following language

"The provisions of this section shall in no way affect or limit the statutes and laws of this state contained in Title 40-05 of this Code authorizing municipalities to regulate, inspect, and license slaughtering, meat packing, and manufacturing establishments engaged in the production of meat products for human consumption within the municipality, or who deliver or sell meat or meat products within the municipality. However, the livestock sanitary board in order to carry out the provisions of section 36-23-03 of this chapter, and upon the application of any person, may grant a license upon his compliance with the provisions of this chapter.

Re-number the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 635 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 740 has had the same under consideration and recommends that the same be amended as follows:

In line 20 delete the "period" and insert the following language "including supplement."

And when so amended recommend the same do pass.

REP. WILKIE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 740 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 788 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 686 as recommended by the Committee on Finance and Taxation, page 362 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 711 as recommended by the Committee on Finance and Taxation, page 362 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 757 as recommended by the Committee on Finance and Taxation, page 363 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Hardmeyer, Strand and Leer introduced:

House Concurrent Resolution "V". A concurrent resolution endorsing, supporting and urging the construction of the proposed Mott dam and reservoir project in Hettinger county, North Dakota, and commending the Bureau of Reclamation.

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

Reps. Reimers, Ganser, Jungroth and Harrison introduced:

House Concurrent Resolution "W". A concurrent resolution endorsing, supporting and urging the construction of the proposed Pipestem Creek dam and reservoir project near Jamestown, North Dakota, and commending the U. S. Army Corps of Engineers.

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

Reps. Meschke, Williamson, Sanstead, Schoenwald, Bloom, Glaspey and Erickson of Ward introduced:

House Concurrent Resolution "X". A concurrent resolution urging the construction of a scenic badlands road connecting the units of the Theodore Roosevelt National Memorial Park.

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

SECOND READING OF A HOUSE BILL

House Bill No. 802. A Bill for an Act to amend and reenact sections 39-02-01 and 39-02-03 of the North Dakota Century Code to provide for appointment of the register of motor vehicles by the state tax commissioner, and to provide that the state tax commissioner shall administer the motor vehicle use tax.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 66; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Froeschle	Kvasager	Rustan
Backes	Gengler	Larson	Sanstead
Belquist	Gietzen	Leer	Schoenwald
Bergman	Giffey	Linderman	Shablow
Bloom	Glaspey	Loerch	Shorma
Borstad	Gronhovd	Meschke	Skaar
Bowles	Gudajtes	Meyer	Solberg
Breum	Hardmeyer	Montplaisir	Stallman
Bruner	Harrison	Myhre	Staven
Burk	Hauf	Obie	Stockman
Christensen	Haugen	Olafson	Strand
Christopher	Haugland	Olson	Vogel
Collette	Hertz	Opedahl	Wilkie
Dahlen	Hoffner	Poling	Williamson
Erickson,	Ivesdal	Rieger	Winge
Mountrail	Jungroth	Rosendahl	Mr. Speaker
Erickson, Ward	Krenz	Ruddy	

Those voting in the negative were:

Aamoth	Duncan	Lang	Schaffer
Bier	Elkin	Larsen	Stenhjem
Bilden	Fossum	Lundene	Streibel
Boustead	Frank	Miller	Tough
Bowman	Ganser	Mueller	Tweten

Brown	Hickle	Olienyk	Unruh
Coles	Hilleboe	Powers, Barnes	Wagner
Connolly	Johnson,	Reimers	Wastvedt
Davis	Barnes	Rivinius	Welder
Dick	Knudsen	Rundle	Wentz
Dornacker			

Absent and not voting:

Johnson, G. V. Powers, Cass Whittlesey

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Olienyk asked unanimous consent of the House to withdraw House Bill No. 911, which consent was granted.

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

Rep. Fossum moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-FIRST DAY

Bismarck, February 4, 1965

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

Prayer was offered by Rev. Cedric Lofdahl of the House of Prayer Lutheran Church of Bismarck, North Dakota.

Roll Call: All members present except Rep. Johnson of Billings.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the twenty-ninth day after recess and thirtieth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to House Bill No. 504 as recommended by the Committee on Appropriations, page 369 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 507 as recommended by the Committee on Appropriations, page 369 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 655 as recommended by the Committee on Transportation, page 370 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 831 as recommended by the Committee on Appropriations, page 370 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 836 as recommended by the Committee on Political Subdivisions, page 371 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 841 as recommended by the Committee on Political Subdivisions, page 371 of the House Journal, be adopted, which motion prevailed.

Rep. Hauf moved that the amendments to House Bill No. 540 as recommended by the Committee of the Whole, page 374 of the House Journal and page 283 by the Committee on Agriculture, be adopted, which motion prevailed.

Rep. Hauf moved that the amendments to House Bill No. 879 as recommended by the Committee of the Whole, page 375 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 4, 1965

Mr. President: I have the honor to transmit:

House Bill No. 515 - 518
 House Bill No. 519 - 584
 House Bill No. 639 - 645
 House Bill No. 650 - 674
 House Bill No. 688 - 699
 House Bill No. 713 - 714
 House Bill No. 722 - 773
 House Bill No. 778 - 785
 House Bill No. 786 - 821
 House Bill No. 839

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

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 597 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 654 has had the same under consideration and recommends that the same be amended as follows:

In line 84 after the word "prepared" place triple parentheses before and after the word "and", and insert the word "or" in lieu thereof

In line 86 after the word "prepared" place triple parentheses before and after the word "and", and insert the word "or" in lieu thereof

In line 103 after the word "prepare" delete the word "and", and insert the word "or" in lieu thereof

In line 104 delete the word "twenty", and insert the word "fourteen" in lieu thereof

In line 183 after the word "been" insert the words "prepared or"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 654 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 734 has had the same under consideration and recommends that the same be amended as follows:

In line 11 of the bill, following the word "general," insert the word "primary,"

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 734 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 915 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, 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 Grand Forks, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Sanstead
Anderson	Mountrail	Lang	Schaffer
Backes	Erickson, Ward	Larsen	Schoenwald
Belquist	Fossum	Larson	Shablow
Bergman	Frank	Leer	Shorma
Bier	Froeschle	Linderman	Skaar
Bilden	Ganser	Loerch	Solberg
Bloom	Gengler	Lundene	Stallman
Borstad	Gietzen	Meschke	Staven
Boustead	Giffey	Meyer	Stenhjem
Bowles	Glaspey	Miller	Stockman
Bowman	Gronhovd	Montplaisir	Strand
Breum	Gudajtes	Mueller	Streibel
Brown	Hardmeyer	Myhre	Tough
Bruner	Harrison	Obie	Tweten
Burk	Hauf	Olafson	Unruh
Christensen	Haugen	Olienyk	Vogel
Christopher	Haugland	Olson	Wagner
Coles	Hertz	Opedahl	Wastvedt
Collette	Hickle	Poling	Welder
Connolly	Hilleboe	Powers, Cass	Wentz
Dahlen	Hoffner	Rieger	Whittlesey
Davis	Ivesdal	Rivinius	Wilkie
Dick	Johnson,	Rosendahl	Williamson
Dornacker	Barnes	Ruddy	Winge
Duncan	Jungroth	Rundle	Mr. Speaker
Elkin	Knudsen	Rustan	
	Krenz		

Absent and not voting:

Johnson, G. V. Powers, Barnes Reimers

So the bill passed and the title was agreed to.

House Bill No. 506. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald

Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail			

Absent and not voting:
Breum Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 523. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Which had been read.

The question being on the final passage of the bill, Rep. Solberg moved that House Bill No. 523 be re-referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 682. A Bill for an Act to create and enact a new subsection to section 57-12-06 of the 1963 Supplement to the North Dakota Century Code, providing a right of appeal to the state board of equalization from any assessment as equalized by a county board of equalization, and to amend and reenact sections 57-13-04 and 57-13-05 of the North Dakota Century Code, relating to the duties and powers of the state board of equalization and the right to a hearing before such board.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 55; nays, 51; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Gudajtes	Meschke	Shablow
Anderson	Harrison	Meyer	Shorma
Backes	Hauf	Montplaisir	Solberg
Belquist	Haugland	Olafson	Staven
Bergman	Hertz	Olson	Stenhjem
Bloom	Hoffner	Poling	Stockman
Bruner	Ivesdal	Powers, Cass	Unruh
Erickson, Ward	Jungroth	Rieger	Vogel
Frank	Krenz	Rivinius	Whittlesey
Froeschle	Kvasager	Rosendahl	Wilkie
Gengler	Leer	Ruddy	Williamson
Giffey	Linderman	Rustan	Winge
Glaspey	Loerch	Sanstead	Mr. Speaker
Gronhovd	Lundene	Schoenwald	

Those voting in the negative were:

Bier	Davis	Johnson,	Reimers
Bilden	Dick	Barnes	Rundle
Borstad	Dornacker	Knudsen	Schaffer
Boustead	Elkin	Lang	Skaar
Bowles	Erickson,	Larsen	Stallman
Bowman	Mountrail	Larson	Strand
Breum	Fossum	Miller	Streibel
Brown	Ganser	Mueller	Tough
Christensen	Gietzen	Myhre	Tweten
Christopher	Hardmeyer	Obie	Wagner
Coles	Haugen	Olienyk	Wastvedt
Collette	Hickle	Opedahl	Welder
Connolly	Hilleboe	Powers, Barnes	Wentz
Dahlen			

Absent and not voting:

Burk Duncan Johnson, G. V.

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 4, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 579

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 4, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 36 - 51

Senate Bill No. 107 - 114

Senate Bill No. 117 - 176

Senate Bill No. 183 - 206

Senate Bill No. 242 - 247

Senate Bill No. 256 - 286

Senate Bill No. 302 - 303

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

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 710. A Bill for an Act to amend and reenact section 39-04-36 of the 1963 Supplement to the North Dakota Century Code, relating to the transfer of registration plates to certain vehicles.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rundle
Anderson	Fossum	Larsen	Rustan
Backes	Frank	Larson	Sanstead
Belquist	Froeschle	Leer	Schaffer
Bergman	Ganser	Linderman	Schoenwald
Bier	Gengler	Loerch	Shablow
Bilden	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven

Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Wentz
Dahlen	Johnson,	Reimers	Whittlesey
Davis	Barnes	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Dornacker	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager		
Mountrail			

Those voting in the negative were:
Solberg Welder

Absent and not voting:
Duncan Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 764. A Bill for an Act to amend and reenact section 26-24-13 of the 1963 Supplement to the North Dakota Century Code, relating to insurance assessments.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christensen	Hertz	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hilleboe	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Connolly	Ivesdal	Powers, Cass	Wentz
Dahlen	Johnson,	Reimers	Whittlesey
Davis	Barnes	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Dornacker	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager	Rundle	
Mountrail			

Absent and not voting:
Duncan Johnson, G. V. Stenhjem

So the bill passed and the title was agreed to.

House Bill No. 768. A Bill for an Act to amend and reenact subsection 6 of section 26-01-04 and section 26-01-08 of the North Dakota Century Code, relating to official examination of insurance companies, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker

Mountrail

Absent and not voting:

Duncan Johnson, G. V.

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

House Bill No. 860. A Bill for an Act to amend and reenact section 32-17-04 of the North Dakota Century Code relating to the requirements of a complaint in an action for the determination of adverse claims, commonly known as quiet title actions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman

Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail			

Absent and not voting:

Duncan Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 505. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 329 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz		

Absent and not voting:

Johnson, G. V. Rustan

So the bill passed and the title was agreed to.

House Bill No. 589. A Bill for an Act relating to payment and collection of wages for labor; requiring semimonthly or agreed pay-

ments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; making principal contractor liable for payroll of subcontractor; placing responsibility for enforcement of this Act; granting the commissioner of labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of labor and his deputy the duty to prosecute actions; providing for power to promulgate regulations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 330 of the House Journal, the roll was called and there were: ayes, 98; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schoenwald
Belquist	Ganser	Leer	Shablow
Bergman	Gengler	Linderman	Shorma
Bier	Gietzen	Loerch	Skaar
Bilden	Giffey	Lundene	Solberg
Bloom	Glaspey	Meschke	Stallman
Borstad	Gronhovd	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Montplaisir	Stockman
Bowman	Harrison	Myhre	Strand
Breum	Hauf	Obie	Streibel
Brown	Haugen	Olafson	Tweten
Bruner	Haugland	Olienyk	Unruh
Burk	Hertz	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Powers, Barnes	Wentz
Connolly	Johnson,	Powers, Cass	Whittlesey
Dahlen	Barnes	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager	Rundle	
Mountrail			

Those voting in the negative were:

Davis	Froeschle	Reimers	Tough
Dick	Mueller	Schaffer	Welder

Absent and not voting:

Christensen	Hilleboe	Johnson, G. V.
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So the bill passed and the title was agreed to.

House Bill No. 636. A Bill for an Act to amend and reenact subsection 1 of section 15-39-01 of the North Dakota Century Code, relating to the definition of a teacher.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 331 of the House Journal, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald

Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz	Rundle	

Absent and not voting:
Johnson, G. V.

So the bill passed and the title was agreed to.

House Bill No. 700. A Bill for an Act to amend and reenact section 15-40-15 of the North Dakota Century Code as amended by the 1961 Supplement relating to pupils residing in annexed or re-organized districts attending school in a bordering state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 332 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tough
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker

Erickson, Kvasager Rundle
Mountrail

Absent and not voting:

Backes Johnson, G.V. Stockman

So the bill passed and the title was agreed to.

House Bill No. 716. A Bill for an Act to create and enact subsection 18 of section 15-29-08 of the North Dakota Century Code, as amended by the 1963 Session Laws, relating to group insurance for teachers.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 333, House Journal, the roll was called and there were: ayes, 100; nays, 8; absent and not voting 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rundle
Anderson	Fossum	Larsen	Rustan
Backes	Frank	Leer	Sanstead
Belquist	Froeschle	Linderman	Schaffer
Bergman	Ganser	Loerch	Schoenwald
Bier	Gengler	Lundene	Shablow
Bilden	Gietzen	Meschke	Skaar
Bloom	Giffey	Meyer	Solberg
Borstad	Glaspey	Miller	Stallman
Boustead	Gronhovd	Montplaisir	Staven
Bowles	Gudajtes	Mueller	Stenhjem
Bowman	Hardmeyer	Myhre	Stockman
Breum	Harrison	Obie	Strand
Brown	Hauf	Olafson	Streibel
Bruner	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten
Christopher	Hilleboe	Opedahl	Unruh
Coles	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Dahlen	Johnson,	Powers, Cass	Wastvedt
Dick	Barnes	Reimers	Wentz
Dornacker	Jungroth	Rieger	Whittlesey
Duncan	Knudsen	Rivinius	Wilkie
Elkin	Krenz	Rosendahl	Williamson
Erickson,	Kvasager	Ruddy	Winge
Mountrail			Mr. Speaker

Those voting in the negative were:

Burk	Davis	Hickle	Shorma
Connolly	Haugen	Larson	Welder

Absent and not voting:

Johnson, G.V.

So the bill passed and the title was agreed to.

House Concurrent Resolution "U". A concurrent resolution complimenting the North Dakota Territory Centennial Committee for the work done on our recent territorial centennial observation and requesting a final report.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow

Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Myhre	Stockman
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olienyk	Tough
Christensen	Haugland	Olson	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager		Mr. Speaker

Mountrail

Absent and not voting:

Breum Johnson, G.V. Mueller

So the resolution passed and the title was agreed to.

Rep. Solberg moved that Byron Allen (liaison officer of the U.S. Dept. of Agriculture with state departments of agriculture and state legislatures) be invited to the rostrum to address the House, which motion prevailed. The Speaker appointed Representatives Giffey and Streibel to escort Mr. Allen to the rostrum.

House Resolution No. 4. A resolution to appoint an official photographer for the house of representatives of the thirty-ninth legislative assembly of the state of North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 103; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Gudajtes	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Powers, Cass	Wastvedt
Connolly	Hoffner	Reimers	Welder
Davis	Ivesdal	Rieger	Wentz

Dick	Johnson,	Rivinius	Wilkie
Dornacker	Barnes	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Those voting in the negative were:

Dahlen Poling

Absent and not voting:

Giffey Johnson, G.V. Miller Whittlesey

So the resolution was declared adopted.

Rep. Solberg moved that House Bill No. 512 be re-referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 912. A Bill for an Act to repeal section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the state of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 69; nays, 37; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Shorma
Backes	Frank	Lang	Stallman
Bier	Froeschle	Larsen	Staven
Bilden	Ganser	Larson	Stenhjem
Boustead	Gengler	Linderman	Stockman
Bowman	Glaspay	Loerch	Strand
Brown	Gudajtes	Meschke	Streibel
Christensen	Hardmeyer	Montplaisir	Tough
Christopher	Hauf	Obie	Tweten
Coles	Haugen	Olafson	Unruh
Collette	Haugland	Olienyk	Wagner
Connolly	Hertz	Powers, Barnes	Wastvedt
Davis	Hickle	Reimers	Welder
Dick	Hilleboe	Rivinius	Wentz
Dornacker	Johnson,	Rundle	Whittlesey
Duncan	Barnes	Sanstead	Williamson
Elkin	Jungroth	Schaffer	Winge
Erickson, Ward	Knudsen		

Those voting in the negative were:

Anderson	Erickson,	Lundene	Rosendahl
Belquist	Mountrail	Meyer	Rustan
Bergman	Gietzen	Muelier	Schoenwald
Bloom	Giffey	Myhre	Shablow
Borstad	Gronhovd	Olson	Skaar
Bowles	Harrison	Opedahl	Solberg
Breum	Hoffner	Poling	Vogel
Bruner	-Ivesdal	Powers, Cass	Wilkie
Burk	Krenz	Rieger	Mr. Speaker
Dahlen	Leer		

Absent and not voting:

Johnson, G.V. Miller Ruddy

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

Rep. Erickson of Mountrail moved that the vote by which House Bill No. 912 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was ruled out of order because of intervening remarks.

Rep. Giffey moved that the House be on the 12th order of business and on the conclusion of that order, stand recessed until 1:00 p.m., February 5, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

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

Senate Bill No. 39. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

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

Senate Bill No. 46. A Bill for an Act to amend and reenact subsection 2 of section 32-36-08, and sections 50-09-05 and 50-09-23 of the North Dakota Century Code, providing for denial of eligibility for aid to dependent children so long as custodial parent refuses to cooperate in enforcing parental obligations, relating to the commencement of an action to determine paternity, and providing that any person willfully misusing aid to dependent children payments is guilty of a misdemeanor.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 129. A Bill for an act to create and enact section 35-08-05 of the North Dakota Century Code, relating to fertilizer liens and to amend and reenact section 35-21-01 of the North Dakota Century Code, relating to the release of liens.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 133. A Bill for an Act to amend and reenact section 21-03-40 of the North Dakota Century Code, relating to the custodian of municipal sinking funds.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 140. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code relating to the additional fee of fifty cents charged for the registration of motor vehicles, and to provide for the transfer of the balance remaining in the license plate revolving fund to the motor vehicle registration fund.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 181. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code relating to proposals for printing, classification 6, to permit subletting.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 182. A Bill for an Act to amend and reenact section 23-13-09 of the 1963 Supplement to the North Dakota Century Code relating to the membership of the state safety committee and to add the state health officer as a member.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 235. A Bill for an Act to authorize the board of administration to establish and engage in such new prison industries as the board deems necessary, and of greatest benefit to, and in the best interest of the state of North Dakota, the state penitentiary, and the North Dakota state farm.

Was read the first time and referred to the Committee on State and Federal Government.

And the House stood recessed pursuant to the motion of Rep. Giffey until 1:00 p.m., February 5, 1965.

DONNELL HAUGEN, Chief Clerk

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

Bismarck, February 5, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the 17th order of business for the introduction of former member Gust Wog, and other introductions.

The Speaker announced that the House would revert to the fifth order of business.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration House Bill No. 942, to-wit:

"For an Act to amend and reenact sections 15-22-21 and 15-22-22 of the 1963 Supplement to the North Dakota Century Code, relating to the mandatory dissolution and annexation of school districts, notice of hearings, and effective dates of orders."

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Streibel moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE BILL AND
HOUSE RESOLUTIONS

Reps. Bier, Bloom, Johnson of Barnes, and Leer (through Delayed Bills Committee) introduced:

House Bill No. 942. A Bill for an Act to amend and reenact sections 15-22-21 and 15-22-22 of the 1963 Supplement to the North Dakota Century Code, relating to the mandatory dissolution and annexation of school districts, notice of hearings, and effective dates of orders.

Was read the first time and referred to the Committee on Education.

Reps. Erickson of Ward, Giffey, Backes, Jungroth, Meschke, Sanstead, Solberg, Erickson of Mountrail, Hoffner, and Stallman introduced:

House Concurrent Resolution "Y". A concurrent resolution directing the legislative research committee to conduct a study for the purpose of determining the feasibility of abolishing the state laboratories department and investing its functions and duties with other state departments.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Meschke, Hauf, and Backes introduced:

House Concurrent Resolution "Z". A concurrent resolution for the amendment of sections 183 and 184 of the Constitution of the state of North Dakota, relating to the limit on the amount of indebted-

edness that may be incurred by any county, township, city, town, school district or any other political subdivision and to the payment of the interest and principal of any such indebtedness.

Was read the first time and referred to the Committee on Political Subdivisions

Reps. Hauf, Wagner, Aamoth, Shorma, Obie, Poling, Gengler, Reimers, Bowles, Dick, Linderman, Collette, Olson, Tough, Frank, Solberg, Mueller, Rosendahl, Anderson, Erickson of Ward, and Wastvedt introduced:

House Concurrent Resolution "A-1". A concurrent resolution directing the legislative research committee to study requirements, standards, and desirability of state participation in various federal aid programs.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Larsen of Grand Forks introduced:

House Concurrent Resolution "B-1". A concurrent resolution providing for the amendment of section 121 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.

Reps. Aamoth and Winge introduced:

House Resolution No. 5. A resolution recommending that the state highway department give full consideration to the use of a white stripe on the edge of pavement when necessary to reduce potential hazards.

Was read the first time and referred to the Committee on Transportation.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 580

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Backes moved that the reading of the amendments to House Bill No. 664 be dispensed with, which motion prevailed.

Rep. Poling moved that the amendments to House Bill No. 664 as recommended by the Committee on Social Welfare, page 391 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 516 as recommended by the Committee on Appropriations, page 392 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 521 as recommended by the Committee on Appropriations, page 392 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 549 as recommended by the Committee on Appropriations, page 393 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the reading of the amendments to House Bill No. 678 be dispensed with, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 678 as recommended by the Committee on Industry and Business, page 394 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 806 as recommended by the Committee on State and Federal Government, page 393 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 840 as recommended by the Committee on State and Federal Government, page 394 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to House Bill No. 635 as recommended by the Committee on Agriculture, page 395 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to House Bill No. 740 as recommended by the Committee on Agriculture, page 395 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Solberg moved that the House reconsider the action by which House Bill No. 506 was passed, which motion prevailed.

Rep. Solberg moved that House Bill No. 506 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Mueller moved that the House reconsider the action by which House Bill No. 912 was declared lost due to a lack of two-thirds majority, which motion prevailed on a division vote.

Rep. Brown moved that House Bill No. 912 be placed at the foot of the calendar.

Rep. Unruh moved a substitute that House Bill No. 912 be re-referred to the committee, which motion prevailed.

The Speaker announced that House Bill No. 912 would be re-referred to the Committee on State and Federal Government.

Rep. Harrison asked unanimous consent of the House to withdraw House Bill No. 923, which consent was granted.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 504
 House Bill No. 507
 House Bill No. 540 Re-engrossed
 House Bill No. 655
 House Bill No. 686
 House Bill No. 711
 House Bill No. 757
 House Bill No. 831
 House Bill No. 836
 House Bill No. 841
 House Bill No. 879

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
 House Bill No. 580

And the Speaker signed the same in the presence of the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 566 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 226 through 590 inclusive and insert in lieu thereof the following language:

- “1. The first legislative district shall consist of the counties of Williams and Divide, and shall be entitled to two senators and six representatives;
2. The second legislative district shall consist of the counties of Burke and Mountrail, and shall be entitled to one senator and three representatives;
3. The third legislative district shall consist of the county of Ward except the city of Minot and the townships of Nedrose and Harrison lying within the county of Ward, and shall be entitled to one senator and three representatives;
4. The fourth legislative district shall consist of the city of Minot and Nedrose and Harrison townships lying within the county of Ward, and shall be entitled to two senators and six representatives;
5. The fifth legislative district shall consist of the counties of Renville and Bottineau, and shall be entitled to one senator and three representatives;
6. The sixth legislative district shall consist of the counties of McHenry, Pierce, and Rolette, and shall be entitled to two senators and six representatives;
7. The seventh legislative district shall consist of the counties of Benson and Eddy, and shall be entitled to one senator and three representatives;
8. The eighth legislative district shall consist of the counties of Towner and Cavalier, and shall be entitled to one senator and three representatives;
9. The ninth legislative district shall consist of the county of Ramsey, and shall be entitled to one senator and three representatives;
10. The tenth legislative district shall consist of the counties of Pembina and Walsh, and shall be entitled to two senators and six representatives;
11. The eleventh legislative district shall consist of the county of Grand Forks except the city of Grand Forks lying within the county of Grand Forks, and shall be entitled to one senator and three representatives;
12. The twelfth legislative district shall consist of the city of Grand Forks lying within the county of Grand Forks, and shall be entitled to two senators and six representatives;
13. The thirteenth legislative district shall consist of the counties of Traill and Steele, and shall be entitled to one senator and three representatives;
14. The fourteenth legislative district shall consist of the counties of Nelson, Griggs, and Foster, and shall be entitled to one senator and three representatives;
15. The fifteenth legislative district shall consist of the counties of Wells and Sheridan, and shall be entitled to one senator and three representatives;
16. The sixteenth legislative district shall consist of the county of McLean, and shall be entitled to one senator and three representatives;
17. The seventeenth legislative district shall consist of the counties of Dunn, Mercer, and Oliver, and shall be entitled to one senator and three representatives;
18. The eighteenth legislative district shall consist of the counties of McKenzie, Billings, Golden Valley, and Slope, and shall be entitled to one senator and three representatives;

19. The nineteenth legislative district shall consist of the county of Stark, and shall be entitled to one senator and four representatives;
20. The twentieth legislative district shall consist of the counties of Adams, Bowman, and Hettinger, and shall be entitled to one senator and three representatives;
21. The twenty-first legislative district shall consist of the counties of Morton, Grant, and Sioux, and shall be entitled to two senators and six representatives;
22. The twenty-second legislative district shall consist of the counties of Emmons and Burleigh except the city of Bismarck and the township of Hay Creek, township one hundred thirty-eight north, range eighty west and township one hundred thirty-nine north, range eighty-one west lying within the county of Burleigh, and shall be entitled to one senator and three representatives;
23. The twenty-third legislative district shall consist of the city of Bismarck and the township of Hay Creek, township one hundred thirty-eight north, range eighty west and township one hundred thirty-nine north, range eighty-one west lying within the county of Burleigh, and shall be entitled to two senators and six representatives;
24. The twenty-fourth legislative district shall consist of the counties of Kidder and Stutsman except the city of Jamestown and the townships of Bloom and Midway lying within the county of Stutsman, and shall be entitled to one senator and three representatives;
25. The twenty-fifth legislative district shall consist of the city of Jamestown and the townships of Bloom and Midway lying within the county of Stutsman, and shall be entitled to one senator and three representatives;
26. The twenty-sixth legislative district shall consist of the counties of Logan and LaMoure, and shall be entitled to one senator and three representatives;
27. The twenty-seventh legislative district shall consist of the counties of McIntosh and Dickey, and shall be entitled to one senator and three representatives;
28. The twenty-eighth legislative district shall consist of the county of Barnes, and shall be entitled to one senator and three representatives;
29. The twenty-ninth legislative district shall consist of the counties of Ransom and Sargent, and shall be entitled to one senator and three representatives;
30. The thirtieth legislative district shall consist of the county of Cass except the cities of Fargo, Southwest Fargo, and West Fargo and the townships of Barnes and Fargo lying within the county of Cass, and shall be entitled to one senator and three representatives;
31. The thirty-first legislative district shall consist of the cities of Fargo, Southwest Fargo, and West Fargo and the townships of Barnes and Fargo lying within the county of Cass, and shall be entitled to three senators and nine representatives;
32. The thirty-second legislative district shall consist of the county of Richland, and shall be entitled to one senator and four representatives."

And renumber the lines accordingly.

Following line 604 insert the following language:

"SECTION 3. SUBDISTRICTING OF LEGISLATIVE DISTRICTS — PETITION — SUBMITTED TO ELECTORS.) Upon a petition filed with the secretary of state signed by at least twenty

five percent of the qualified electors of a legislative district as determined by the total number of votes cast for the office of governor at the last general election at which such office was voted upon, asking that such legislative district be subdivided into single-member representative districts or in legislative districts with more than one senator to be subdivided into single-member senatorial districts or both, the secretary of state shall determine and count the number of signatures and if such petitions contain the required number of signatures, the secretary of state shall place the question of subdividing on a ballot for such district at the next special, primary, or general election held in such district.

SECTION 4. DESCRIPTION OF SUBDISTRICTS TO BE ON PETITIONS.) Each petition shall have a description printed on it of the proposed subdistricts of the legislative district to be subdivided.

SECTION 5. FORM OF BALLOT.) The ballots used for the question of subdividing legislative districts as provided in section 3 of this Act shall be in substantially the following form:

Shall the (number of legislative district) legislative district be subdivided into senatorial or representative districts or both described as follows: (description of subdistricts as described in the petition)

Yes
 No

If there shall be more than one petition for subdividing of the same legislative district, each different description of the subdistricts shall be placed on such ballot and the ballot shall be marked "VOTE FOR ONLY ONE".

SECTION 6. AFFIRMATIVE VOTE NECESSARY TO SUBDISTRICT LEGISLATIVE DISTRICT.) If one of the subdividing descriptions as presented in the ballot shall receive a majority of the legal votes cast at such election, the secretary of state shall issue a proclamation stating such legislative district to be subdivided pursuant to such description. Thereafter, senators or representatives shall reside in and be elected from such subdistricts as set forth in the approved petition for subdividing. The question of subdividing a legislative district shall not be voted upon more than once every two years."

And number the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 566 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 585 has had the same under consideration and recommends that the same be amended as follows:

PROPOSED AMENDMENTS TO HOUSE BILL NO. 585

In the first line of the title, following the numeral "16-06-04," insert the numerals "16-05-03, 16-05-04, 16-05-05, 16-13-15, 16-13-20, 16-13-36,"

In line 45, delete the first word, "September" and insert in lieu thereof the word "October", delete the word "October" and insert in lieu thereof the word "November"

Immediately following line 50, insert the following sections:

"SECTION 5. AMENDMENT.) Section 16-05-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-05-03. CERTIFICATE OF NOMINATION — TIME OF FILING.) Certificates of nomination to be filed with the secretary of state, shall be filed not less than ((forty)) twenty-five days before the day fixed by law for election of persons in nomination and not later than five o'clock p.m. on the ((fortieth)) twenty-fifth day, and certificates of nomination herein directed to be filed with the county auditor, shall be filed not less than ((thirty-five)) twenty days before the day of election and not later than five o'clock p.m.; provided that in the case of nominations for special elections called to fill vacancies caused by death, resignation or otherwise, such certificates shall be filed not less than twenty-five days before the day of election and not later, than five o'clock p.m., on the twenty-fifth day. The secretary of state and the several county auditors shall cause to be preserved in their respective offices for six months all certificates of nominations filed therein under the provisions of this section. All such certificates shall be open to public inspection under proper regulations to be made by such officers.

SECTION 6. AMENDMENT.) Section 16-05-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-05-04. SECRETARY OF STATE TO CERTIFY NOMINATIONS FOR STATE OFFICE.) Not less than ((thirty)) fifteen days nor more than ((thirty-five)) twenty days before an election to fill any state or district office, the secretary of state shall certify to the county auditor of each county within which any of the electors may by law vote for candidates for such office, the name and post-office address of each person nominated for such office, as specified in the certificates of nomination filed with him. In case of a special election called to fill a vacancy the secretary of state shall so certify the names of such candidates not less than twenty days before such special election.

SECTION 7. AMENDMENT.) Section 16-05-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-05-05. IN CASE NOMINEE DECLINES, CERTIFICATE VOID.) Whenever any person nominated for public office under the provisions of this title shall, at least ((thirty)) fifteen days before election, in writing notify the officer with whom the certificate nominating him is filed that he declines such nomination, such nomination shall be void.

SECTION 8. AMENDMENT.) Section 16-13-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-13-15. TIME OF COUNTY CANVASSING BOARD MEETING — OATH REQUIRED.) As soon as the returns are received by the county auditor, but not later than ((one week)) five days after each election, the county canvassing board shall meet and, after taking the oath of office, shall proceed to open and publicly canvass such returns.

SECTION 9. AMENDMENT.) Section 16-13-20 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-13-20. COUNTY AUDITOR TO TRANSMIT ABSTRACT OF VOTES TO SECRETARY OF STATE AFTER PRIMARY ELECTION.) Except as otherwise provided in section 16-13-22, the county auditor of each county, under his official seal, shall return to the secretary of state by registered or certified mail within ((fifteen)) eight days after the day of any primary election, a certified abstract, under separate political designation or principle, or no-party designation, as the case may be, of the total number of votes cast in his county and the votes cast for every candidate for nomination for United States senator, United States representa-

tive, state officers, judges of the supreme court, judges of the district court, and members of the legislative assembly. The county auditor also shall file with the secretary of state a certificate showing the names and addresses of the persons nominated under the several political designations and principles in his county.

SECTION 10. AMENDMENT.) Section 16-13-36 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-13-36. MEETING OF STATE BOARD OF CANVASSERS.) On call of the secretary of state but not later than ((twenty)) fourteen days next following a primary, general or special election, the state board of canvassers shall meet at the office of the secretary of state for the purpose of canvassing and ascertaining the result of the election. The secretary of state shall notify the other members of the board of such meeting."

In line 68, insert triple parentheses around the word "second"; and following the triple parentheses, insert the word "third"

In line 92, insert triple parentheses around the words "At two o'clock p.m. on"; and following the triple parentheses, insert the words "Prior to"

In line 94, following the word "year", insert the words "upon the call of the chairman"

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 585 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 671 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title delete the word "and" and after the section number "57-36-24" insert the words ", 57-36-25, and 57-36-26"

In line 14 of the title between the word "licensing" and the period insert the following: "and providing for penalties"

In line 169 insert triple parentheses around the word "and" and after the word "snuff" insert ", cigars or other tobacco products"

In line 173 insert triple parentheses around the word "or" and after the word "snuff," insert the words "cigars or other tobacco products,"

In line 175 insert triple parentheses around the word "or" and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 187 insert triple parentheses around the word "or" and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 195 insert triple parentheses around the word "or" and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 366 insert triple parentheses around the word "and" and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 385 insert triple parentheses around the word "or" and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 390 insert triple parentheses around the word "or" and after the word "snuff" insert the words "cigars or other tobacco products"

In line 400 delete the word "and" and after the word "snuff," insert the words "cigars and other tobacco products,"

Delete lines 405 through 501 inclusive and insert in lieu thereof the following:

"SECTION 14. AMENDMENT.) Section 57-36-25 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-36-25. CIGARS, SNUFF AND OTHER TOBACCO PRODUCTS — EXCISE TAX ON WHOLESALE PURCHASE PRICE — PENALTY — REPORTS — COLLECTION — ALLOCATION OF REVENUE.)

1. There is hereby levied and assessed upon all cigars, snuff and other tobacco products, sold in this state an excise tax at the rate of (((ten))) eleven percent of the wholesale purchase price(((, less discounts allowed and taken,))) at which such cigars, snuff and other tobacco products are purchased by (((retail dealers))) distributors. For the purposes of this section the term "wholesale purchase price" shall mean the established price for which a manufacturer sells cigars, snuff or other tobacco products to a distributor exclusive of any discount or other reduction. The proceeds of such tax, together with such forms of return and in accordance with such rules and regulations as the tax commissioner may prescribe, shall be remitted to the tax commissioner by the distributor on a calendar (((quarterly))) month basis on or before the (((end))) tenth day of the month following the (((quarterly period))) month for which paid.
2. Any person failing to file any prescribed forms of return or to pay any tax within the time required by this section shall be subject to a penalty of three percent of the amount of tax due, plus one percent of such tax for each month of delay or fraction thereof excepting the (((first))) month (((after))) within which such return was required to be filed or such tax became due. The tax commissioner, if satisfied that the delay was excusable, may remit all or any part of such penalty. Such penalty shall be paid to the tax commissioner and disposed of in the same manner as are other receipts under this chapter.
- (((3. The retail sale of cigars, snuff or other tobacco products shall not be subject to any tax imposed by chapters 57-39 and 57-40.
- 4.))3. All moneys received by the tax commissioner under provisions of this section shall be transmitted to the state treasury at the end of each month and deposited in the state treasury to the credit of the general fund.
- (((5.))4. All the provisions of this chapter, specifically including the penalties prescribed by subsections 1 and 2 of section 57-36-20(((, pertaining to the administration of the tax on cigarettes and snuff,))) not in conflict with the provisions of this section(((,))) shall govern the administration of the taxes levied in this section.

SECTION 15. AMENDMENT.) Section 57-36-26 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-36-26. CIGARS, SNUFF AND OTHER TOBACCO PRODUCTS — EXCISE TAX PAYABLE BY DEALERS — REPORTS — PENALTIES — COLLECTION — ALLOCATION OF REVENUE.)

1. There is hereby levied and assessed upon all cigars, snuff and other tobacco products, purchased in another state and brought into this state by a dealer for the purpose of sale at retail, an excise tax at the rate of ((ten)) eleven percent of the wholesale purchase price at the time such products were brought into this state. For the purposes of this section the term "wholesale purchase price" shall mean the established price for which a manufacturer sells cigars, snuff or other tobacco products to a distributor exclusive of any discount or other reduction, provided that the dealer may elect to report and remit the tax on his cost price of such products rather than on the wholesale purchase price. The proceeds of such tax, together with such forms of return and in accordance with such rules and regulations as the tax commissioner may prescribe, shall be remitted to the tax commissioner by the dealer on a calendar ((quarterly)) month basis on or before the ((end)) tenth day of the month following the ((quarterly period)) month for which it is paid.
2. If cigars or snuff or other tobacco products have been subjected already to a tax by any other state in respect to their sale in an amount less than the tax imposed by this section, the provisions of this section shall apply, but at a rate measured by the difference only between the rate fixed in this section and the rate by which the previous tax upon the sale was computed. If the tax imposed in such other state is ten percent of the wholesale purchase price or more, than no tax shall be due on such article. The provisions of this subsection shall apply only if such other state allows a tax credit with respect to the excise tax on cigars, snuff and other tobacco products imposed by this state which is substantially similar in effect to the credit allowed by this subsection.
3. Any person failing to file any prescribed forms of return or to pay any tax within the time required by this section shall be subject to a penalty of three percent of the amount of tax due, plus one percent of such tax for each month of delay or fraction thereof excepting the first month ((after)) within which such return was required to be filed or such tax became due. The tax commissioner, if satisfied that the delay was excusable, may remit all or any part of such penalty. Such penalty shall be paid to the tax commissioner and disposed of in the same manner as are other receipts under this chapter.
- ((4. The retail sale of cigars, snuff or other tobacco products shall not be subject to any tax imposed by chapters 57-39 and 57-40.
- 5.))4. All moneys received by the tax commissioner under the provisions of this section shall be transmitted to the state treasurer at the end of each month and deposited in the state treasury to the credit of the general fund.
- ((6.))5. All the provisions of this chapter, specifically including the penalties prescribed by subsections 1 and 2 of section 57-36-20(((, pertaining to the administration of the tax on cigarettes and snuff,))) not in conflict with the provisions of this section(((,))) shall govern the administration of the taxes levied in this section."

In line 613 before the word "SNUFF" insert the word "CIGARS," and after the word "SNUFF" insert the words "AND OTHER TOBACCO PRODUCTS"

In line 616 after the word "of" insert the word "cigars," and after the word "snuff" insert the words "and other tobacco products"

In line 617 delete the word "ten" and insert in lieu thereof the word "eleven"

In line 621 after the word "to" insert the word "cigars," and after the word "snuff" insert the words "or other tobacco products"

In line 624 after the word "of" insert the word "cigars," and after the word "snuff" insert the words "or other tobacco products"

In line 689 delete the word "two" and insert in lieu thereof the word "one" and delete the letter "s" in the word "mills"

Number the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 671 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 691 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 695 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 697 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 701 has had the same under consideration and recommends that the same be amended as follows:

In line 22 after the word "shall" delete the words "go entirely to said city or village"

In line 23 delete the words "and not to the county" and insert in lieu thereof the words "be divided between city or village and the county in proportion to their respective total mill levies, except school levies"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BACKES, Chairman

Rep. Whittlesey moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 701 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 731 has had the same under consideration and recommends that the same do pass.

REP. COLLETTE, Chairman

Rep. Erickson of Ward moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 732 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 823 has had the same under consideration and recommends that the same do pass.

REP. COLLETTE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 603 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 791 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Wastvedt moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 861 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 878 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "B" has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-SECOND DAY

Bismarck, February 5, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. L. E. Sackman of the Evangelical United Brethren Church of Elgin, North Dakota.

Roll call: All members present except Reps. Bilden, Gietzen, and Ruddy.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 580

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirtieth day after recess and thirty-first day and recommend that the same be corrected as follows:

Page 392, change "724,500.00" in line 16, to "334,000.00"

Page 398, line 41 change "Borstad" to "Boustead"

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Burk moved that the amendments to House Bill No. 654 as recommended by the Committee on Judiciary, page 398 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 734 as recommended by the Committee on Judiciary, page 398 of the House Journal, be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, February 5, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 110

Senate Concurrent Resolution "A"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary
Senate Chamber

Bismarck, February 5, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 580

Which the President has signed.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 527. A Bill for an Act making an appropriation for the purpose of administering the provisions of chapter 54-50 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Froeschle	Larsen	Rustan
Anderson	Ganser	Larson	Sanstead
Belquist	Gengler	Leer	Schaffer
Bergman	Giffey	Linderman	Schoenwald
Bier	Glaspey	Loerch	Shablow
Bloom	Gronhovd	Lundene	Shorma
Borstad	Gudajtes	Meschke	Skaar

Boustead	Hardmeyer	Meyer	Solberg
Bowles	Harrison	Miller	Stallman
Bowman	Hauf	Montplaisir	Staven
Breum	Haugen	Mueller	Stenhjem
Brown	Haugland	Myhre	Stockman
Bruner	Hertz	Obie	Strand
Burk	Hickle	Olafson	Streibel
Christensen	Hilleboe	Olienyk	Tough
Christopher	Hoffner	Olson	Unruh
Coles	Ivesdal	Opedahl	Vogel
Collette	Johnson,	Poling	Wagner
Dahlen	Barnes	Powers, Barnes	Wastvedt
Dick	Johnson, G. V.	Powers, Cass	Welder
Dornacker	Jungroth	Reimers	Wentz
Duncan	Knudsen	Rieger	Whittlesey
Elkin	Krenz	Rivinius	Wilkie
Erickson, Ward	Kvasager	Rosendahl	Williamson
Fossum	Lang	Rundle	Winge
Frank			

Those voting in the negative were:

Cannolly Davis

Absent and not voting:

Backes Erickson, Gietzen Tweten
Bildn Mountrail Ruddy Mr. Speaker

So the bill passed and the title was agreed to.

House Bill No. 712. A Bill for an Act to amend and reenact section 39-12-02 of the 1963 Supplement to the North Dakota Century Code relating to special permits for vehicles of excessive size and weight, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Anderson	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Giffey	Loerch	Shorma
Bloom	Glaspey	Lundene	Skaar
Borstad	Gronhovd	Meschke	Solberg
Boustead	Gudajtes	Meyer	Stallman
Bowles	Hardmeyer	Miller	Staven
Bowman	Harrison	Montplaisir	Stenhjem
Breum	Hauf	Mueller	Stockman
Brown	Haugen	Myhre	Strand
Bruner	Haugland	Obie	Streibel
Burk	Hertz	Olafson	Tough
Christensen	Hickle	Olienyk	Tweten
Christopher	Hilleboe	Olson	Unruh
Coles	Hoffner	Opedahl	Vogel
Collette	Ivesdal	Poling	Wagner
Cannolly	Johnson,	Powers, Barnes	Wastvedt
Dahlen	Barnes	Powers, Cass	Welder
Davis	Johnson, G. V.	Reimers	Wentz
Dick	Jungroth	Rieger	Whittlesey
Dornacker	Knudsen	Rivinius	Wilkie
Duncan	Krenz	Rosendahl	Williamson
Elkin	Kvasager	Rundle	Winge
Erickson, Ward	Lang	Rustan	Mr. Speaker
Fossum			

Absent and not voting:

Backes	Erickson,	Gietzen	Ruddy
Bilden	Mountrail		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 777. A Bill for an Act to amend and reenact sections 10-04-07, 10-04-08, and subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bloom	Giffey	Loerch	Shorma
Borstad	Glaspey	Lundene	Skaar
Boustead	Gronhovd	Meschke	Solberg
Bowles	Gudajtes	Meyer	Stallman
Bowman	Hardmeyer	Miller	Staven
Breum	Harrison	Montplaisir	Stenhjem
Brown	Hauf	Mueller	Strand
Bruner	Haugen	Myhre	Streibel
Burk	Haugland	Obie	Tough
Christensen	Hertz	Olafson	Tweten
Christopher	Hickle	Olienyk	Unruh
Coles	Hilleboe	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Connolly	Ivesdal	Poling	Wastvedt
Dahlen	Johnson,	Powers, Barnes	Welder
Davis	Barnes	Powers, Cass	Wentz
Dick	Johnson, G. V.	Reimers	Whittlesey
Dornacker	Jungroth	Rieger	Wilkie
Duncan	Knudsen	Rivinius	Williamson
Elkin	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker
Fossum	Lang	Rustan	
Absent and not voting:			
Anderson	Erickson,	Gietzen	Stockman
Backes	Mountrail	Ruddy	
Bilden			

So the bill passed and the title was agreed to.

Rep. Knudsen moved that the rules be suspended and House Bill No. 795 be amended as follows:

In the first line of title, after the word "Act," insert the language "to amend and re-enact Section 7-04-13 of the North Dakota Century Code," which motion prevailed.

Rep. Knudsen moved that the rules be suspended and House Bill No. 795 be considered properly reengrossed and placed on final passage, which motion prevailed.

Rep. Whittlesey asked to be excused from voting on House Bill No. 795.

Rep. Brown moved that Rep. Whittlesey be permitted to vote on House Bill No. 795, which motion prevailed.

House Bill No. 795. A bill for an Act to amend and reenact Section 7-04-13 of the North Dakota Century Code to permit savings and loan associations to make share loans up to one hundred per cent.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Rundle	Winge
Elkin	Krenz	Rustan	Mr. Speaker

Absent and not voting:

Bilden	Erickson,	Gietzen	Olson
	Mountrail	Larsen	Ruddy

So the bill passed and the title was agreed to.

House Bill No. 807. A Bill for an Act relating to the state of North Dakota; providing for the interchange of government employees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Sanstead
Anderson	Frank	Larsen	Schaffer
Backes	Froeschle	Larson	Schoenwald
Belquist	Ganser	Leer	Shablow
Bergman	Gengler	Linderman	Shorma
Bier	Giffey	Loerch	Skaar
Bloom	Glaspey	Lundene	Solberg
Borstad	Gronhovd	Meschke	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Montplaisir	Stockman
Breum	Hauf	Mueller	Strand
Brown	Haugen	Myhre	Streibel
Bruner	Haugland	Obie	Tough
Burk	Hertz	Olafson	Tweten
Christopher	Hickle	Olienyk	Unruh
Coles	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt

Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G. V.	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Rundle	Winge
Mountrail	Kvasager	Rustan	Mr. Speaker
Erickson, Ward			
Absent and not voting:			
Bilden	Elkin	Olson	Ruddy
Christensen	Gietzen		

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Harrison moved that the remarks of Rep. Jungroth be printed in the House Journal, which motion prevailed.

Rep. Jungroth: "Fifty years ago this month, a political movement which grew into national proportions was born in the State of North Dakota.

The political history of the United States will record a deserving place for the part played by people of North Dakota in the founding of the Nonpartisan League back in the year 1915. North Dakotans can be proud of the fact that from the Nonpartisan League of 1915 and 1916 there sprang two great political parties of the Midwest — the Farmer-Labor Party in Minnesota and the Progressive Party in Wisconsin.

As the 50th anniversary of the birth of the NPL is taking place this year, it is fitting that the origin of the League was brought to public attention in a recent Minot Daily News article. Writing in the February 1 Daily News, columnist Dick Dobson had this to say on the founding of the Nonpartisan League:

LEAGUE LAUNCHED HALF-CENTURY AGO

By Dick Dobson

Fifty years ago this month, the Nonpartisan League, last of the historic and colorful agrarian protest movements, was born in North Dakota.

The NPL arose from the same discontent that produced the old Grange, the Greenback party, the Farmers Alliance, the Populist party and the other political action organizations which swept the Midwest in the late 19th Century.

Always a fertile ground for agricultural agitation, North Dakota first rebelled in 1892 by going for the Populist presidential candidate, Gen. James B. Weaver.

As the old movements rose and fell, the embers of agrarian progressivism continued glowing in North Dakota until they burst into a full-scale political prairie fire in 1915.

Those flames, which spread into 13 states before they were extinguished, sprang up when North Dakota's 1915 Legislature declined to approve construction of a state-owned terminal elevator.

They were fanned by a state representative named Treadwell Twichell, who purportedly told a large delegation of farmers lobbying for the bill to "go home and slop the hogs."

Whether by design or chance, Arthur C. Townley, a one-time Socialist organizer and a bankrupt flax farmer, chose this propitious moment to launch the Nonpartisan League.

Townley had mulled over the idea of nonpartisan political action through control of the primary elections for some time, but it apparently was an associate of his, A. E. Bowen, who first advocated the plan.

Townley, then residing in Minot, drove the short distance to Deering in late February 1915 to "sell" Fred B. Wood, a prominent leader in the Equity Co-operative Exchange, on the idea.

In his book on the NPL, Robert L. Morlan said Townley got "a not too enthusiastic greeting" upon arrival at the Wood farm. He continued:

"Mr. Wood and his two grown sons, Howard and Edwin, had heard many schemes of how to save the farmer, but their interest mounted as they listened to this intense young man who eagerly explained his plans until far into the night.

"F. B. Wood thought the whole proposition fantastic and unworkable, but Townley kept after him for three or four days, when at last youth, if not age, was won over.

"Late one evening, Howard Wood and Townley scribbled a brief 'platform' on a scrap of paper by the light of a kerosene lamp in the kitchen of the Wood farm, and early the next morning they started out in a bobsled to talk to neighbors, Howard handling the introductions and Townley giving the sales talk."

The story of the NPL in its heyday from 1916, when it won control of state government, until 1921, when the governor and other key office-holders were re-called, is well known.

One monographer credited it with bringing a "New Deal" to North Dakota when Franklin D. Roosevelt was only an obscure official in the U.S. Navy Department.

At its peak, the NPL had 200,000 dues-paying members. It evolved into the Farmer-Labor party in Minnesota and joined with the Progressive party in Wisconsin.

After crumbling as a national organization, the NPL still continued with occasional success in North Dakota. For 25 years, it was a personal vehicle of the late William Langer.

In 1956, the League broke its nominal Republican moorings and merged with the Democratic party, a union which has produced new election triumphs.

Although the NPL is little more than a paper organization today, having been fully absorbed into Democratic machinery, it will live on, in name if not in fact.

The Nonpartisan League after 50 years is as native to the North Dakota political landscape as smoke-filled rooms and bombastic campaign oratory.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 580

Was delivered to the Governor for his approval at the hour of 2:45 p.m., February 5, 1965.

REP. SHABLOW, Chairman

SECOND READING OF HOUSE BILLS

House Bill No. 788. A Bill for an Act to amend and reenact section 36-05-04 of the North Dakota Century Code relating to bonding requirements of auction markets and providing exceptions therefor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer

Backes	Frank	Larsen	Schoenwald
Belquist	Froeschle	Larson	Shablow
Bergman	Ganser	Leer	Shorma
Bier	Gengler	Linderman	Skaar
Bloom	Giffey	Loerch	Solberg
Borstad	Glaspey	Lundene	Stallman
Boustead	Gronhovd	Meschke	Staven
Bowles	Gudajtes	Meyer	Stenhjem
Bowman	Hardmeyer	Miller	Stockman
Breum	Harrison	Montplaisir	Strand
Brown	Hauf	Mueller	Streibel
Bruner	Haugen	Myhre	Tough
Burk	Haugland	Obie	Tweten
Christensen	Hertz	Olafson	Unruh
Christopher	Hickle	Olienyk	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Rundle	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail			
Absent and not voting:			
Bilden	Gietzen	Opedahl	Ruddy
Elkin	Olson		

So the bill passed and the title was agreed to.

House Bill No. 686. A Bill for an Act to amend and reenact sections 57-53-03, 57-53-05, 57-53-08 and 57-53-10 of the North Dakota Century Code, relating to the administration and collection of the special 2% excise tax on special fuels, and transferring the tax collecting functions from the state auditor to the state tax commissioner, and transferring appropriation from the state auditor to the state tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 361 of the House Journal, the roll was called and there were: ayes, 67; nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Froeschle	Larson	Sanstead
Backes	Gengler	Leer	Schoenwald
Belquist	Giffey	Linderman	Shablow
Bergman	Glaspey	Loerch	Shorma
Bloom	Gronhovd	Lundene	Skaar
Borstad	Gudajtes	Meschke	Solberg
Bowles	Hardmeyer	Meyer	Stallman
Breum	Harrison	Montplaisir	Staven
Bruner	Hauf	Myhre	Stenhjem
Burk	Haugen	Obie	Stockman
Christensen	Hertz	Olafson	Strand
Collette	Hoffner	Olson	Vogel
Dahlen	Ivesdal	Poling	Whittlesey
Dornacker	Jungroth	Powers, Cass	Wilkie
Erickson,	Krenz	Rieger	Williamson
Mountrail	Kvasager	Rosendahl	Winge
Erickson, Ward	Larsen	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Duncan	Johnson, G. V.	Rundle
Bier	Elkin	Knudsen	Schaffer

Boustead	Fossum	Lang	Streibel
Bowman	Frank	Miller	Tough
Brown	Ganser	Mueller	Unruh
Christopher	Haugland	Olienyk	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Reimers	Welder
Davis	Johnson,	Rivinius	Wentz
Dick	Barnes		

Absent and not voting:

Bilden	Opedahl	Ruddy	Tweten
Gietzen			

So the bill passed and the title was agreed to.

Rep. Loerch asked to be excused from voting on House Bill No. 711.

Rep. Lundene moved that Rep. Loerch be permitted to vote on House Bill No. 711, which motion prevailed.

House Bill No. 711. A Bill for an Act to amend and reenact sections 57-52-04, 57-52-05, 57-52-06, 57-52-07, 57-52-08, 57-52-09, 57-52-10, 57-52-11, 57-52-12, 57-52-13, 57-52-14, 57-52-15, 57-52-16, 57-52-17 and 57-52-19 of the North Dakota Century Code, relating to the administration and collection of the special fuels excise tax, and transferring the tax collecting functions from the state auditor to the state tax commissioner, and transferring appropriation from the state auditor to the state tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 362 of the House Journal, the roll was called and there were: ayes, 66; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gengler	Leer	Schoenwald
Backes	Giffey	Linderman	Shablow
Belquist	Glaspey	Lundene	Shorma
Bergman	Gronhovd	Meschke	Skaar
Bloom	Gudajtes	Meyer	Solberg
Borstad	Hardmeyer	Montplaisir	Stallman
Bowles	Harrison	Myhre	Staven
Breum	Hauf	Obie	Stenhjem
Bruner	Haugen	Olafson	Stockman
Burk	Hertz	Olson	Strand
Christensen	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Whittlesey
Dahlen	Ivesdal	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Rustan	Mr. Speaker
Froeschle	Larson	Sanstead	

Those voting in the negative were:

Aamoth	Duncan	Knudsen	Rundle
Bier	Elkin	Lang	Schaffer
Boustead	Fossum	Larsen	Streibel
Bowman	Frank	Loerch	Tough
Brown	Ganser	Miller	Tweten
Christopher	Haugland	Mueller	Unruh
Coles	Hickle	Olienyk	Wagner
Connolly	Johnson,	Powers, Barnes	Wastvedt
Davis	Barnes	Reimers	Welder
Dick	Johnson, G. V.	Rivinius	Wentz
Dornacker			

Absent and not voting:

Bilden	Gietzen	Ruddy
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So the bill passed and the title was agreed to.

House Bill No. 757. A Bill for an Act to amend and reenact subsection 6 of section 57-54-03, sections 57-54-04, 57-54-05, 57-54-06, 57-54-07, 57-54-09, 57-54-11, 57-54-12, 57-54-13, 57-54-16, 57-54-17, 57-54-20, 57-54-22, 57-50-01, 57-50-02, 57-50-04, 57-50-06, 57-50-07, and 57-50-11.1 of the North Dakota Century Code, relating to the administration and collection of motor vehicle fuel taxes and the refund of portions thereof, and transferring the tax collecting functions from the state auditor to the state tax commissioner, and transferring appropriation from the state auditor to the state tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 363 of the House Journal, the roll was called and there were: ayes, 67; nays, 39; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gengler	Leer	Sanstead
Backes	Giffey	Linderman	Schoenwald
Belquist	Glaspey	Lundene	Shablow
Bergman	Gronhovd	Meschke	Shorma
Bloom	Gudajtes	Meyer	Skaar
Borstad	Hardmeyer	Montplaisir	Solberg
Bowles	Harrison	Myhre	Stallman
Breum	Hauf	Obie	Staven
Bruner	Haugen	Olafson	Stenhjem
Burk	Hertz	Olson	Stockman
Christensen	Hilleboe	Opedahl	Strand
Collette	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Erickson,	Jungroth	Rieger	Wilkie
Mountrail	Krenz	Rivinius	Williamson
Erickson, Ward	Kvasager	Rosendahl	Winge
Froeschle	Larson	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Dornacker	Johnson, G. V.	Rundle
Bier	Duncan	Knudsen	Schaffer
Boustead	Elkin	Lang	Streibel
Bowman	Fossum	Larsen	Tough
Brown	Frank	Loerch	Tweten
Christopher	Ganser	Miller	Unruh
Coles	Haugland	Mueller	Wagner
Connolly	Hickle	Olienyk	Wastvedt
Davis	Johnson,	Powers, Barnes	Welder
Dick	Barnes	Reimers	Wentz

Absent and not voting:

Bilden	Gietzen	Ruddy
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So the bill was declared lost for lack of a two-thirds majority.

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 had been read.

The question being on the final passage of the bill, as amended, on page 369 of the House Journal, Rep. Solberg moved that House Bill No. 504 be re-referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 507. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the State Industrial School at Mandan, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 369 of the House Journal, the roll was called and there were: ayes, 104; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Sanstead
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Lang	Schoenwald
Belquist	Fossum	Larsen	Shablow
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Leer	Skaar
Bloom	Ganser	Linderman	Solberg
Borstad	Gengler	Loerch	Stallman
Boustead	Giffey	Lundene	Staven
Bowles	Glaspey	Meschke	Stenhjem
Bowman	Gronhovd	Meyer	Stockman
Breum	Gudajtes	Miller	Strand
Brown	Hardmeyer	Montplaisir	Streibel
Bruner	Harrison	Mueller	Tough
Burk	Hauf	Obie	Tweten
Christensen	Haugen	Olafson	Unruh
Christopher	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen	Rustan	

Those voting in the negative were:

Poling

Absent and not voting:

Bilden	Gietzen	Myhre	Ruddy
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So the bill passed and the title was agreed to.

House Bill No. 655. A Bill for an Act to create section 39-08-19 of the North Dakota Century Code prohibiting the changing of drivers of motor vehicles while such motor vehicles are in motion and making a violation thereof a misdemeanor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 370 of the House Journal, the roll was called and there were: ayes, 19; nays, 87; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Dornacker	Schaffer	Wastvedt
Bloom	Duncan	Solberg	Welder
Bowman	Lang	Staven	Winge
Dahlen	Larson	Tweten	Mr. Speaker
Dick	Opedahl	Unruh	

Those voting in the negative were:

Anderson	Frank	Knudsen	Rieger
Backes	Froeschle	Krenz	Rosendahl
Belquist	Ganser	Kvasager	Rivinius
Bergman	Gengler	Larsen	Rundle
Bier	Giffey	Leer	Rustan
Borstad	Glaspey	Linderman	Sanstead
Boustead	Gronhovd	Loerch	Schoenwald
Bowles	Gudajtes	Lundene	Shablow

Breum	Hardmeyer	Meschke	Shorma
Brown	Harrison	Meyer	Skaar
Bruner	Hauf	Miller	Stallman
Burk	Haugen	Montolaisir	Stenhjem
Christensen	Haugland	Mueller	Stockman
Christopher	Hertz	Myhre	Strand
Coles	Hickle	Obie	Streibel
Collette	Hilleboe	Olafson	Tough
Connolly	Hoffner	Olienyk	Vogel
Davis	Ivesdal	Olson	Wagner
Elkin	Johnson,	Poling	Wentz
Erickson,	Barnes	Powers, Barne:	Whittlesey
Mountrail	Johnson, G. V.	Powers, Cass	Wilkie
Erickson, Ward	Jungroth	Reimers	Williamson
Fossum			

Absent and not voting:

Bilden Gietzen Ruddy

So the bill was declared lost.

Rep. Elkin moved that the vote by which House Bill No. 655 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 831. A Bill for an Act to transfer certain funds from the Bank of North Dakota appropriated for the state scholarship fund to the board of higher education for National Student Defense Loans.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 370 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barne:	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Whittlesey
Dick	Johnson, G. V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Erickson,	Kvasager	Rustan	
Mountrail			

Absent and not voting:

Bilden Gietzen Ruddy

So the bill passed and the title was agreed to.

House Bill No. 836. A Bill for an Act to amend and reenact sections 21-03-04, 21-03-18, 21-03-23, 21-03-41, and subsection 2 of section 21-03-42 of the North Dakota Century Code, subsections 5 and 6 of section 21-03-06 of the North Dakota Century Code, and subsection 1 of section 21-03-06, and section 21-03-15 of the 1963 Supplement to the North Dakota Century Code, relating to the issuance of bonds by municipalities and making provision for the payment of interest on and the principal amount of such bonds by the levy of taxes or the pledging of other revenues or monies as may be authorized by the legislative assembly.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 371 of the House Journal, the roll was called and there were: ayes, 82; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Froeschle	Leer	Sanstead
Anderson	Gengler	Linderman	Schoenwald
Backes	Giffey	Lundene	Shablow
Belquist	Glaspey	Meschke	Shorma
Bergman	Gronhovd	Meyer	Skaar
Bloom	Gudajtes	Miller	Solberg
Borstad	Hardmeyer	Montplaisir	Stallman
Bowles	Harrison	Mueller	Staven
Bowman	Hauf	Myhre	Stenhjem
Breum	Haugen	Obie	Stockman
Bruner	Haugland	Olafson	Strand
Burk	Hertz	Olson	Vogel
Christensen	Hilleboe	Opedahl	Unruh
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Powers, Barne	Wentz
Dahlen	Jungroth	Powers, Cass	Whittlesey
Dick	Knudsen	Rieger	Wilkie
Dornacker	Krenz	Rivinius	Williamson
Erickson,	Kvasager	Rosendahl	Winge
Mountrail	Larsen	Rundle	Mr. Speaker
Erickson, Ward	Larson	Rustan	

Those voting in the negative were:

Bier	Elkin	Johnson, G. V.	Streibel
Boustead	Fossum	Lang	Tough
Brown	Frank	Loerch	Tweten
Christopher	Ganser	Olienyk	Wagner
Connolly	Hickle	Reimers	Welder
Davis	Johnson,	Schaffer	
Duncan	Barnes		

Absent and not voting:

Bilden	Gietzen	Ruddy
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So the bill passed and the title was agreed to.

House Bill No. 841. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code relating to County fees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 371 of the House Journal, the roll was called and there were: ayes, 101; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald

Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Gronhovd	Meschke	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Montplaisir	Stockman
Breum	Hauf	Mueller	Strand
Brown	Haugen	Myhre	Streibel
Bruner	Haugland	Obie	Tough
Christensen	Hertz	Olafson	Tweten
Christopher	Hickle	Olson	Unruh
Coles	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G. V.	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Erickson,	Kvasager		
Mountrail			

Those voting in the negative were:

Burk	Olienyk	Solberg	Wilkie
Glaspay			

Absent and not voting:

Bilden	Gietzen	Ruddy
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So the bill passed and the title was agreed to.

House Bill No. 879. A Bill for an Act to amend and reenact subsection 1 of section 20-05-03 of the North Dakota Century Code relating to the use of motor vehicles and aircraft in hunting, pursuing, killing, taking or attempting to take or as an aid in hunting or taking of any big game animal.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in General Orders on page 375 of the House Journal, the roll was called and there were: ayes, 76; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Ganser	Larsen	Rivinius
Anderson	Gengler	Leer	Rundle
Belquist	Giffey	Linderman	Rustan
Bier	Glaspay	Loerch	Sanstead
Bloom	Gronhovd	Lundene	Schoenwald
Borstad	Gudajtes	Meschke	Skaar
Boustead	Hardmeyer	Meyer	Solberg
Breum	Harrison	Miller	Staven
Bruner	Hauf	Montplaisir	Strand
Burk	Haugland	Mueller	Tough
Christensen	Hertz	Obie	Unruh
Christopher	Hickle	Olafson	Vogel
Coles	Hoffner	Olienyk	Wagner
Collette	Johnson,	Olson	Wastvedt
Dahlen	Barnes	Opedahl	Wentz
Dick	Johnson, G. V.	Poling	Wilkie
Duncan	Jungroth	Powers, Cass	Williamson
Erickson,	Krenz	Reimers	Winge
Mountrail	Kvasager	Rieger	Mr. Speaker
Erickson, Ward	Lang		

Those voting in the negative were:

Backes	Elkin	Larson	Stallman
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Bergman	Fossum	Myhre	Stenhjem
Bowles	Frank	Powers, Barnes	Stockman
Bowman	Froeschle	Rosendahl	Streibel
Brown	Haugen	Schaffer	Tweten
Connolly	Hilleboe	Shablow	Welder
Davis	Ivesdal	Shorma	Whittlesey
Dornacker	Knudsen		

Absent and not voting:

Bilden	Gietzen	Ruddy
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So the bill passed and the title was agreed to.

Rep. Rundle moved that the vote by which House Bill No. 879 was passed by reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 540. A Bill for an Act to create and enact sections 61-04-28 and 61-07-34 of the North Dakota Century Code, relating to application for and correction of water permits and to amend and reenact sections 15-11-09, 61-01-01.1, 61-02-64, 61-02-64.1, 61-02-70, 61-04-02, 61-04-06, 61-04-09, 61-04-14, 61-04-15, 61-04-22, 61-04-23, 61-04-25, 61-16-08, 61-16-15, 61-16-17, 61-16-18, 61-20-05, 61-20-06, 61-20-07, 61-26-01, and 61-26-02 of the North Dakota Century Code, relating to the application, transfer, and forfeiture of water permits; the terms of office of commissioners of water management districts; the construction and repair of dams; the moneys paid out and reimbursed to the North Dakota state water commission; to provide for the transfer of the supervision of artesian wells to the state water commission; and to provide that the water management districts may make application for joint use of drains located within drainage districts; and to repeal sections 61-04-08, 61-04-10, 61-04-13, and 61-20-08 of the North Dakota Century Code, relating to applications for water permits, certificates of construction for water works, and the appointment of a deputy state geologist.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, pages 283 and 374 of the House Journal, the roll was called and there were: ayes, 98; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Elkin	Jungroth	Rosendahl
Anderson	Erickson,	Knudsen	Rundle
Backes	Mountrail	Krenz	Rustan
Belquist	Erickson, Ward	Kvasager	Sanstead
Bergman	Fossum	Larsen	Schaffer
Bier	Frank	Leer	Schoenwald
Bloom	Froeschle	Linderman	Shablow
Borstad	Ganser	Loerch	Skaar
Boustead	Gengler	Lundene	Solberg
Bowles	Giffey	Meschke	Stallman
Bowman	Glaspey	Meyer	Staven
Breum	Gronhovd	Miller	Stenhjem
Brown	Gudajtes	Montlouisir	Stockman
Bruner	Hardmeyer	Mueller	Strand
Burk	Harrison	Obie	Streibel
Christensen	Hauf	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes		Williamson

Duncan	Johnson, G. V.	Rivinius	Winge
Those voting in the negative were:			
Haugen	Myhre	Shorma	Mr. Speaker
Lang	Olson	Whittlesey	

Absent and not voting:

Bilden	Gietzen	Ruddy	Tough
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So the bill passed and the title was agreed to.

House Bill No. 915. A Bill for an Act relating to the interpretation of a will or trust instrument which authorizes or requires the fiduciary to select assets for distribution to the surviving spouse of the testator or trustor pursuant to a pecuniary bequest or transfer.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christensen	Haugland	Olafson	Twetten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahll	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Bilden	Brown	Gietzen	Ruddy
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So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 502 - 505
 House Bill No. 589 - 636
 House Bill No. 682 - 700
 House Bill No. 710 - 716
 House Bill No. 764 - 768
 House Bill No. 802 - 860
 House Concurrent Resolution "T"
 House Concurrent Resolution "U"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

Rep. Giffey moved that the House be on the twelfth order of business and on the conclusion of that order stand recessed until 1:00 p.m., February 6, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 36. A Bill for an Act to provide for a procedure whereby the legislative assembly may call itself into special session and providing an effective date.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 51. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects, and declaring an emergency.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 107. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 8 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of fertilizers and seeds for sales tax purposes.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 117. A Bill for an Act to create and enact a subsection of section 57-39-03 of the North Dakota Century Code providing an exemption for livestock and poultry feed for sales tax purposes.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 176. A Bill for an Act to amend and reenact sections 23-14-04, 23-14-05, 23-14-08, 23-14-10, and 23-14-11 of the North Dakota Century Code relating to health districts including organization of district board of health, appointment of district health officer and his assistants, their compensation, and providing and disbursing of health district funds.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 183. A Bill for an Act to amend and reenact section 39-10-03 of the 1963 Supplement to the North Dakota Century Code relating to emergency vehicles and the permissive use of red or white flashing lights, and limiting the use of such flashing lights, and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 206. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the state of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Hettinger Public School District No. 13, Hettinger, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 242. A Bill for an Act to amend and reenact subsection 5 of section 57-39-11 and subsection 5 of section 57-40-19 of the 1963 Supplement to the North Dakota Century Code to exempt the state tax commissioner from paying filing and recording fees

for the filing and recording of notices of sales and use tax liens and satisfactions thereof.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 247. A Bill for an Act to amend and reenact section 57-39-18 of the 1963 Supplement to the North Dakota Century Code, relating to the payment of sales taxes, penalties and other charges to the state tax commissioner and provides for the disposition of funds collected.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 256. A Bill for an Act to amend and reenact section 57-22-11 and 57-28-21 of the North Dakota Century Code, relating to furnishing of notices of cancellation of taxes to state director of accounts and purchases.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 286. A Bill for an Act to authorize the tax commissioner to maintain a cash fund in the tax department for making necessary change.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 302. A Bill for an Act to amend and reenact subsection 4 of section 57-37-11 of the North Dakota Century Code relating to the deduction of debts of a decedent for estate tax purposes.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 303. A Bill for an Act to amend and reenact section 57-37-27 of the North Dakota Century Code, relating to the determination of estate tax on estates when there is no probate proceeding within this state.

Was read the first time and referred to the Committee on Finance and Taxation.

And the House stood recessed, pursuant to the motion of Rep. Giffey, until 1:00 p.m., February 6, 1965.

DONNELL HAUGEN, Chief Clerk

THIRTY-SECOND DAY AFTER RECESS AND
THIRTY-THIRD DAY

Bismarck, February 6, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey with Speaker Link presiding.

The Speaker announced that the House would be on the eighth order of business.

Rep. Streibel moved that the Speaker appoint a committee of two to escort Hon. Milton Young to the rostrum which motion prevailed and Reps. Knudsen and Krenz were appointed.

Senator Young addressed the House.

Rep. Giffey moved that Senator Young's remarks be printed in the Journal, which motion prevailed.

Senator Young was introduced by Speaker Link.

Senator Young: "Mr. Speaker and Members: I didn't think when I was sworn into this body, 32 winters ago and 32 pounds lighter, that I would be back here now. My service here was my happiest years of my life, as I said in the Senate — I really enjoyed it. Those memories will stay with me all my life. I consider this more my home than the United States Senate.

There are a little different situations here than we deal with in the U.S. Senate but those you deal with are just as touchy in many respects and sometimes more so.

I note you are having the same budget problems that we had back in 1933 but yours are not as tough as ours were then. Our total budget in 1933 was \$4,244,000 to operate on for a two-year period. That is all the money we had. I remember that someone from Sioux County testified that they didn't even have enough collected to buy postage stamps to mail letters, let alone pay their officials.

We got \$5.00 a day. I paid \$2.00 for a room and the other \$3.00 went for laundry, eating and refreshments. One thing about the refreshments is that we didn't import them as they were mostly home made.

If I could be permitted just one thought — it would be this: I follow you fellows very closely. I get the daily papers and I follow what you are doing almost more closely than what we are doing — especially when my friend, Rep. Hauf, talks about "federal matching."

When we get through with this session, you will have more problems trying to keep track of the federal programs requiring matching.

One item that I think you are interested in — and I am — We have gone quite a way in making the State University one of the best research centers in the United States, with three million for a research laboratory. We have a very fine state laboratory and research programs there.

Another law passed a year ago permits you to match federal funds in construction of research facilities and equipment, and this is one of the finest research laboratories in the United States.

Some states, about 4 or 5 years ago, embarked on a fair sized program. The University of Nebraska for example is one. One thing they found was an edible plastic. Today they are building a million and a half program to make edible plastic. We know now that plastics can be made from farm surplus — just as strong as steel.

I have been ranking Republican for sixteen years on the Appropriation Committee and I know their feeling is to be more inclined to appropriate money for research in states where there is sizeable matching for the reasons that there must be more interest evidenced there in this kind of research. And I think there is research done more for agricultural programs than all the other programs put together including farm price supports.

One of the most interesting subjects that I have to deal with on any committee, is that dealing with the CIA — the Central Intelligence Agency. The appropriation for the CIA is several times the amount of all other appropriations all together. Because of the secret nature of the agency, we have to bury some of this appropriation in other items. Only six members on each side know what is appropriated and where it is buried. So if you think some items are excessive, we may have buried some of the appropriation for CIA there. And it is not only that CIA is a secret operation but they do a lot of research. After the U-2 incident, CIA embarked on a program to build a new plane to replace the U-2. President Johnson has announced that we spent a million dollars and the speed is secret but it is in excess of two thousand miles and height of 90,000 feet for military service and in the interest of reconnaissance.

This is only one phase. Last fall I went around the world. This is an advantage of being on the Appropriations Committee. You may get travel orders at any time to go any place. In fact the chairman will urge you to visit these installations. One of the most interesting places I have visited was one in the Far East. This is one of our more important installations. They took me over in a military plane and when we landed they handed me a couple of pictures they had taken. I asked where they had got them and they said they had a camera lens in a plane about a block away and took the picture. This was the most fascinating place I ever visited; just a dot on a letter could mean a message of three or four paragraphs.

This is just rambling but this is one of the most interesting parts of that particular committee.

It doesn't seem like 32 years ago since I first came here. There is not a single member left here who was here 32 years ago and only three or four left here who were here when I left 20 years ago.

In the Senate I am the 14th ranking member over all and the 4th ranking Republican. The years really do move on — the only one I can remember right now is Grandma Smith and I think she rode that horse into Bismarck, 32 years ago!

Thank you!"

Rep. Streibel moved that the Speaker appoint a committee of two to escort Congressman Andrews to the rostrum, which motion prevailed and the Speaker appointed Reps. Powers of Cass and Hilleboe.

The Speaker introduced Congressman Andrews.

Rep. Giffey moved that the remarks of Congressman Andrews be placed in the Journal, which motion prevailed.

Rep. Andrews: "Mr. Speaker and Members: This is one of the finest things that can be offered a person — to be asked to speak to the legislature in your home state.

One of the things I have not done is to serve in the legislature.

You folks do a wonderful job in building a stronger North Dakota and providing better opportunities for all.

Actually, all folks in politics are interested in the legislature. One of my dearest friends who is a long time member of this body who I don't see here today, Miss Brynhid Haugland, said to me a few years ago "Mark, you better run for state office some time." I never knew whether her judgment was right or wrong.

We came back here from Washington after hearing about how cold the weather was in North Dakota. Senator Young and I stepped off the plane and found the weather warmer than it had been in Washington. I assume, Mr. Speaker, that this is perhaps a change back in North Dakota. I guess we people in office are kind of used to having the heat turned on but it is a privilege to be working in Congress or in the legislature out here. When we serve in these bodies after we have gone through a campaign and when we get into the legislature, we forget all about political parties and work for the best interest of North Dakota.

I think we have to recognize that our state has many opportunities and we all share of course a great privilege and a great responsibility.

Thank you for the opportunity to have been able to talk to you for a few minutes today."

Rep. Aamoth moved that House Bill No. 806 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Solberg asked for five minutes recess for Committee on Appropriations, which was granted.

Rep. Shablou moved that House Bill Nos. 680, 849, 881, 882, 892, 919 and 927 be re-referred from the Committee on Finance and Taxation to the Committee on Political Subdivisions, which motion prevailed.

Rep. Hertz moved that House Bills Nos. 834, 873, 880 and 918 be re-referred from the Committee on Labor to the Committee on Judiciary, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Stallman moved that the reading of the amendments to House Bill No. 566 be dispensed with, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 566 as recommended by the Committee on Political Subdivisions, pages 413 and 414 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the reading of the amendments to House Bill No. 585 be dispensed with, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 585 as recommended by the Committee on Judiciary, page 416 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 671 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 671 as recommended by the Committee on Finance and Taxation, page 418 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 701 as recommended by the Committee on Finance and Taxation, page 421 of the House Journal, be adopted.

Rep. Aamoth moved that further consideration of the amendments to House Bill No. 701 be laid over one legislative day, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 516
 House Bill No. 521
 House Bill No. 549
 House Bill No. 635
 House Bill No. 654
 House Bill No. 664
 House Bill No. 678
 House Bill No. 734
 House Bill No. 740
 House Bill No. 795
 House Bill No. 806
 House Bill No. 840

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 632 has had the same under consideration and recommends that the same be amended as follows:

On line 5 delete the following language "or the prohibition thereof" and between the word "waters" and the word "within" insert the following language: "and prohibit the operations of vessels on waters comprising less than thirty surface acres in area"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 632 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 737 has had the same under consideration and recommends that the same be amended as follows:

In line 23 delete the words "such assistance" and insert in lieu thereof the words "old age assistance, aid to the blind, or aid to the permanently and totally disabled"

In line 29 after the semi-colon insert the word "or"

In line 32 after the semi-colon insert the word "or"

In line 37 delete the word "has" and in line 38 delete the word "been" and insert in lieu thereof the words "may be"

In line 40 before the word "In" insert the following language;

"An applicant for medical assistance for the aged shall not be required to transfer his property in trust as security for such assistance."

In line 75 after the word "to" insert a colon and delete the words "any applicant or recipient of assist-"

Delete all of line 76 and 77 and insert in lieu thereof the following;

1. Any applicant or recipient of medical assistance for the aged;
2. Any applicant or recipient of assistance to the aged, blind or disabled who owns a homestead which is held in trust for him by the federal government."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 737 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 750 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 751 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 814 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the word and numeral "sections 61-01-12" and the comma, and insert the word "section" in lieu thereof; and after the word "and" at the end of the line insert the words "subsection 2 of section 61-02-14"

In line 2 of the title delete the numeral "61-15-03"

Delete lines 1 through 21 inclusive

In line 22 delete the numeral "2" and insert "1" in lieu thereof

In line 35 delete the triple parentheses before the word "The"

In line 36 place triple parentheses before the word "running" and place triple parentheses after the word "sewers" and insert the words "discharging untreated sewage or waste" in lieu thereof; after the word "river" insert the words "temporarily on an emergency basis" and after the comma insert the words "provided that such discharges are determined by the state department of health not to be detrimental to public health and safety."

In line 37 insert triple parentheses before the word "but"

In line 39 after the triple parentheses insert the following sentence: "The provisions of this section shall not be construed to prevent any city within this state from discharging untreated sewage or waste into any river prior to July 1, 1967."

Following line 39 insert the following language:

"SECTION 2. AMENDMENT.) Subsection 2 of section 61-02-14 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. To define, declare, and establish rules and regulations:

- a. For the sale of waters and water rights to individuals, associations, corporations, municipalities, and other political subdivisions of the state, and for the delivery of water to users;
- b. For the full and complete supervision, regulation, and control of the water supplies within the state; (((and)))
- c. For the complete supervision and control of acts tending to pollute watercourses, for the protection of the health and safety of all the people of the state and to pollute shall mean such contamination, or other alteration of the physical, chemical, or biological properties, of any waters of the state, including change in temperature, taste, color, turbidity, or odor of the waters, or such discharge of any liquefied, gaseous, solid, radioactive, or other substance into any waters of the state as will or is likely to create a nuisance or render such waters harmful, detrimental, or injurious to public health, safety, or welfare, or to domestic, commercial, industrial, agricultural, recreational, or other legitimate beneficial uses, or to livestock, wild animals, birds, fish or other aquatic life; and

- d. Establish rules and regulations governing and providing for financing by local participants to the maximum extent deemed practical and equitable in any water development project in which the state participates in cooperation with the United States or which political subdivisions or local entities."

Delete lines 40 through 55 inclusive

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 814 would be considered in the sixth order of business.

EIGHTH ORDER OF BUSINESS

Rep. Collette moved that House Bill No. 823 be re-referred back to the Committee on Veterans and Military Affairs, which motion prevailed.

Rep. Giffey moved that the absent members be excused, which motion prevailed.

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-THIRD DAY

Bismarck, February 6, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Wm. R. Lindsey of the First Presbyterian Church of Bismarck, North Dakota.

Roll call: All members present except Reps. Bergman, Bilden, Borstad, Froeschle, Gietzen, Haugland, Jungroth, Obie, Olafson, Olson, Reimers, Stenhjem, Stockman, Tweten, Wastvedt, and Whittlesey.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-first day after recess and thirty-second day and recommend that the same be corrected as follows:

Page 412, line ten, change "AA" to "A-1"

Line seventeen, change "BB" to "B-1"

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 503 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 504 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the bill, delete the sum \$3,120,000.00 and in lieu thereof insert the sum of \$3,245,000.00

Line 18, delete the sum \$4,665,750.00 and in lieu thereof insert the sum \$4,790,750.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 504 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 506 has had the same under consideration and recommends that the same be amended as follows:

In Line 12 of the bill, delete the sum \$5,307,542.00 and in lieu thereof insert the sum \$5,432,542.00

Line 22, delete the sum \$7,787,330.00 and in lieu thereof insert the sum \$7,912,330.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 506 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 520 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 733 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoath moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 792 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 806 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the word "accumulated" insert the word "undivided" and after the word "profits" delete the word "and"

In the second line of the title delete the first word "surplus"

In Line 7 of the bill, after the word "accumulated" insert the word "undivided" and after the word "profits" delete the words "and surplus"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoath moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 806 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 815 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Erickson of Ward moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Loerch introduced:

House Concurrent Resolution "C-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of commerce for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Obie and Olson introduced:

House Concurrent Resolution "D-1". A concurrent resolution directing the legislative research committee to study and review laws pertaining to the care and treatment of the mentally retarded and to consider the enactment of a new code of laws embodying modern methods of care and treatment.

Was read the first time and referred to the Committee on Social Welfare.

Rep. Christensen introduced:

House Concurrent Resolution "E-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of conservation and recreation for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Was read the first time and referred to the Committee on Natural Resources.

Reps. Giffey, Erickson of Ward, Montplaisir, Jungroth, Schoenwald and Sanstead introduced:

House Concurrent Resolution "F-1". A concurrent resolution directing the legislative research committee to conduct a study for the purpose of determining the feasibility of establishing a Department of Agriculture in order to accomplish a consolidation of functions, improve services to the public, and to conserve tax revenue, and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Obie, Kvasager, Tough, Harrison and Olson introduced:

House Concurrent Resolution "G-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of state business operations for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Was read the first time and referred to the Committee on State and Federal Government.

The Committee on Employment introduced:

House Concurrent Resolution "H-1". A concurrent resolution providing for the completion of the legislative Journals of the House and Senate.

Was read the first time.

Rep. Stallman moved that House Concurrent Resolution "H-1" be read in its entirety at this time, which motion prevailed.

Rep. Stallman moved that House Concurrent Resolution "H-1" be printed in the House Journal, and not as a bill, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "H-1"

Introduced by the Committee on Employment

A concurrent resolution providing for the completion of the legislative Journals of the House and Senate.

1 WHEREAS, after termination of the thirty-eighth legislative
2 assembly a complete record with index of the Senate and House
3 Journals must be prepared;
4 NOW, THEREFORE, BE IT RESOLVED BY THE
5 HOUSE OF REPRESENTATIVES OF THE STATE OF
6 NORTH DAKOTA, THE SENATE CONCURRING THEREIN:
7 That Gerald L. Stair, Secretary of the Senate, and Donnell
8 Haugen, Chief Clerk of the House, are hereby authorized, em-
8a powered
9 and employed to compare and index the Journals of the thirty-
9a ninth
10 legislative assembly, and the said Gerald L. Stair, Secretary of
11 the Senate, and Donnell Haugen, Chief Clerk of the House, are
11a hereby
12 directed and required at their own cost and expense to arrange
12a for
13 and procure sufficient assistance to insure that the said work
13a shall
14 be completed within twenty days after the adjournment of the
14a session.
15 BE IT FURTHER RESOLVED, that for the services of the
15a said Gerald
16 L. Stair and Donnell Haugen, as above set forth, they shall be
16a paid
17 the sum of seven hundred dollars each, which shall include
17a compen-
18 sation for an assistant to be selected by each, all to be paid as
19 other legislative expense, and paid when the respective claims
19a are
20 verified by the affidavits of the said Gerald L. Stair and Donnell
21 Haugen, showing completion of such work.

The Committee on Employment introduced:

House Concurrent Resolution "I-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.

Rep. Stallman moved that House Concurrent Resolution "I-1" be read in its entirety at this time, which motion prevailed.

Rep. Stallman moved that House Concurrent Resolution "I-1" be printed in the House Journal, and not as a bill, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "I-1"

Introduced by the Committee on Employment

A Concurrent Resolution providing for the preparation of a compilation of a record of bills introduced in the House of Representatives, and the Senate of the State of North Dakota.

1 WHEREAS, a complete record of action upon and disposal of
1a all
2 bills introduced in the House and Senate during this session
2a should

- 3 be made available to House and Senate members as quickly as
 3a possible,
 4 such record to show what bills have been passed, indefinitely
 4a post-
 5 poned or withdrawn with notation of Journal date and page of
 5a amend-
 6 ment thereto:
 7 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 7a REPRESENTATIVES OF
 8 THE STATE OF NORTH DAKOTA, THE SENATE CONCUR-
 8a RING THEREIN:
 9 That such compilation be at once prepared in a pamphlet
 9a similar
 10 to size to the House and Senate Journals;
 11 that Ruth Smith Desk Reporter in the House, and Gerald L.
 11a Stair,
 12 Secretary of the Senate, be employed to prepare such
 12a compilation
 13 immediately, and a copy of same be mailed as speedily as
 13a possible to
 14 each member of the House and Senate at the home address
 14a thereof:
 15 BE IT FURTHER RESOLVED, that the said Ruth Smith and
 15a Gerald L.
 16 Stair be and are hereby respectfully retained on this work to be
 16a com-
 17 pleted as speedily as possible for the sum of two hundred dollars
 18 each, and that the mailing of same be charged and paid as
 18a legislative
 19 expense.

Speaker Link called Rep. Burk to the Chair to preside.

SECOND READING OF HOUSE BILLS

House Bill No. 664. A Bill for an Act to amend and reenact section 25-04-05, and section 25-04-08 of the North Dakota Century Code, providing for commitment to and discharge from the state school at Grafton and to create and enact section 25-04-08.1 of the North Dakota Century Code providing for the temporary release of inmates of the state school under the supervision and control of the superintendent of such school.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 320 of the House Journal, the roll was called and there were: ayes, 90; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Ruddy
Belquist	Erickson, Ward	Kvasager	Rundle
Bier	Fossum	Lang	Sanstead
Bloom	Frank	Larsen	Schaffer
Boustead	Ganser	Larson	Schoenwald
Bowles	Gengler	Leer	Shablow
Bowman	Giffey	Linderman	Shorma
Breum	Glaspey	Loerch	Skaar
Brown	Gronhovd	Lundene	Solberg
Bruner	Gudajtes	Meschke	Stallman
Burk	Hardmeyer	Meyer	Staven
Christensen	Harrison	Miller	Strand
Christopher	Hauf	Montplaisir	Streibel
Coles	Haugen	Mueller	Unruh
Collette	Hertz	Myhre	Vogel
Connolly	Hickle	Olienyk	Wagner

Dahlen	Hilleboe	Opedahl	Welder
Davis	Hoffner	Poling	Wentz
Dick	Ivesdal	Powers, Barnes	Wilkie
Dornacker	Johnson,	Powers, Cass	Williamson
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G.V.	Rivinius	Mr. Speaker
Absent and not voting:			
Backes	Gietzen	Olson	Tough
Bergman	Haugland	Reimers	Tweten
Bilden	Jungroth	Rustan	Wastvedt
Borstad	Obie	Stenhjem	Whittlesey
Froeschle	Olafson	Stockman	

So the bill passed and the title was greed to.

House Bill No. 516. A Bill for an Act making an appropriation for salaries, and expenses of the division of vocational rehabilitation and to match federal funds for rehabilitating disabled persons.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 392 of the House Journal, the roll was called and there were: ayes, 89; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Ruddy
Backes	Erickson, Ward	Kvasager	Rundle
Belquist	Fossum	Lang	Sanstead
Bier	Frank	Larsen	Schaffer
Bloom	Ganser	Larson	Schoenwald
Boustead	Gengler	Leer	Shablow
Bowles	Giffey	Linderman	Shorma
Bowman	Glasphey	Loerch	Skaar
Brown	Gronhovd	Lundene	Solberg
Bruner	Gudajtes	Meschke	Stallman
Burk	Hardmeyer	Meyer	Staven
Christensen	Harrison	Miller	Strand
Christopher	Hauf	Montplaisir	Streibel
Coles	Haugen	Mueller	Unruh
Collette	Hertz	Myhre	Vogel
Connolly	Hickle	Olienyk	Wagner
Dahlen	Hilleboe	Opedahl	Welder
Davis	Hoffner	Poling	Wentz
Dornacker	Ivesdal	Powers, Barnes	Wilkie
Duncan	Johnson,	Powers, Cass	Williamson
Elkin	Barnes	Rieger	Winge
	Johnson, G.V.	Rivinius	Mr. Speaker

Absent and not voting:

Bergman	Froeschle	Olafson	Stockman
Bilden	Gietzen	Olson	Tough
Borstad	Haugland	Reimers	Tweten
Breum	Jungroth	Rustan	Wastvedt
Dick	Obie	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 521. A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 392 of the House Journal, the roll was called and there were: ayes, 89; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
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Anderson	Mountrail	Krenz	Rundle
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bier	Frank	Larsen	Schoenwald
Bloom	Ganser	Larson	Shablow
Boustead	Gengler	Leer	Shorma
Bowles	Giffey	Linderman	Skaar
Bowman	Glaspey	Loerch	Solberg
Breum	Gronhovd	Lundene	Stallman
Brown	Gudajtes	Meschke	Staven
Bruner	Hardmeyer	Meyer	Strand
Burk	Harrison	Miller	Streibel
Christensen	Hauf	Mueller	Unruh
Christopher	Haugen	Myhre	Vogel
Coles	Hertz	Olienyk	Wagner
Collette	Hickle	Opedahl	Welder
Connolly	Hilleboe	Poling	Wentz
Dahlen	Hoffner	Powers, Barnes	Wilkie
Davis	Ivesdal	Powers, Cass	Williamson
Dornacker	Johnson,	Rieger	Winge
Duncan	Barnes	Rivinius	Mr. Speaker
Elkin	Johnson, G.V.	Rosendahl	
Absent and not voting:			
Bergman	Gietzen	Olafson	Stockman
Bilden	Haugland	Olson	Tough
Borstad	Jungroth	Reimers	Tweten
Dick	Montplaisir	Rustan	Wastvedt
Froeschle	Obie	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 549. A Bill for an Act making an appropriation for salaries and expenses for Predatory Animal Control to the Commissioner of Agriculture and Labor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 393 of the House Journal, the roll was called and there were: ayes, 73; nays, 17; absent and not voting, 19.

Those voting in the affirmative were:

Aamoth	Elkin	Johnson,	Rivinius
Belquist	Erickson,	Barnes	Rosendahl
Bier	Mountrail	Johnson, G.V.	Ruddy
Bloom	Erickson, Ward	Knudsen	Rundle
Boustead	Fossum	Krenz	Sanstead
Bowles	Frank	Lang	Schaffer
Bowman	Ganser	Larsen	Schoenwald
Breum	Gengler	Leer	Shablow
Brown	Giffey	Linderman	Skaar
Burk	Glaspey	Lundene	Solberg
Christensen	Gronhovd	Meyer	Staven
Christopher	Gudajtes	Miller	Strand
Coles	Hardmeyer	Mueller	Streibel
Collette	Harrison	Myhre	Unruh
Connolly	Hauf	Olienyk	Wagner
Dahlen	Hickle	Opedahl	Wentz
Davis	Hilleboe	Poling	Williamson
Dornacker	Ivesdal	Powers, Barnes	Winge
Duncan		Powers, Cass	Mr. Speaker

Those voting in the negative were:

Anderson	Hoffner	Meschke	Stallman
Backes	Kvasager	Montplaisir	Vogel
Bruner	Larson	Rieger	Welder
Haugen	Loerch	Shorma	Wilkie
Hertz			

Absent and not voting:

Bergman	Gietzen	Olson	Tough
Bilden	Haugland	Reimers	Tweten
Borstad	Jungroth	Rustan	Wastvedt
Dick	Obie	Stenhjem	Whittlesey
Froeschle	Olafson	Stockman	

So the bill passed and the title was agreed to.

House Bill No. 678. A Bill for an Act providing for the regulation of collection agencies; providing definitions of certain terms; requiring license for such agencies; prescribing qualifications for licenses; providing for fees and bonds therefor; prescribing manner of applying for collection agency license; fees; providing for renewal of said licenses; annual statement of collections; establishing property right of agency in account assigned for collection; providing for other remedies; and prescribing penalties.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 394, House Journal, the roll was called and there were: ayes, 86; nays, 4; absent and not voting, 19.

Those voting in the affirmative were:

Aamoth	Elkin	Johnson, G. V.	Rivinius
Anderson	Erickson,	Knudsen	Rosendahl
Backes	Mountrail	Krenz	Ruddy
Belquist	Erickson, Ward	Kvasager	Rundle
Bier	Fossum	Lang	Schaffer
Bloom	Frank	Larsen	Schoenwald
Boustead	Ganser	Leer	Shablow
Bowles	Gengler	Linderman	Skaar
Bowman	Giffey	Loerch	Solberg
Breum	Glaspey	Lundene	Stallman
Brown	Gronhovd	Meschke	Staven
Bruner	Gudajtes	Meyer	Strand
Burk	Hardmeyer	Miller	Streibel
Christensen	Harrison	Montplaisir	Unruh
Christopher	Hauf	Mueller	Vogel
Coles	Hertz	Myhre	Wagner
Collette	Hickle	Olienyk	Welder
Connolly	Hilleboe	Opedahl	Wentz
Dahlen	Hoffner	Poling	Wilkie
Davis	Ivesdal	Powers, Barnes	Williamson
Dornacker	Johnson,	Powers, Cass	Winge
Duncan	Barnes	Rieger	Mr. Speaker

Those voting in the negative were:

Haugen	Larson	Sanstead	Shorma
Absent and not voting:			
Bergman	Gietzen	Olson	Tough
Bilden	Haugland	Reimers	Tweten
Borstad	Jungroth	Rustan	Wastvedt
Dick	Obie	Stenhjem	Whittlesey
Froeschle	Olafson	Stockman	

So the bill passed and the title was agreed to.

Rep. Lundene moved that the vote by which House Bill No. 678 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 6, 1965

Mr. President: I have the honor to transmit:

House Bill No. 507 - 527 - 540

House Bill No. 686 - 711 - 712

House Bill No. 777 - 788 - 795

House Bill No. 807 - 831 - 836

House Bill No. 841 - 879 - 915

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 61

Senate Bill No. 95

Senate Bill No. 274

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS AND
A HOUSE CONCURRENT RESOLUTION

House Bill No. 840. A Bill for an Act to provide an agency for the implementation of and state and local participation in Public Law 88-452 known as the Economic Opportunity Act of 1964, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 394, House Journal, the roll was called and there were: ayes, 73; nays, 17; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Gengler	Larson	Ruddy
Backes	Giffey	Leer	Rundle
Belquist	Glaspey	Linderman	Sanstead
Bloom	Gronhovd	Loerch	Schaffer
Bowles	Gudajtes	Lundene	Schoenwald
Bowman	Hardmeyer	Meschke	Shablow
Breum	Harrison	Meyer	Shorma
Bruner	Hauf	Miller	Skaar
Burk	Haugen	Montplaisir	Solberg
Christensen	Hertz	Mueller	Stallman
Christopher	Hilleboe	Myhre	Staven
Collette	Hoffner	Olienyk	Strand
Dahlen	Ivesdal	Opedahl	Vogel
Dornacker	Johnson,	Poling	Wentz
Elkin	Barnes	Powers, Barnes	Wilkie
Erickson,	Johnson, G.V.	Powers, Cass	Williamson
Mountrail	Knudsen	Rieger	Winge
Erickson, Ward	Krenz	Rivinius	Mr. Speaker
Ganser	Kvasager	Rosendahl	

Those voting in the negative were:

Aamoth	Connolly	Frank	Streibel
Bier	Davis	Hickle	Unruh
Boustead	Duncan	Lang	Wagner
Brown	Fossum	Larsen	Welder
Coles			

Absent and not voting:

Bergman	Gietzen	Olson	Tough
Bilden	Haugland	Reimers	Tweten
Borstad	Jungroth	Rustan	Wastvedt
Dick	Obie	Stenhjem	Whittlesey
Froeschle	Olafson	Stockman	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Belquist moved that the vote by which House Bill No. 840 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

House Bill No. 635. A Bill for an Act to amend and reenact section 36-23-04 of the North Dakota Century Code relating to exemptions to the meat inspection law.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 395, House Journal, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Ruddy
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bier	Frank	Larsen	Schoenwald
Bloom	Ganser	Larson	Shablow
Boustead	Gengler	Leer	Shorma
Bowles	Giffey	Linderman	Skaar
Bowman	Glaspey	Loerch	Solberg
Breum	Gronhovd	Lundene	Stallman
Brown	Gudajtes	Meschke	Staven
Bruner	Hardmeyer	Meyer	Strand
Burk	Harrison	Miller	Streibel
Christensen	Hauf	Montplaisir	Unruh
Christopher	Haugen	Mueller	Vogel
Coles	Hertz	Myhre	Wagner
Collette	Hickle	Olienyk	Welder
Connolly	Hilleboe	Opedahl	Wentz
Dahlen	Hoffner	Poling	Wilkie
Davis	Ivesdal	Powers, Cass	Williamson
Dornacker	Johnson,	Rieger	Winge
Duncan	Barnes	Rivinius	Mr. Speaker
Elkin	Johnson, G.V.		

Absent and not voting:

Bergman	Haugland	Powers, Barnes	Stockman
Bilden	Jungroth	Reimers	Tough
Borstad	Obie	Rundle	Tweten
Dick	Olafson	Rustan	Wastvedt
Froeschle	Olson	Stenhjem	Whittlesey
Gietzen			

So the bill passed and the title was agreed to.

House Bill No. 740. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code relating to distribution of and fees for brand books.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 395 of the House Journal, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rosendahl
Backes	Fossum	Kvasager	Ruddy
Belquist	Frank	Lang	Rundle
Bier	Ganser	Larsen	Sanstead
Bloom	Gengler	Larson	Schaffer
Boustead	Giffey	Leer	Schoenwald

Bowles	Glaspey	Linderman	Shablow
Bowman	Gronhovd	Loerch	Shorma
Breum	Gudajtes	Lundene	Skaar
Brown	Hardmeyer	Meschke	Solberg
Bruner	Harrison	Meyer	Stallman
Burk	Hauf	Miller	Staven
Christensen	Haugen	Montplaisir	Strand
Christopher	Hertz	Mueller	Streibel
Coles	Hickle	Myhre	Unruh
Collette	Hilleboe	Olienyk	Vogel
Connolly	Hoffner	Opedahl	Welder
Dahlen	Ivesdal	Poling	Wentz
Davis	Johnson,	Powers, Barnes	Wilkie
Dornacker	Barnes	Powers, Cass	Williamson
Duncan	Johnson, G.V.	Rieger	Winge
Elkin	Knudsen	Rivinius	Mr. Speaker
Absent and not voting:			
Anderson	Erickson,	Obie	Stockman
Bergman	Mountrail	Olafson	Tough
Bilden	Froeschle	Olson	Tweten
Borstad	Gietzen	Reimers	Wagner
Dick	Haugland	Rustan	Wastvedt
	Jungroth	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

Rep. Rundle moved that the vote by which House Bill No. 740 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost.

House Bill No. 691. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the levy of taxes by a municipality for the purpose of establishing and maintaining a library service.

Which had been read.

The question being on the final passage of the bill, Rep. Backes moved that House Bill No. 691 be laid over one legislative day, which motion prevailed.

House Bill No. 695. A Bill for an Act to levy and collect a separate and additional tax of one-half mill per cigarette for crediting to the general fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 68; nays, 21; absent and not voting, 20.

Those voting in the affirmative were:

Backes	Fossum	Kvasager	Rosendahl
Belquist	Ganser	Larson	Sanstead
Bier	Gengler	Leer	Schaffer
Bloom	Giffey	Linderman	Shablow
Bowman	Glaspey	Lundene	Shorma
Breum	Gronhovd	Meschke	Skaar
Bruner	Hardmeyer	Meyer	Solberg
Burk	Harrison	Miller	Stallman
Christensen	Hauf	Montplaisir	Staven
Christopher	Haugen	Mueller	Strand
Collette	Hertz	Myhre	Streibel
Dahlen	Hoffner	Olienyk	Vogel
Dornacker	Ivesdal	Opedahl	Wentz
Duncan	Johnson,	Powers, Barnes	Wilkie
Elkin	Barnes	Powers, Cass	Williamson
Erickson,	Johnson, G.V.	Rieger	Winge
Mountrail	Knudsen	Rivinius	Mr. Speaker
Erickson, Ward	Krenz		

Those voting in the negative were:

Aamoth	Davis	Lang	Rundle
Boustead	Frank	Larsen	Schoenwald
Bowles	Gudajtes	Loerch	Unruh
Brown	Hickle	Poling	Wagner
Coles	Hilleboe	Ruddy	Welder

Absent and not voting:

Anderson	Froeschle	Olafson	Stockman
Bergman	Gietzen	Olson	Tough
Bilden	Haugland	Reimers	Tweten
Borstad	Jungroth	Rustan	Wastvedt
Dick	Obie	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 697. A Bill for an Act to amend and reenact section 57-36-10 of the North Dakota Century Code, relating to the discount on the sales of cigarette stamps by the tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 56; nays, 32; absent and not voting, 21.

Those voting in the affirmative were:

Backes	Glaspay	Linderman	Shablow
Belquist	Gronhovd	Loerch	Shorma
Bloom	Hardmeyer	Lundene	Skaar
Bowles	Harrison	Meyer	Solberg
Bowman	Hauf	Miller	Stallman
Breum	Haugen	Montplaisir	Staven
Bruner	Hertz	Myhre	Strand
Burk	Hoffner	Opedahl	Unruh
Christensen	Ivesdal	Powers, Barnes	Vogel
Dahlen	Johnson,	Powers, Cass	Wentz
Erickson,	Barnes	Rieger	Wilkie
Mountrail	Krenz	Rosendahl	Williamson
Erickson, Ward	Kvasager	Rundle	Winge
Gengler	Larson	Sanstead	Mr. Speaker
Giffey	Leer		

Those voting in the negative were:

Aamoth	Davis	Hickle	Olienyk
Bier	Dornacker	Hilleboe	Poling
Boustead	Duncan	Johnson, G.V.	Rivinius
Brown	Elkin	Knudsen	Schaffer
Christopher	Fossum	Lang	Schoenwald
Coles	Frank	Larsen	Streibel
Collette	Ganser	Meschke	Wagner
Cannolly	Gudajtes	Mueller	Welder

Absent and not voting:

Anderson	Gietzen	Olson	Stockman
Bergman	Haugland	Reimers	Tough
Bilden	Jungroth	Ruddy	Tweten
Borstad	Obie	Rustan	Wastvedt
Dick	Olafson	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

Rep. Backes moved that the vote by which House Bill No. 697 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 731. A Bill for an Act to amend and reenact section 37-17-03 of the 1963 Supplement to the North Dakota Century Code, providing for the placement of the division of state civil defense within the office of the adjutant general.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 79; nays, 8; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Erickson,	Johnson, G. V.	Powers, Barnes
Backes	Mountrail	Knudsen	Powers, Cass
Belquist	Erickson, Ward	Krenz	Rieger
Bier	Fossum	Kvasager	Rivinius
Bloom	Frank	Lang	Rosendahl
Boustead	Gengler	Larsen	Ruddy
Bowles	Giffey	Larson	Shablow
Bowman	Glaspey	Leer	Shorma
Breum	Gronhovd	Linderman	Skaar
Brown	Gudajtes	Loerch	Solberg
Bruner	Hardmeyer	Lundene	Stallman
Burk	Hauf	Meschke	Staven
Christensen	Haugen	Meyer	Streibel
Christopher	Hertz	Miller	Unruh
Coles	Hickle	Montplaisir	Vogel
Collette	Hilleboe	Mueller	Wagner
Connolly	Hoffner	Myhre	Wentz
Dahlen	Ivesdal	Olienyk	Wilkie
Davis	Johnson,	Opedahl	Winge
Dornacker	Barnes	Poling	Mr. Speaker
Elkin			

Those voting in the negative were:

Ganser	Rundle	Schaffer	Strand
Harrison	Sanstead	Schoenwald	Welder

Absent and not voting:

Anderson	Froeschle	Olson	Tough
Bergman	Gietzen	Reimers	Tweten
Bilden	Haugland	Rustan	Wastvedt
Borstad	Jungroth	Stenhjem	Whittlesey
Dick	Obie	Stockman	Williamson
Duncan	Olafson		

So the bill passed and the title was agreed to.

Rep. Brown moved that the vote by which House Bill No. 731 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 878. A Bill for an Act to create and enact Section 23-23-05 of the North Dakota Century Code relating to certain prohibitions regarding cancer cures, and providing an exemption therefrom for religious worship, devotion, and healing.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 1; absent and not voting, 21.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Belquist	Frank	Lang	Rundle
Bier	Ganser	Larsen	Sanstead
Bloom	Gengler	Larson	Schaffer
Boustead	Giffey	Leer	Schoenwald
Bowles	Glaspey	Linderman	Shablow
Bowman	Gronhovd	Loerch	Shorma
Breum	Gudajtes	Lundene	Skaar
Brown	Hardmeyer	Meschke	Solberg
Bruner	Harrison	Meyer	Stallman
Burk	Hauf	Miller	Staven
Christensen	Haugen	Montplaisir	Strand
Christopher	Hertz	Mueller	Streibel
Coles	Hickle	Myhre	Unruh

Collette	Hilleboe	Olienyk	Vogel
Connolly	Hoffner	Opedahl	Wagner
Dahlen	Ivesdal	Poling	Welder
Davis	Johnson,	Powers, Barne	Wentz
Dornacker	Barnes	Powers, Cass	Wilkie
Duncan	Johnson, G. V.	Rieger	Williamson
Elkin	Knudsen	Rivinius	Winge
Erickson, Ward	Krenz	Rosendahl	Mr. Speaker

Those voting in the negative were:

Erickson,

Mountrail

Absent and not voting:

Anderson	Froeschle	Olafson	Stockman
Backes	Gietzen	Olson	Tough
Bergman	Haugland	Reimers	Tweten
Bilden	Jungroth	Rustan	Wastvedt
Borstad	Obie	Stenhjem	Whittlesey
Dick			

So the bill passed and the title was agreed to.

House Concurrent Resolution "B". A concurrent resolution asking Congress to provide reimbursement equal to that provided to the states of New Mexico and Arizona to the state of North Dakota for welfare assistance provided by North Dakota to its Indian citizens.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Backes	Mountrail	Kvasager	Rundle
Belquist	Erickson, Ward	Lang	Sanstead
Bier	Fossum	Larsen	Schaffer
Bloom	Frank	Larson	Schoenwald
Boustead	Ganser	Leer	Shablow
Bowles	Gengler	Linderman	Shorma
Bowman	Giffey	Loerch	Skaar
Breum	Glaspey	Lundene	Solberg
Brown	Gronhovd	Meschke	Stallman
Bruner	Gudajtes	Meyer	Staven
Burk	Hardmeyer	Miller	Strand
Christensen	Harrison	Montplaisir	Streibel
Christopher	Hauf	Mueller	Unruh
Coles	Haugen	Myhre	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Wilkie
Dornacker	Johnson,	Rieger	Williamson
Duncan	Barnes	Rivinius	Winge
Elkin	Johnson, G. V.	Rosendahl	Mr. Speaker
	Knudsen		

Absent and not voting:

Anderson	Gietzen	Olienyk	Stockman
Bergman	Haugland	Olson	Tough
Bilden	Hertz	Reimers	Tweten
Borstad	Jungroth	Rustan	Wastvedt
Dick	Obie	Stenhjem	Whittlesey
Froeschle	Olafson		

So the resolution passed and the title was agreed to.

House Bill No. 654. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05,

16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

Which had been read.

The question being on the final passage of the bill, as amended, page 398, House Journal, Rep. Wagner moved that further consideration of House Bill No. 654 be delayed one legislative day, which motion prevailed.

Rep. Olienyk asked to be excused from voting on House Bill No. 734.

Rep. Wagner moved that Rep. Olienyk be permitted to vote on House Bill No. 734.

Rep. Sanstead moved a substitute motion that Reps. Olienyk, Ruddy, Schoenwald and Staven be permitted to vote on House Bill No. 734, which motion prevailed.

House Bill No. 734. A Bill for an Act to amend and reenact Section 5-01-13 of the North Dakota Century Code relating to the prohibition of the consumption as well as the sale or gift of alcoholic beverages on licensed premises on certain days.

Which had been read.

The question being on the final passage of the bill, as amended, on page 398 of the House Journal, Rep. Belquist moved that further consideration of House Bill No. 734 be delayed one legislative day, which motion prevailed.

Rep. Hoffner moved that the House now recess until 1:00 p.m. on Monday, February 8, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

**THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FIFTH DAY**

Bismarck, February 8, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Hoffner, with Speaker Link presiding.

The Speaker announced that the House would be on the 17th order of business for announcements.

EIGHTH ORDER OF BUSINESS

Rep. Erickson of Ward moved that the House reconsider the action by which House Bill No. 815 was indefinitely postponed, which motion prevailed.

Rep. Erickson of Ward moved that House Bill No. 815 be re-referred back to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 566

House Bill No. 585

House Bill No. 671

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Larson of Grand Forks moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 676 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 756 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 769 has had the same under consideration recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was

referred House Bill No. 818 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Rustan moved that the report be adopted.

Rep. Shablow moved a substitute motion that House Bill No. 818 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 850 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 855 has had the same under consideration and recommends that the same be amended as follows:

At the end of the bill after the word "jurisdiction" change the period to a comma and add the following language "which are not on the state highway system."

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 855 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 862 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 868 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 874 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 904 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 907 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 920 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 933 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 787 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 803 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 835 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 852 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 876 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 888 has had the same under consideration and recommends that the same be amended as follows:

In line 3 following the word "cooperation" insert the following language "and approval" and after the word "administration" insert the following language "or its successors"

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 888 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "Q" has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 522 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$323,663.00 and in lieu thereof insert the sum \$340,901.35

In line 8 after the words "the sum of" delete the sum \$195,587.00 and in lieu thereof insert the sum \$178,348.65

In line 21, delete the sum \$195,587.00 and in lieu thereof insert the sum \$178,348.65

In line 22, delete the sum \$323,663.00 and in lieu thereof insert the sum \$340,901.35

Following line 22 insert the following section:

SECTION 3. APPROPRIATION.) There is hereby reappropriated to the North Dakota national guard the sum of \$163,351.94, or such balance as may remain unexpended upon the effective date of this Act, from that appropriation previously made in section 3 of chapter 28 of the 1963 Session Laws of the State of North Dakota. Such balance shall be expended for the construction of armories in amounts and in the manner prescribed in chapter 60 of the 1955 Session Laws of the State of North Dakota, chapter 45 of the 1959 Session Laws of the State of North Dakota, and subdivision 21 of section 3 of chapter 46 of the 1961 Session Laws of the State of North Dakota.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 522 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 687 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 720 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 859 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 865 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Christensen moved that the amendments to House Bill No. 632 as recommended by the Committee on Natural Resources, page 444 of the House Journal, be adopted, which motion prevailed.

Rep. Fossum moved that the absent members be excused, which motion prevailed.

Rep. Fossum moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-FIFTH DAY

Bismarck, February 8, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Thomas Schulz of the Methodist Church at Sterling, North Dakota.

Roll Call: All members present except Rep. Rieger.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-second day after recess and thirty-third day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 6, 1965

Mr. President: I have the honor to transmit:

House Bill No. 507 - 527 - 540

House Bill No. 686 - 711 - 712

House Bill No. 777 - 788 - 795

House Bill No. 807 - 831 - 836

House Bill No. 841 - 879 - 915

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Poling moved that the amendments to House Bill No. 737 as recommended by the Committee on Social Welfare, page 444 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the reading of the amendments to House Bill No. 814 be dispensed with, which motion prevailed.

Rep. Christensen moved that the amendments to House Bill No. 814 as recommended by the Committee on Natural Resources, page 445 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 701 as recommended by the Committee on Finance and Taxation, on page 421 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 504 as recommended by the Committee on Appropriations, page 446 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 506 as recommended by the Committee on Appropriations, page 447 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 806 as recommended by the Committee on Appropriations, page 447 of the House Journal, be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 8, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 16 - 15 - 21

Senate Bill No. 147 - 173 - 203

Senate Bill No. 212 - 215 - 236
 Senate Bill No. 239 - 241 - 248
 Senate Bill No. 261 - 263 - 266
 Senate Bill No. 269 - 273 - 289
 Senate Bill No. 295 - 312 - 331

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary
 Senate Chamber
 Bismarck, February 8, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 564

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Schoenwald, Bergman, Lundene and Myhre introduced:

House Concurrent Resolution "J-1". A concurrent resolution directing the legislative research committee to conduct the study for the purpose of determining the feasibility of dissolving the board of administration and vesting these various functions and duties in other state departments who could perform them within the framework or be allowed to perform them without revamping those agencies.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Bloom, Coles, Bier and Skaar introduced:

House Concurrent Resolution "K-1". A concurrent resolution directing the legislative research committee to conduct a study of occupational opportunities and labor market needs in their relation to vocational training and retraining programs on the secondary, post-secondary, and adult levels.

Was read the first time and referred to the Committee on Education.

Rep. Rundle introduced:

House Concurrent Resolution "L-1". A concurrent resolution urging all agencies of the state to refrain from purchasing offset type reproduction or printing equipment.

Was read the first time and referred to the Committee on General Affairs.

Rep. Froeschle introduced:

House Concurrent Resolution "M-1". A concurrent resolution urging the board of higher education, board of administration, and industrial commission to study and review printing operations of state institutions and industries.

Was read the first time and referred to the Committee on General Affairs.

Rep. Bier introduced:

House Concurrent Resolution "N-1". A concurrent resolution directing the state board of higher education and the legislative research committee to jointly study the coordination or consolidation of the programs of extension and correspondence study on the college level.

Was read the first time and referred to the Committee on Education.

SECOND READING OF HOUSE BILL AND CONCURRENT RESOLUTIONS

House Bill No. 691. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the

levy of taxes by a municipality for the purpose of establishing and maintaining a library service.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 80; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Fossum	Larson	Schoenwald
Backes	Frank	Leer	Shablow
Belquist	Froeschle	Linderman	Shorma
Bergman	Gengler	Loerch	Skaar
Bier	Glaspey	Lundene	Solberg
Bloom	Gronhovd	Meschke	Stallman
Borstad	Harrison	Meyer	Staven
Boustead	Haugen	Montplaisir	Stenhjem
Bowles	Haugland	Mueller	Stockman
Breum	Hertz	Myhre	Strand
Brown	Hilleboe	Obie	Tough
Burk	Hoffner	Olafson	Tweten
Christensen	Ivesdal	Olson	Unruh
Christopher	Johnson,	Poling	Wagner
Dahlen	Barnes	Powers, Barnes	Wentz
Davis	Jungroth	Powers, Cass	Whittlesey
Dick	Knudsen	Rosendahl	Wilkie
Duncan	Krenz	Ruddy	Williamson
Elkin	Kvasager	Sanstead	Winge
Erickson,	Lang	Schaffer	Mr. Speaker
Mountrail	Larsen		

Those voting in the negative were:

Anderson	Dornacker	Hauf	Rivinius
Bilden	Erickson, Ward	Hickle	Rundle
Bowman	Ganser	Johnson, G. V.	Rustan
Bruner	Gietzen	Miller	Streibel
Coles	Giffey	Olienyk	Vogel
Collette	Gudajtes	Opedahl	Wastvedt
Cannolly	Hardmeyer	Reimers	Welder

Absent and not voting:

Rieger

So the bill passed and the title was agreed to.

House Bill No. 654. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 398, House Journal, the roll was called and there were: ayes, 96; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Froeschle	Loerch	Schoenwald
Belquist	Ganser	Lundene	Shablow
Bergman	Gengler	Meschke	Shorma
Bier	Giffey	Meyer	Skaar
Bilden	Glaspey	Miller	Solberg
Bloom	Gronhovd	Montplaisir	Stallman
Borstad	Gudajtes	Mueller	Staven
Boustead	Hardmeyer	Myhre	Stenhjem
Bowles	Harrison	Obie	Stockman

Bowman	Haugland	Olafson	Strand
Breum	Hertz	Olienyk	Streibel
Brown	Hilleboe	Olson	Tough
Christensen	Hoffner	Opedahl	Tweten
Christopher	Ivesdal	Poling	Unruh
Coles	Johnson,	Powers, Barnes	Vogel
Collette	Barnes	Powers, Cass	Wagner
Dahlen	Jungroth	Reimers	Wastvedt
Dick	Knudsen	Rivinius	Welder
Dornacker	Krenz	Rosendahl	Wentz
Duncan	Kvasager	Ruddy	Whittlesey
Elkin	Lang	Rundle	Wilkie
Erickson,	Larsen	Rustan	Williamson
Mountrail	Larson	Sanstead	Winge
Erickson, Ward	Leer	Schaffer	Mr. Speaker
Fossum	Linderman		

Those voting in the negative were:

Anderson	Burk	Frank	Haugen
Backes	Connolly	Gietzen	Hickle
Bruner	Davis	Hauf	Johnson, G. V.

Absent and not voting:
Rieger

So the bill passed and the title was agreed to.

House Bill No. 734. A Bill for an Act to amend and reenact Section 5-01-13 of the North Dakota Century Code relating to the prohibition of the consumption as well as the sale or gift of alcoholic beverages on licensed premises on certain days.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 398, House Journal, the roll was called and there were: ayes, 60; nays, 48; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Frank	Knudsen	Schoenwald
Backes	Froeschle	Kvasager	Shablow
Bergman	Gengler	Larson	Shorma
Boustead	Gietzen	Leer	Stallman
Bowles	Giffey	Meschke	Staven
Brown	Gudajtes	Montplaisir	Stenhjem
Bruner	Hardmeyer	Mueller	Stockman
Coles	Hauf	Obie	Strand
Collette	Haugen	Olienyk	Tough
Connolly	Hertz	Powers, Cass	Vogel
Davis	Hilleboe	Ruddy	Wagner
Dick	Hoffner	Rundle	Wastvedt
Dornacker	Ivesdal	Rustan	Welder
Elkin	Johnson, G. V.	Sanstead	Whittlesey
Erickson, Ward	Jungroth	Schaffer	Williamson

Those voting in the negative were:

Anderson	Erickson,	Larsen	Reimers
Belquist	Mountrail	Linderman	Rivinius
Bier	Fossum	Loerch	Rosendahl
Bilden	Ganser	Lundene	Skaar
Bloom	Glaspey	Meyer	Solberg
Borstad	Gronhovd	Miller	Streibel
Bowman	Harrison	Myhre	Tweten
Breum	Haugland	Olafson	Unruh
Burk	Hickle	Olson	Wentz
Christensen	Johnson,	Opedahl	Wilkie
Christopher	Barnes	Poling	Winge
Dahlen	Krenz	Powers, Barnes	Mr. Speaker
Duncan	Lang		

Absent and not voting:

Rieger

So the bill passed and the title was agreed to.

Rep. Frank moved that the vote by which House Bill No. 734 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 566. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 414, House Journal, the roll was called and there were: ayes, 72; nays, 36; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Gietzen	Leer	Rustan
Anderson	Giffey	Linderman	Sanstead
Belquist	Glaspey	Loerch	Schoenwald
Bergman	Gronhovd	Lundene	Shablow
Bloom	Gudajtes	Meschke	Shorma
Borstad	Harrison	Meyer	Skaar
Bowles	Hauf	Miller	Solberg
Breum	Haugen	Montplaisir	Stallman
Bruner	Haugland	Mueller	Staven
Burk	Hertz	Myhr'e	Stenhjem
Christensen	Hilleboe	Obie	Stockman
Collette	Hoffner	Olson	Tweten
Dahlen	Ivesdal	Opedahl	Unruh
Dick	Johnson, G. V.	Poling	Vogel
Erickson,	Jungroth	Powers, Cass	Whittlesey
Mountrail	Kvasager	Rivinius	Wilkie
Erickson, Ward	Larsen	Rosendahl	Williamson
Froeschle	Larson	Ruddy	Winge
Gengler			

Those voting in the negative were:

Backes	Dornacker	Knudsen	Strand
Bier	Duncan	Krenz	Streibel
Bilden	Elkin	Lang	Tough
Boustead	Fossum	Olafson	Wagner
Bowman	Frank	Olienyk	Wastvedt
Brown	Ganser	Powers, Barnes	Welder
Christopher	Hardmeyer	Reimers	Wentz
Coles	Hickle	Rundle	Mr. Speaker
Connolly	Johnson,	Schaffer	
Davis	Barnes		

Absent and not voting:

Rieger

So the bill passed and the title was agreed to.

Rep. Schoenwald moved that the vote by which House Bill No. 566 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

House Bill No. 585. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-05-03, 16-05-04, 16-05-05, 16-13-15, 16-13-20, 16-13-36, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, county party committee organization meetings, state central committee meetings, precinct committeemen meetings, and party conventions, and declaring legislative intent.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 416 of the House Journal, the roll was called and there were: ayes, 84; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rundle
Anderson	Fossum	Larsen	Rustan
Backes	Froeschle	Larson	Sanstead
Bergman	Ganser	Loerch	Schaffer
Bier	Gengler	Lundene	Schoenwald
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Solberg
Boustead	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Obie	Strand
Bruner	Hertz	Olafson	Streibel
Christensen	Hilleboe	Olienyk	Tough
Christopher	Hoffner	Opedahl	Unruh
Coles	Johnson,	Poling	Vogel
Collette	Barnes	Powers, Barnes	Wagner
Connolly	Johnson, G. V.	Powers, Cass	Wentz
Dahlen	Jungroth	Reimers	Whittlesey
Davis	Knudsen	Rivinius	Williamson
Dick	Krenz	Rosendahl	Winge
Duncan	Kvasager	Ruddy	Mr. Speaker
Elkin			

Those voting in the negative were:

Belquist	Frank	Ivesdal	Shorma
Bilden	Gietzen	Leer	Stallman
Bowles	Gronhovd	Linderman	Tweten
Burk	Haugen	Myhre	Wastvedt
Dornacker	Haugland	Olson	Welder
Erickson,	Hickle	Shablow	Wilkie
Mountrail			

Absent and not voting:
Rieger

So the bill passed and the title was agreed to .

Rep. Backes asked unanimous consent to further amend House Bill No. 671, which was granted.

Rep. Backes moved that House Bill No. 671 be further amended as follows: In line 200 insert triple parentheses around the word "or"; and after the word "snuff" insert the words "cigars or other tobacco products", which motion prevailed.

Rep. Backes moved that House Bill No. 671 be considered properly re-engrossed and placed on second reading and final passage, which motion prevailed.

House Bill No. 671. A Bill for an Act to provide for an excise tax on the wholesale price of snuff and to amend and reenact sections 57-36-01, 57-36-02, 57-36-06, 57-36-07, 57-36-08, 57-36-09, 57-36-11, 57-36-12, 57-36-13, 57-36-14, 57-36-17, 57-36-20, 57-36-24, 57-36-25 and 57-36-26 of the North Dakota Century Code; to create and enact sections 57-36-09.1, 57-36-09.2, 57-36-27, 57-36-28, 57-36-29, 57-36-30, and 57-36-31 of the North Dakota Century Code; to repeal sections 57-36-15, 57-36-16, 57-36-22, and 57-36-23 of the North Dakota Century Code; all of which sections relate to excise taxes imposed with respect to the sale or use of cigarettes and snuff; to the licensing of dealers therein and distributors thereof, and to the administration of the provisions relating to such tax impositions and licensing.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 418 of the House Journal, the roll was called and there were: ayes, 97; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Schaffer
Anderson	Fossum	Larsen	Shablow
Backes	Froeschle	Larson	Shorma
Belquist	Ganser	Leer	Skaar
Bergman	Gengler	Linderman	Solberg
Bier	Giffey	Loerch	Stallman
Bilden	Glaspey	Lundene	Staven
Bloom	Gronhovd	Meschke	Stenhjem
Borstad	Gudajtes	Meyer	Stockman
Boustead	Hardmeyer	Miller	Strand
Bowles	Harrison	Montplaisir	Streibel
Bowman	Hauf	Mueller	Tough
Breum	Haugen	Myhre	Tweten
Bruner	Haugland	Obie	Unruh
Burk	Hertz	Olienyk	Vogel
Christensen	Hickle	Olson	Wagner
Christopher	Hilleboe	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Rundle	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail	Kvasager	Sanstead	

Those voting in the negative were:

Brown	Connolly	Frank	Johnson, G.V.
Coles	Elkin	Gietzen	Olafson

Absent and not voting:

Opedahl	Rieger	Ruddy	Schoenwald
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So the bill passed and the title was agreed to.

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 had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Shablow
Bier	Froeschle	Larson	Shorma
Bilden	Ganser	Leer	Skaar
Bloom	Gengler	Linderman	Solberg
Borstad	Gietzen	Loerch	Stallman
Boustead	Giffey	Lundene	Staven
Bowles	Glaspey	Meschke	Stenhjem
Bowman	Gronhovd	Meyer	Stockman
Breum	Gudajtes	Miller	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Hauf	Obie	Tweten
Christensen	Haugen	Olafson	Unruh

Christopher	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G.V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
Absent and not voting:			
Montplaisir	Rieger	Schoenwald	

So the bill passed and the title was agreed to.

House Bill No. 520. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the State of North Dakota, for which there are no facilities in the State.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Shablow
Bier	Froeschle	Larson	Shorma
Bilden	Ganser	Leer	Skaar
Bloom	Gengler	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspey	Meschke	Stockman
Bowman	Gronhovd	Meyer	Strand
Breum	Gudajtes	Miller	Streibel
Brown	Hardmeyer	Mueller	Tough
Bruner	Harrison	Myhre	Tweten
Burk	Hauf	Obie	Unruh
Christensen	Haugen	Olafson	Vogel
Christopher	Haugland	Olienyk	Wagner
Coles	Hertz	Olson	Wastvedt
Collette	Hickle	Opedahl	Welder
Connolly	Hilleboe	Poling	Wentz
Dahlen	Hoffner	Powers, Barnes	Whittlesey
Davis	Ivesdal	Powers, Cass	Wilkie
Dick	Johnson,	Reimers	Williamson
Dornacker	Barnes	Rivinius	Winge
Duncan	Johnson, G.V.	Rosendahl	Mr. Speaker
Elkin	Jungroth	Ruddy	

Absent and not voting:			
Montplaisir	Rieger	Schoenwald	Solberg

So the bill passed and the title was agreed to.

House Bill No. 733. A Bill for an Act making an appropriation for the purpose of construction of a fine arts building at the International Peace Garden.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Shablow
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Leer	Skaar
Bilden	Ganser	Linderman	Solberg
Bloom	Gengler	Loerch	Stallman
Borstad	Giffey	Lundene	Staven
Boustead	Glaspay	Meschke	Stenhjem
Bowles	Gronhovd	Meyer	Stockman
Bowman	Gudajtes	Miller	Strand
Breum	Hardmeyer	Montplaisir	Streibel
Brown	Harrison	Mueller	Tough
Bruner	Hauf	Myhre	Tweten
Burk	Haugen	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Reimers	Williamson
Dornacker	Johnson, G.V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker
Elkin	Knudsen	Ruddy	

Absent and not voting:

Gietzen	Rieger	Rustan	Schoenwald
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So the bill passed and the title was agreed to.

Rep. Stallman moved that House Concurrent Resolution "H-1" and "I-1" be placed on the calendar for second reading and final passage, which motion prevailed.

House Concurrent Resolution "H-1". A concurrent resolution providing for the completion of the legislative Journals of the House and Senate.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Ruddy
Backes	Mountrail	Krenz	Rundle
Belquist	Erickson, Ward	Kvasager	Sanstead
Bergman	Fossum	Lang	Shablow
Bier	Frank	Larsen	Shorma
Bilden	Froeschle	Larson	Skaar
Bloom	Ganser	Leer	Stallman
Borstad	Gengler	Linderman	Staven
Boustead	Gietzen	Loerch	Stenhjem
Bowles	Giffey	Lundene	Stockman
Bowman	Glaspay	Meschke	Strand
Breum	Gronhovd	Meyer	Streibel
Brown	Gudajtes	Miller	Tough
Bruner	Hardmeyer	Montplaisir	Tweten
Burk	Harrison	Mueller	Unruh
Christensen	Hauf	Myhre	Vogel
Christopher	Haugen	Obie	Wagner
Coles	Haugland	Olafson	Wastvedt
Collette	Hertz	Olienyk	Welder

Connolly	Hickle	Olson	Wentz
Dahlen	Hilleboe	Opedahl	Whittlesey
Davis	Hoffner	Poling	Wilkie
Dick	Ivesdal	Powers, Barnes	Williamson
Dornacker	Johnson,	Powers, Cass	Winge
Duncan	Barnes	Rivinius	Mr. Speaker
Elkin	Johnson, G.V.	Rosendahl	

Absent and not voting:

Aamoth	Reimers	Rustan	Schoenwald
Jungroth	Rieger	Schaffer	Solberg

So the resolution passed and the title was agreed to.

House Concurrent Resolution "I-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 had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Ruddy
Backes	Mountrail	Krenz	Rundle
Belquist	Erickson, Ward	Kvasager	Sanstead
Bergman	Fossum	Lang	Shablow
Bier	Frank	Larsen	Shorma
Bilden	Froeschle	Larson	Skaar
Bloom	Ganser	Leer	Stallman
Borstad	Gengler	Linderman	Staven
Boustead	Gietzen	Loerch	Stenhjem
Bowles	Giffey	Lundene	Stockman
Bowman	Glaspey	Meschke	Strand
Breum	Gronhovd	Meyer	Streibel
Brown	Gudajtes	Miller	Tough
Bruner	Hardmeyer	Montplaisir	Tweten
Burk	Harrison	Mueller	Unruh
Christensen	Hauf	Myhre	Vogel
Christopher	Haugen	Obie	Wagner
Coles	Haugland	Olafson	Wastvedt
Collette	Hertz	Olienyk	Welder
Connolly	Hickle	Olson	Wentz
Dahlen	Hilleboe	Opedahl	Whittlesey
Davis	Hoffner	Poling	Wilkie
Dick	Ivesdal	Powers, Barne	Williamson
Dornacker	Johnson,	Powers, Cass	Winge
Duncan	Barnes	Rivinius	Mr. Speaker
Elkin	Johnson, G. V.	Rosendahl	

Absent and not voting:

Aamoth	Reimers	Rustan	Schoenwald
Jungroth	Rieger	Schaffer	Solberg

So the resolution passed and the title was agreed to.

Rep. Giffey moved that the House be on the 12th order of business and on the conclusion of that order of business, stand recessed until 1:00 p.m., February 9, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 61. A Bill for an Act to amend and reenact sections 15-22-21 and 15-22-22, subsection 2 of section 15-53-02, and sections 15-53-05, 15-53-06, 15-53-06.1, 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-18, 15-53-20, 15-53-21, 15-53-22, 15-53-23, 15-53-25, 15-53-26, 15-53-29, 15-53-32,

15-27-04, and 15-27-05 of the North Dakota Century Code, relating to changing the county committee to a regional committee for school district reorganization and providing an effective date.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 95. A Bill for an Act to amend and reenact section 15-39-32 of the North Dakota Century Code relating to teachers' insurance and retirement fund annuity payments.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 110. A Bill for an Act to make a deficiency appropriation to the teachers' insurance and retirement fund to pay for travel of the members of the board of trustees and the executive secretary during the 1963-1965 biennium, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 274. A Bill for an Act to create a bureau of the state government to be designated as the bureau of criminal identification and apprehension, to specify its organization, duties and responsibilities to correlate same with existent agencies and existent law, and to provide for additional functions of same as a consumer fraud bureau.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution "A". A concurrent resolution for amendment of sections 2, 7, 9, and 10 relating to the declaration of rights and to repeal sections 8, 21, and 24 relating to the declaration of rights; to provide that the legislature may prescribe the form and numbering of the Constitution and to amend and reenact sections 25, 26, 29, 37, 42, 48, 51, 53, 55, 56, 58, 62, 64, 65, 66, 67, 68, 148, 155, 167, 174 and 188 relating to the organization, procedure, operation, and authority of the legislature and to repeal sections 27, 28, 30, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, 44, 45, 46, 47, 49, 52, 54, 57, 59, 60, 61, 63, 69, 70, 77, 139, 163, 165, 175, 177, 180, 181, 189, 190, 191, 192, 193, and Article 14 of the Amendments relating to the organization, procedure, operation, and authority of the legislature; and to amend and reenact sections 71, 72, 73, 75, and 80 relating to constitutionally created elected offices, elections, and general powers and duties placed within the executive branch of government and to repeal Article 51 of the Amendments relating to appointments; to provide for two-thirds of the supreme court members to declare a law unconstitutional, judicial districts, judicial council, removal of supreme court and district court judges and to amend and reenact sections 85, 94, and 100 relating to the powers of the judiciary, and to repeal sections 88, 89, 92, 93, 95, 96, 97, 98, 102, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, and 120 relating to procedures of state courts; all such sections amended and repealed being a part of the Constitution of the state of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

The House now stood in recess, pursuant to the motion of Rep. Giffey, until 1:00 p.m., February 9, 1965.

DONNELL HAUGEN, Chief Clerk

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Bismarck, February 9, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the fifth order of business.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 8, 1965

Mr. President: I have the honor to transmit:

House Bill No. 516 - 521

House Bill No. 549 - 635

House Bill No. 678 - 695

House Bill No. 697 - 731

House Bill No. 740 - 840

House Bill No. 878 - 664

House Concurrent Resolution "B"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 9, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "Z"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Rep. Giffey asked to be on the eleventh order of business for consideration of Senate Concurrent Resolution "Z" which resolution "Z" was read in its entirety by the Chief Clerk.

Rep. Giffey moved that the rules be suspended and Senate Concurrent Resolution "Z" be placed on second reading and final passage, which motion prevailed.

Rep. Giffey moved that Senate Concurrent Resolution "Z" be amended as follows: Line 2 of the title, change the words "a joint session" to "members" line 3 add "in the hearing room" at the end of the line. In lines 28 and 29 of the resolution, change the word "a joint session" to "members", and strike "1:30 P.M." and insert "4:00 P.M." in line 30 insert "in the hearing room" before the word "and," which motion prevailed.

Rep. Giffey moved that Senate Concurrent Resolution "Z", as amended, be adopted, which motion prevailed, on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Brown, Duncan, Burk, Glaspey and Belquist introduced:

House Concurrent Resolution "O-1". A concurrent resolution urging participation in the construction of the State Heritage Center by citizens, business firms, and school children.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Hauf introduced:

House Concurrent Resolution "P-1". A concurrent resolution directing the legislative research committee to study the possibilities of adopting a tax upon real estate transactions in North Dakota.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Reimers, Hauf, Solberg, Ganser, Anderson, Obie, Dornacker, Wagner, Mueller and Johnson of Barnes introduced:

House Concurrent Resolution "Q-1". A concurrent resolution directing the legislative research committee to study and review a recent report upon space utilization at state institutions of higher education.

Was read the first time and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 504 Re-engrossed

House Bill No. 506

House Bill No. 632

House Bill No. 701

House Bill No. 737

House Bill No. 806 Re-engrossed

House Bill No. 814

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 546 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 680 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: The majority of your Committee on State and Federal Government to whom was referred House Bill No. 706 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Burk

Rep. Glaspey

Rep. Gronhovd

Rep. Krenz

Rep. Larson of Richland

Rep. Powers of Cass

Rep. Rundle
Rep. Rustan
Rep. Williamson

REP. BELQUIST, Chairman

Mr. Speaker: The minority of your Committee on State and Federal Government to whom was referred House Bill No. 706 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "a bill" and insert the following in lieu thereof "For an Act to repeal section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. REPEAL.) Section 48-05-02 of the North Dakota Century Code is hereby repealed."

Rep. Brown
Rep. Duncan
Rep. Elkin
Rep. Hickle
Rep. Rivinius
Rep. Unruh
Rep. Wentz
Rep. Winge

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Glaspey moved that the report of the majority be adopted.

Rep. Unruh moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 706 would be considered in the sixth order of business.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 9, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "Z"

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-SIXTH DAY

Bismarck, February 9, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Rev. Paul Moon, Presbyterian minister from Cass County gave the invocation and sang "The Lord's Prayer."

Roll call: All members present except Rep. Rundle.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-third day after recess and thirty-fifth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 9, 1965

Mr. President: I have the honor to transmit:

House Bill No. 503 - 520
House Bill No. 566 - 585
House Bill No. 654 - 671
House Bill No. 691 - 733
House Bill No. 734
House Concurrent Resolution "H-1"
House Concurrent Resolution "I-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

Rep. Solberg moved that House Bill No. 504 be placed at the head of the calendar, which motion prevailed.

Speaker Link asked Rep. Collette to take the Speaker's chair.

SECOND READING OF A HOUSE BILL

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 had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 446, House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Whittlesey
Dick	Johnson, G. V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker

Absent and not voting:

Erickson, Rustan
Mountrail

So the bill passed and the title was agreed to.

Speaker Link returned to the Chair.

Rep. Solberg: "The House has just passed House Bill No. 504 which carries with it an appropriation of \$350,000.00, for construction of an auditorium at the Grafton State School. This building, which has been sorely needed is largely the result of the efforts of a member of this House, who has pointed out this need for many sessions.

Having served with this man on the Appropriation Committee for many years, I can say that his sympathy and compassion is not limited to this school but extends to all the penal and charitable institutions that house our unfortunate people in North Dakota. As busy as we are, I think we should pause a moment to pay tribute to this man and I request that the chief clerk read Resolution "R-1" at this time."

Rep. Solberg introduced:

House Concurrent Resolution "R-1". A concurrent resolution directing the board of administration to name the auditorium to be constructed at the Grafton State School after Representative Wilfred Collette.

Was read the first time.

Rep. Solberg moved that House Concurrent Resolution "R-1" be read in its entirety at this time, which motion prevailed.

Rep. Solberg moved that House Concurrent Resolution "R-1" be printed in the House Journal, and not as a bill, which motion prevailed.

Rep. Solberg moved that House Concurrent Resolution "R-1" be adopted at this time, which motion prevailed and the resolution was declared adopted unanimously, on a rising vote.

HOUSE CONCURRENT RESOLUTION "R-1"

Introduced by Representative Solberg

A concurrent resolution directing the board of administration to name the auditorium to be constructed at the Grafton State School after Representative Wilfred Collette.

1 WHEREAS, House Bill No. 504 has provided
 2 for the appropriation of funds to construct a new auditorium at
 2a the
 3 Grafton State School at Grafton; and
 4 WHEREAS, Representative Wilfred Collette
 5 of Grafton has represented the people of Grafton and the
 5a surrounding
 6 area in the North Dakota House of Representatives for many
 6a years
 7 and in such capacity has shown a great interest in, and has
 8 supported, the improvement of the Grafton State School and the
 9 services provided at such school; and
 10 WHEREAS, through the efforts of
 11 Representative Wilfred Collette the Grafton State School has
 11a been
 12 aided in providing the humanitarian services so necessary in the
 13 care and treatment of retarded children and adults, and thus the
 14 interests of all the citizens of North Dakota have been
 14a furthered;

15 NOW, THEREFORE, BE IT RESOLVED BY
 16 THE HOUSE OF REPRESENTATIVES OF THE
 17 STATE OF NORTH DAKOTA, THE SENATE
 18 CONCURRING THEREIN:

19 That the board of administration be directed to name the new
 20 auditorium to be constructed at the Grafton State School the
 21 "Wilfred Collette Auditorium" in honor of Representative
 21a Wilfred

- 22 Collette and the services Representative Collette has so
 22a unselfishly
 23 rendered to the legislature, the people of North Dakota, and the
 24 Grafton State School.

Rep. Collette thanked the Assembly for the honor accorded to him.

SIXTH ORDER OF BUSINESS

Rep. Stallman moved that the amendments to House Bill No. 855 as recommended by the Committee on Political Subdivisions, page 462 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 522 as recommended by the Committee on Appropriations, page 464 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 888 as recommended by the Committee on State and Federal Government, page 463 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 9, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4
 Senate Bill No. 17
 Senate Bill No. 25

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Streibel moved that the House recess for twenty minutes, which motion prevailed.

The House reconvened at the expiration of the recess, with Speaker Link presiding.

Rep. Solberg called an immediate meeting of the Committee on Appropriations.

Rep. Backes called an immediate meeting of the Committee on Finance and Taxation.

The Speaker announced that the House would be at ease.

The House reconvened with Speaker Link presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: A majority of your Committee on Education to whom was referred House Bill No. 817 has had the same under consideration and recommends that the same do pass.

Rep. Bloom
 Rep. Skaar
 Rep. Gudajtes
 Rep. Haugen
 Rep. Loerch
 Rep. Froeschle
 Rep. Johnson of Barnes
 Rep. Bier
 Rep. Coles
 Rep. Olienyk
 Rep. Schaffer
 Rep. Bowman

REP. BLOOM, Chairman

Mr. Speaker: A minority of your Committee on Education to whom was referred House Bill No. 817 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Vogel
Rep. Montplaisir
Rep. Sanstead
Rep. Leer
Rep. Hardmeyer
Rep. Olafson
Rep. Larsen of Grand Forks

REP. BLOOM, Chairman

Rep. Skaar moved that the report of the majority be adopted.

Rep. Sanstead moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 844 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 849 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 870 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Christopher moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 871 has had the same under consideration and recommends that the same be amended as follows:

In Line 24 of the bill, after the words "the sum of" delete the word "thirty-one" and in lieu thereof insert the word "nineteen"

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 871 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 882 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Bilden moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 892 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted.

Rep. Tweten moved a substitute motion that House Bill No. 892 be re-referred to the Committee on Political Subdivisions, which motion lost on a division vote.

The question was now on the original motion of Rep. Borstad, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 899 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 919 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 927 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution "L" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 885 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 928 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 940 has had the same under consideration and recommends that the same be amended as follows:

In line 73 delete the first "all".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 940 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution "O" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Leer moved that the report be adopted.

Rep. Olson moved a substitute motion that House Concurrent Resolution "O" be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 139 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the House be on the twelfth order of business and on the conclusion thereof, be recessed until 1:00 p.m., February 10, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 15. A Bill for an Act making an appropriation for the operation of the tourist promotion bureau and amending section 24-03-21 of the North Dakota Century Code, relating to dissemination of tourist information.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 21. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 147. A Bill for an Act to amend and reenact section 15-39-36 of the North Dakota Century Code, relating to counting military service as teaching service.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 173. A Bill for an Act to permit the registration of certain livestock feedlots, prescribe the powers and duties of the livestock sanitary board in connection therewith, and provide a penalty for violations.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 203. A Bill for an Act to amend and reenact section 36-15-21 of the North Dakota Century Code relating to calfhood vaccination against brucellosis.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 212. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the 1963 Supplement to the North Dakota Century Code, relating to admissibility of results of scientific tests.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 215. A Bill for an Act to amend and reenact section 32-09-10 of the North Dakota Century Code, relating to the witness fees paid to a garnishee.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 236. A Bill for an Act to provide for licensing and regulating detection of deception examiners.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 239. A Bill for an Act to authorize all departments, institutions or agencies of the state that collect money which is required to be paid over to the state treasurer, to maintain, subject to approval of the director of the department of accounts and purchases, the state auditor and the state treasurer, such reasonable minimum balances as may be necessary, and to authorize minimum petty cash funds and the establishment of bank accounts, which may be in the Bank of North Dakota, for the clearing or cashing of checks and making change, and declaring an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 241. A Bill for an Act to amend and reenact section 61-16-12 of the 1963 Supplement to the North Dakota Century Code, relating to the mill levy limitation in water management districts.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 248. A Bill for an Act to prohibit issuance of alcoholic beverage licenses to persons securing federal gambling stamps.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 261. A Bill for an Act to amend and reenact subsection 2 of section 57-37-07 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of powers of appointment for estate tax purposes.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 263. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to salaries of elected state officials and providing an effective date.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 266. A Bill for an Act to amend and reenact subsections 2, 4, 5, 6, and 10 of sections 57-40-01 of the North Dakota Century Code, relating to definitions for use tax purposes.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 269. A Bill for an Act entering into the interstate library compact.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 273. A Bill for an Act to amend and reenact section 29-01-27 of the North Dakota Century Code, relating to compensation for court appointed counsel.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 289. A Bill for an Act to provide that nonresident parents or guardians making tuition payments for students attending a school district may enter into an agreement with such school district for the transportation of such students.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 295. A Bill for an Act to amend and reenact subsection 2 of section 60-02-24 of the North Dakota Century Code, relating to reports made by warehouseman.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 312. A Bill for an Act to encourage landowners to make available to the public, land and water areas and other property for recreational purposes by limiting their liability toward users.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 331. A Bill for an Act to amend and reenact sections 5-05-14, 54-12-12, 5-01-25 and to repeal section 5-02-09 of the North Dakota Century Code relating to hours when the sale or consumption of alcoholic beverages is prohibited and fees and mileage for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk, and possession, attempted purchase, and purchase of alcoholic beverages by minors.

Was read the first time and referred to the Committee on State and Federal Government.

The House stood recessed until 1:00 p.m., February 10, 1965, pursuant to the motion of Rep. Giffey.

DONNELL HAUGEN, Chief Clerk

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

Bismarck, February 10, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the 17th order of business for announcements.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 522

House Bill No. 855

House Bill No. 888

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Resolution No. 2

House Resolution No. 4

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 523 has had the same under consideration and recommends that the same be amended as follows:

In Line 7 of the bill, delete the sum \$72,000.00 and in lieu thereof insert the sum \$85,000.00

Line 8, delete the sum \$40,000.00 and in lieu thereof insert the sum \$27,000.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 523 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 574 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 608 has had the same under consideration and recommends that the same be amended as follows:

Delete all the language on line 21 through line 31 inclusive and insert in lieu thereof

"The department of accounts and purchases may employ an architect for the purpose of giving professional advice in purchasing, planning, setting depreciation schedules, evaluation for insurance and assisting in and coordinating the construction of buildings by departments, institutions, and agencies of the state. An architect so employed shall possess a minimum of five years' architectural experience and shall be licensed by the state of North Dakota and registered with the American Institute of Architecture. The architect so employed may be called upon by a state agency to approve, before the letting of bids, plans, and specifications for any building construction. And may maintain such surveillance during construction as might be necessary to insure insofar as is practicable that:"

And renumber the lines accordingly.

"SECTION 2.) The provisions of this Act shall also require compliance by the board of higher education and all other agencies of the state of North Dakota."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 608 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 760 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 761 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 799 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Strand moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 826 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Bruner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 829 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "of" insert the following "income tax"

In line 2 of the title after the first "and" insert the following "income tax"

In line 2 after the word "no" insert the following "income tax"

In line 4 after the word "of" insert the following "income"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 829 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 837 has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the word "or"

In line 8 after the comma insert the words "or coal and related products"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 837 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 856 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 857 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 867 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 891 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 906 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 908 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 929 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 930 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 512 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, delete the sum \$533,500.00 and in lieu thereof insert the sum \$433,500.00

Line 7, delete the sum \$217,000.00 and in lieu thereof insert the sum \$167,000.00

Line 10, delete the sum \$150,000.00 and in lieu thereof insert the sum \$100,000.00

Line 14, delete the sum \$533,500.00 and in lieu thereof insert the sum \$433,500.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 512 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 616 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 692 has had the same under consideration and recommends that the same be amended as follows:

At the end of line 22 after the semicolon add the following: "nor shall these terms include the transfer of a motor vehicle by way of gift between a husband and wife or parent and child;"

In line 41 after the word "registrar" and before the semicolon add the following: "provided, however, that the term "purchase price" shall not include the transfer of a motor vehicle by way of gift between a husband and wife or parent and child"

In line 52 delete the numeral "2¼" and insert in lieu thereof the numeral "2"

In line 59 after the words "motor vehicle" and before the word "shall" insert the following: "and any person acquiring a motor vehicle by way of gift from a husband or wife or from a parent or child"

In line 71 after the word "state" insert the following: "or acquired by way of gift from a husband or wife or from a parent or child"

In line 100 after the word "issued" insert the following: "or other than for those vehicles transferred by way of gift between a husband and wife or parent and child"

In line 136 delete the words: "and one-quarter"

And number the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 692 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 794 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the word "Act" delete the comma and insert the following: "to amend and reenact subdivision c of subsection 2 of section 57-35.1-01 and sections 57-35.1-02, 57-35.1-03, 57-35.1-04 and 57-35.1-05 of the 1963 Supplement to the North Dakota Century Code relating to the definition of "net income" for taxation purposes of building and loan associations and relating to the"

In the first line of the title after the word "changing" insert the word "of"

After the enacting clause add the following:

"SECTION 1. AMENDMENT.) Subdivision c of subsection 2 of section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

c. Taxes, other than taxes imposed under this chapter, paid or accrued within the taxable year; and"

"SECTION 2. AMENDMENT.) Section 57-35.1-02 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-35.1-02. IMPOSITION AND BASIS OF TAX.) An annual tax is hereby imposed upon each building and loan association, for the grant to it of the privilege of transacting, or for the actual transacting by it, of business within this state during any part of each tax year, commencing January 1, 1961. This tax is in lieu of all other taxes or impositions, state, county, and local, except taxes upon the real property of any association, and shall be based upon and measured by the net income of each association for the preceding calendar year. The amount of the tax shall be computed by the tax commissioner at the rate of four per cent of such net income. Regardless of such computation, the minimum tax assessable hereunder to any association shall be fifty dollars. The liability for the tax imposed by this chapter shall arise upon the first day of each calendar year following the year for which the net income is used as the base for measuring the tax."

In line 1 delete the numeral "1" after the word "Section" and before the word "Amendment" and insert in lieu thereof the numeral "3"

In line 3 delete the word "first" and insert in lieu thereof the word "fifteenth"

In line 4 delete the triple parentheses before and after the word "March" and delete the word "August"

In line 12 delete the numeral "2" after the word "Section" and before the word "Amendment" and insert in lieu thereof the numeral "4"

In line 15 delete the word "September" and insert in lieu thereof the word "August"

In line 22 delete the numeral "3" after the word "Section" and before the word "Amendment" and insert in lieu thereof the numeral "5"

In line 25 delete the word "fifteenth" and insert in lieu thereof the word "thirty-first"

In line 26 delete the word "September" and insert in lieu thereof the word "December"

In line 28 delete the word "fifteenth" and insert in lieu thereof the word "first"

In line 28 delete the word "October" and insert in lieu thereof the word "March"

In line 32 delete the numeral "4" and insert in lieu thereof the numeral "6"

And renumber all lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 794 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 820 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 828 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 863 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 913 has had the same under consideration and recommends that the same be amended as follows:

Delete everything following the word "A Bill" and insert in lieu thereof the following language:

"For an Act to provide for annual leave and sick leave for state employees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. ANNUAL LEAVE AND SICK LEAVE FOR

1a STATE EMPLOYEES)

2 TO BE PROVIDED.)

3 Annual leave and sick leave shall be provided for all persons

4 in the permanent employment of this state who are not

4a employed

5 under a written contract of hire setting forth the terms and-

6 conditions of their employment, within the limitations, terms
 7 and provisions of this act. Annual leave for an employee
 8 entitled thereto shall be within a range of a minimum of one
 9 working day per month of employment to a maximum of two
 9a working
 10 days per month of employment, based on tenure of employment,
 11 to be fixed by rules and regulations adopted by the employing
 12 unit. Sick leave for an employee entitled thereto shall be
 13 within a range of a minimum of one working day per month of
 14 employment to a maximum of one and one-half working days
 14a per
 15 month of employment, based on tenure of employment, to be
 15a fixed
 16 by rules and regulations adopted by the employing unit.
 16a Annual
 17 leave shall be compensated for on the basis of full pay for
 18 the number of working days leave credited to the employee.
 18a Sick
 19 leave shall be compensated for on the basis of full pay for
 20 absence due to illness on working days during tenure of em-
 20a ployment.
 21 Any state agency, unit or entity which has such employee or
 22 employees is authorized and directed to formulate and adopt
 22a such
 23 rules and regulations governing the granting of annual leave and
 24 sick leave as will effectuate the purpose of this act and best
 25 suit the factors of employment of that particular employing
 25a unit.
 26 SECTION 2. RULES AND REGULATIONS TO BE FILED
 26a WITH DEPARTMENT
 27 OF ACCOUNTS AND PURCHASES.)
 28 Each employing unit, upon passage of this act, shall file with
 29 the department of accounts and purchases a copy of the rules
 29a and
 30 regulations adopted. Hereafter, any amendments or additions
 31 thereto shall also be so filed."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 913 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 914 has had the same under consideration and recommends that the same be amended as follows:

On line five delete the "period" and insert in lieu thereof a "comma" and add the following language "two members of the current North Dakota legislature be selected by the membership of each house."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 914 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 921 has had the same under consideration and recommends that the same be amended as follows:

In line 17 after the word "purchases" delete the period and insert in lieu thereof a semicolon and add the following:

"provided further that this exemption shall not apply to any sale to any person if the sales price is ten dollars or less. The deduction for this exemption shall not exceed one and one-half of the amount of the deduction for exempt sales in interstate commerce which the retailer was legally entitled to deduct on his sales tax returns for the calendar year 1964. If no deduction was taken for interstate commerce sales on returns filed for the calendar year 1964 or if no returns were required to be filed for the calendar year 1964, the deduction for this exemption shall not exceed the average interstate commerce deduction legally allowed by retailers conducting similar business, as determined by the tax commissioner."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Whittlesey moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 921 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 925 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 641 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill following the word "for", insert the following language "a reasonable and necessary time" and delete the remaining language.

In line 4, delete the words "two hours"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BURK, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 641 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 738 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 752 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 815 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title, after the words "by the" delete the words "state board" and insert the word "Legislative"

In the last line of the title, delete the words "of public school education" and in lieu thereof insert the words "Research Committee"

In line 3 of the bill, delete everything after the word "the" and in lieu thereof insert the words "Legislative Research Committee"

Line 13, delete everything after the word "the" and in lieu thereof insert the words "Legislative Research"

Line 14, delete the word "education" and in lieu thereof insert the word "Committee"

Line 24, after the words "the sum of" delete the sum \$25,000.00 and in lieu thereof insert the sum \$20,000.00

In line 25 following the number "1967" and before the period, insert the following language: ", for the use of the board for the sole purpose of matching on an equal basis funds which may be made available by the United States Government or any private corporation or foundation. If such federal or private matching funds shall not be made available by June 30, 1967, for the study herein authorized the moneys to be appropriated from the state treasury shall revert to the general fund"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Erickson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 815 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 819 has had the same under consideration and recommends that the same be amended as follows:

In line 12 of the bill following the word "jurisdiction" insert the following language "or a current american automobile membership card"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Larsen (Grand Forks) moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 819 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 851 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 872 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 902 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 903 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 586 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 779 has had the same under consideration and recommends that the same be amended as follows:

At the end of the first line of the title delete the word "and".

In the second line of the title after the figures "10-04-06" insert "and subsection 1 of section 10-04-07.1".

Following line 50 insert the following new section,

"SECTION 3. AMENDMENT.) Subsection 1 of section 10-04-07.1 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. Securities that have been outstanding and in the hands of the public for not less than one year as a result of prior original registration in North Dakota or through securities and exchange commission registration, by the issuer, or by the underwriter on behalf of an issuer, shall be entitled to registration by announcement in the manner and subject to the conditions provided by this section.

In addition to the foregoing, stock (having equal voting rights with other classes) of life insurance companies may also qualify for registration under this section provided the company has been in continuous operation for twenty years immediately preceding the date of filing for registration and provided further that in addition to supplying the information required by subdivision a through c of subsection 2 of this section the applicant can supply all of the following:

- a. A balance sheet and an earnings statement showing statutory net earnings after all dividends (returned premiums) to policyholders and after all expenses including state and federal income taxes for the fiscal period ended not more than twelve months prior to the filing date upon which either an unqualified or a qualified opinion has been expressed by a certified public accountant; provided, however, that any qualification of opinion relates only to generally accepted principles of accounting which may have been modified to meet the reporting requirements of the various state insurance departments; and
- b. Such balance sheet separates the surplus account into its component parts and shows a positive balance in the accumulated unrestricted retained earnings account (on statutory basis); and
- c. Earnings statements for the four fiscal years immediately preceding the beginning date of the earnings statement required in subdivision a of this subsection prepared by the same certified public accountant showing statutory net earnings after the deductions enumerated in subdivision a of this subsection for each fiscal year; provided, however, that these statements need not be accompanied by an unqualified or a qualified opinion of the certified public accountant unless such certified public accountant did actually perform an audit of the company for any year or years covered by the earnings state-

ments in which case the requirements of subdivision a of this subsection apply for the year or years so audited; and

- d. A statement prepared by a certified public accountant or actuary showing a net gain in insurance in force for each of the last five fiscal years."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 779 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 783 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Krenz moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 900 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 936 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 937 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 938 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 939 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Aamoth moved that the House reconsider the action by which House Bill No. 919 was indefinitely postponed on Committee report, which motion prevailed.

Rep. Aamoth moved that the rules be suspended and that House Bill No. 919 be placed on the calendar, which motion prevailed.

Rep. Giffey moved that the absent members be excused, which motion prevailed.

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-SEVENTH DAY

Bismarck, February 10, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. E. Walter Erdmann, of the First Evangelical Brethren Church of Bismarck, North Dakota.

Roll call: All members present except Reps. Burk and Gronhøvd.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-fifth day after recess and thirty-sixth day and finds the same correct.

REP. OPEDAHL, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 10, 1965

Mr. President: I have the honor to transmit:

House Bill No. 504

House Concurrent Resolution "R-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the amendments to House Bill No. 706 as recommended by the Committee on State and Federal Government, page 479 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 871 as recommended by the Committee on Appropriations, page 483 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 940 as recommended by the Committee on Education, page 484 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 676. A Bill for an Act to amend and reenact sections 57-39-04 and 57-40-16 of the North Dakota Century Code, relating to credits and refunds for sales or use taxes paid on worthless accounts and repossessed merchandise.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven

Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Tweten
Christopher	Hickle	Olson	Unruh
Coles	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G. V.	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker

Absent and not voting:

Brown Duncan Gronhovd

So the bill passed and the title was agreed to.

House Bill No. 769. A Bill for an Act to amend and reenact section 5-03-06 of the North Dakota Century Code, relating to exemptions from taxes on alcoholic beverages.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Fossum	Larson	Sanstead
Backes	Frank	Leer	Schaffer
Belquist	Froeschle	Linderman	Schoenwald
Bergman	Ganser	Loerch	Shablow
Bier	Gengler	Lundene	Shorma
Bilden	Gietzen	Meschke	Skaar
Borstad	Giffey	Meyer	Solberg
Boustead	Glaspey	Miller	Stallman
Bowles	Gudajtes	Montplaisir	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Burk	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Connolly	Johnson,	Powers, Cass	Wastvedt
Dahlen	Barnes	Reimers	Welder
Davis	Johnson, G. V.	Rieger	Wentz
Dick	Knudsen	Rivinius	Wilkie
Dornacker	Krenz	Rosendahl	Williamson
Duncan	Kvasager	Ruddy	Winge
Elkin	Lang	Rundle	Mr. Speaker
Erickson,			
Mountrail			

Those voting in the negative were:

Hilleboe Jungroth Whittlesey

Absent and not voting:

Bloom Gronhovd

So the bill passed and the title was agreed to.

Rep. Hertz moved that all attorneys who are members of the House be allowed to vote on House Bill No. 818, which motion prevailed.

House Bill No. 818. A Bill for an Act to amend and reenact section 30-20-03 of the North Dakota Century Code, relating to limitations of expenses for administration of decedents' estates.

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, 62; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Glaspay	Lundene	Shablow
Bergman	Harrison	Miller	Skaar
Bloom	Hauf	Mueller	Solberg
Bowles	Ivesdal	Olson	Stallman
Breum	Johnson,	Poling	Staven
Bruner	Barnes	Powers, Barnes	Strand
Christopher	Johnson, G. V.	Powers, Cass	Vogel
Erickson,	Knudsen	Rieger	Welder
Mountrail	Krenz	Rivinius	Wilkie
Erickson, Ward	Kvasager	Rundle	Winge
Gengler	Larson	Schaffer	Mr. Speaker
Gietzen	Loerch		

Those voting in the negative were:

Aamoth	Dornacker	Jungroth	Rustan
Belquist	Duncan	Lang	Sanstead
Bier	Elkin	Larsen	Schoenwald
Bilden	Fossum	Leer	Shorma
Borstad	Frank	Linderman	Stenhjem
Boustead	Froeschle	Meschke	Stockman
Bowman	Ganser	Meyer	Streibel
Brown	Giffey	Montplaisir	Tough
Burk	Gudajtes	Myhre	Tweten
Christensen	Hardmeyer	Obie	Unruh
Coles	Haugen	Olafson	Wagner
Collette	Haugland	Olienyk	Wastvedt
Connolly	Hertz	Opedahl	Wentz
Dahlen	Hickle	Reimers	Whittlesey
Davis	Hilleboe	Rosendahl	Williamson
Dick	Hoffner		

Absent and not voting:

Backes	Gronhovd	Ruddy
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So the bill was declared lost.

House Bill No. 850. A Bill for an Act to amend and reenact section 24-07-03 of the North Dakota Century Code relating to section lines and authorizing the county commissioners to close section line roads intersected by interstate highways if petitioned to do so by adjoining landowners.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Sanstead
Anderson	Mountrail	Lang	Schaffer
Backes	Erickson, Ward	Larsen	Schoenwald
Belquist	Fossum	Larson	Shablow
Bier	Frank	Leer	Shorma
Bilden	Froeschle	Linderman	Skaar
Bloom	Ganser	Loerch	Solberg
Borstad	Gengler	Lundene	Stallman

Boustead	Gietzen	Meschke	Staven
Bowles	Giffey	Meyer	Stenhjem
Bowman	Glaspay	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rivinius	Whittlesey
Dick	Johnson, G. V.	Rosendahl	Wilkie
Dornacker	Jungroth	Ruddy	Williamson
Duncan	Knudsen	Rundle	Winge
Elkin	Krenz	Rustan	Mr. Speaker

Those voting in the negative were:

Bergman	Hoffner	Olson	Rieger
Harrison			

Absent and not voting:

Gronhovd	Poling
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So the bill passed and the title was agreed to.

House Bill No. 862. A Bill for an Act to amend and reenact subsection 1 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code and subsection 5 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of the terms "person" and "retailer" for sales tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspay	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tweten
Burk	Haugen	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Powers, Barnes	Wentz
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Dick	Barnes	Rivinius	Williamson
Dornacker	Johnson, G. V.	Rosendahl	Winge
Duncan	Jungroth	Ruddy	Mr. Speaker
Elkin	Knudsen	Rundle	

Absent and not voting:

Gronhovd Poling Reimers Tough

So the bill passed and the title was agreed to.

House Bill No. 874. A Bill for an Act to amend and reenact section 18-01-06 of the North Dakota Century Code, relating to the reporting of fires.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Aamoth Gronhovd Poling Tough

Christensen

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 10, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 24 - 105 - 109 - 138

Senate Bill No. 159 - 162 - 164 - 187

Senate Bill No. 191 - 197 - 202 - 211

Senate Bill No. 214 - 216 - 217 - 218

Senate Bill No. 219 - 223 - 232 - 237

Senate Bill No. 279 - 283 - 308 - 315

Senate Bill No. 335 - 343 - 345 - 354

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

SECOND READING OF A HOUSE BILL

House Bill No. 904. A Bill for an Act to amend and reenact subsection 3 of section 57-39-10, subsection 3 of section 57-39-19, and subsection 3 of section 57-39-20, and section 57-39-24 of the 1963

Supplement to the North Dakota Century Code, relating to bonds to secure collection of tax, general powers of the tax commissioner, and bonds for officers, agents and employees of the tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 92; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Gengler	Leer	Rustan
Anderson	Gietzen	Linderman	Sanstead
Backes	Giffey	Loerch	Schoenwald
Belquist	Glaspey	Lundene	Shablow
Bergman	Gudajtes	Meschke	Shorma
Bilden	Hardmeyer	Meyer	Skaar
Bloom	Harrison	Miller	Solberg
Borstad	Hauf	Montplaisir	Stallman
Boustead	Haugen	Mueller	Staven
Bowles	Haugland	Myhre	Stenhjem
Bowman	Hertz	Obie	Stockman
Breum	Hilleboe	Olienyk	Strand
Brown	Hoffner	Olson	Tweten
Bruner	Ivesdal	Opedahl	Unruh
Burk	Johnson,	Poling	Vogel
Christopher	Barnes	Powers, Barnes	Wagner
Collette	Johnson, G. V.	Powers, Cass	Wastvedt
Dahlen	Jungroth	Reimers	Welder
Dornacker	Knudsen	Rieger	Whittlesey
Elkin	Krenz	Rivinius	Wilkie
Erickson,	Kvasager	Rosendahl	Williamson
Mountrail	Lang	Ruddy	Winge
Erickson, Ward	Larsen	Rundle	Mr. Speaker
Froeschle	Larson		

Those voting in the negative were:

Bier	Dick	Ganser	Streibel
Coles	Duncan	Hickle	Tough
Connolly	Fossum	Schaffer	Wentz
Davis	Frank		

Absent and not voting:

Christensen	Gronhovd	Olafson
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So the bill passed and the title was agreed to.

Rep. Giffey moved that the House be on the 16th order of business and on the conclusion thereof stand recessed until 8:00 p.m., which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

- House Resolution No. 2
- House Resolution No. 4

And the Speaker signed the same in the presence of the House.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

- House Resolution No. 2
- House Resolution No. 4

Were delivered to the Secretary of State at the hour of 3:30 p.m. o'clock, on February 10, 1965.

REP. SHABLOW, Chairman

The House stood recessed until 8:00 p.m., pursuant to the motion of Rep. Giffey.

DONNELL HAUGEN, Chief Clerk

The House reconvened at 8:08 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the 17th order of business for announcements.

SECOND READING OF HOUSE BILLS

House Bill No. 907. A Bill for an Act to amend and reenact subsection 5 of section 57-38-45 of the North Dakota Century Code, relating to the granting of authority to the tax commissioner to compromise penalties without going through the attorney general's office and to provide for an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 50; nays, 39; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Gietzen	Leer	Shablow
Backes	Giffey	Linderman	Shorma
Belquist	Glasphey	Meschke	Skaar
Bloom	Gronhovd	Meyer	Solberg
Borstad	Gudajtes	Montplaisir	Stallman
Bowles	Hardmeyer	Myhre	Staven
Breum	Hauf	Olson	Stenhjem
Bruner	Haugen	Powers, Cass	Strand
Burk	Haugland	Rieger	Vogel
Christensen	Hoffner	Rosendahl	Williamson
Collette	Jungroth	Rustan	Winge
Dahlen	Krenz	Sanstead	Mr. Speaker
Erickson, Ward	Larson		

Those voting in the negative were:

Bier	Dornacker	Johnson, G. V.	Streibel
Bilden	Duncan	Knudsen	Tough
Boustead	Elkin	Larsen	Tweten
Bowman	Fossum	Mueller	Unruh
Brown	Frank	Olienyk	Wagner
Christopher	Froeschle	Powers, Barnes	Wastvedt
Coles	Ganser	Reimers	Welder
Connolly	Hickle	Rundle	Wentz
Davis	Hilleboe	Schaffer	Whittlesey
Dick	Johnson,	Stockman	
	Barnes		

Absent and not voting:

Aamoth	Hertz	Lundene	Poling
Bergman	Ivesdal	Miller	Rivinius
Erickson,	Kvasager	Obie	Ruddy
Mountrail	Lang	Olafson	Schoenwald
Gengler	Loerch	Opedahl	Wilkie
Harrison			

So the bill was declared lost for lack of a constitutional majority.

House Bill No. 920. A Bill for an Act to repeal section 40-40-07 of the North Dakota Century Code relating to preliminary budgets.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Duncan	Jungroth	Shablow
Backes	Elkin	Knudsen	Shorma
Belquist	Erickson, Ward	Krenz	Skaar
Bier	Fossum	Larsen	Solberg

Bilden	Frank	Larson	Stallman
Bloom	Froeschle	Leer	Staven
Borstad	Ganser	Linderman	Stenhjem
Boustead	Gietzen	Meyer	Stockman
Bowles	Giffey	Montplaisir	Strand
Bowman	Glaspey	Mueller	Streibel
Breum	Gronhovd	Myhre	Tough
Brown	Gudajtes	Olienyk	Tweten
Bruner	Hardmeyer	Olson	Unruh
Burk	Hauf	Powers, Barnes	Vogel
Christensen	Haugen	Powers, Cass	Wagner
Christopher	Haugland	Reimers	Wastvedt
Coles	Hickle	Rieger	Welder
Collette	Hilleboe	Rosendahl	Wentz
Connolly	Hoffner	Rundle	Whittlesey
Dahlen	Johnson,	Rustan	Williamson
Dick	Barnes	Sanstead	Winge
Dornacker	Johnson, G. V.	Schaffer	Mr. Speaker
Absent and not voting:			
Aamoth	Harrison	Lundene	Poling
Bergman	Hertz	Meschke	Rivinius
Davis	Ivesdal	Miller	Ruddy
Erickson,	Kvasager	Obie	Schoenwald
Mountrail	Lang	Olafson	Wilkie
Gengler	Loerch	Opedahl	

So the bill passed and the title was agreed to.

House Bill No. 787. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the State of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Dickinson Public School District No. 1, Dickinson, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Elkin	Knudsen	Shablow
Backes	Erickson, Ward	Krenz	Shorma
Belquist	Fossum	Larsen	Skaar
Bier	Frank	Larson	Solberg
Bilden	Froeschle	Leer	Stallman
Bloom	Ganser	Linderman	Staven
Borstad	Gietzen	Meschke	Stenhjem
Boustead	Giffey	Meyer	Stockman
Bowles	Glaspey	Montplaisir	Strand
Bowman	Gronhovd	Mueller	Streibel
Breum	Gudajtes	Myhre	Tough
Brown	Hardmeyer	Obie	Tweten
Bruner	Hauf	Olienyk	Unruh
Burk	Haugen	Olson	Vogel
Christensen	Haugland	Powers, Barnes	Wagner
Christopher	Hickle	Powers, Cass	Wastvedt
Coles	Hilleboe	Rieger	Welder
Collette	Hoffner	Rosendahl	Wentz
Connolly	Johnson,	Rundle	Whittlesey
Dahlen	Barnes	Rustan	Williamson
Dick	Johnson, G. V.	Sanstead	Winge
Dornacker	Jungroth	Schaffer	Mr. Speaker
Duncan			
Absent and not voting:			
Aamoth	Harrison	Lundene	Reimers
Bergman	Hertz	Miller	Rivinius

Davis	Ivesdal	Olafson	Ruddy
Erickson,	Kvasager	Opedahl	Schoenwald
Mountrail	Lang	Poling	Wilkie
Gengler	Loerch		

So the bill passed and the title was agreed to.

House Bill No. 803. A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota used for the raising of trees, the proceeds of which shall be used to buy land for the same purposes and declaring an emergency.

Which had been read.

The question being on the final passage of the bill, Rep. Hoffner moved that House Bill No. 803 be placed at the bottom of the calendar, which motion prevailed.

House Bill No. 852. A Bill for an Act to amend and reenact sections 15-40-12 and 15-40-26 of the North Dakota Century Code, relating to state support of education and credit on nonresident tuition.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Sanstead
Anderson	Mountrail	Larsen	Schaffer
Backes	Erickson, Ward	Larson	Schoenwald
Belquist	Fossum	Leer	Shablow
Bergman	Frank	Linderman	Shorma
Bier	Froeschle	Loerch	Skaar
Bilden	Ganser	Lundene	Solberg
Bloom	Gietzen	Meschke	Stallman
Borstad	Giffey	Meyer	Staven
Boustead	Glaspey	Miller	Stenhjem
Bowles	Gronhovd	Montplaisir	Stockman
Bowman	Gudajtes	Mueller	Strand
Breum	Hardmeyer	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christensen	Hickle	Olson	Vogel
Christopher	Hilleboe	Powers, Barnes	Wagner
Coles	Hoffner	Powers, Cass	Wastvedt
Collette	Johnson,	Reimers	Welder
Connolly	Barnes	Rieger	Wentz
Dahlen	Johnson, G. V.	Rivinius	Whittlesey
Davis	Jungroth	Rosendahl	Wilkie
Dick	Knudsen	Ruddy	Williamson
Dornacker	Krenz	Rundle	Winge
Duncan	Kvasager	Rustan	Mr. Speaker
Elkin			

Absent and not voting:

Gengler	Hertz	Opedahl	Poling
Harrison	Ivesdal		

So the bill passed and the title was agreed to.

House Concurrent Resolution "Q". A concurrent resolution directing the Legislative Research Committee to study the feasibility of establishing an Interstate Boundary Commission with the state of South Dakota to promote the preservation of the quartzite markers used to define the boundary separating North Dakota and South Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Sanstead
Anderson	Mountrail	Lang	Schaffer
Backes	Erickson, Ward	Larsen	Schoenwald
Belquist	Fossum	Larson	Shablow
Bergman	Frank	Leer	Shorma
Bier	Froeschle	Linderman	Skaar
Bilden	Ganser	Loerch	Solberg
Bloom	Gengler	Lundene	Stallman
Borstad	Gietzen	Meschke	Staven
Boustead	Giffey	Meyer	Stenhjem
Bowles	Glaspey	Miller	Stockman
Bowman	Gronhovd	Montplaisir	Strand
Breum	Gudajtes	Mueller	Streibel
Brown	Hardmeyer	Myhre	Tough
Bruner	Hauf	Obie	Tweten
Burk	Haugen	Olafson	Unruh
Christensen	Haugland	Olson	Vogel
Christopher	Hertz	Opedahl	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Collette	Hilleboe	Powers, Cass	Welder
Connolly	Hoffner	Reimers	Wentz
Dahlen	Johnson,	Rieger	Whittlesey
Davis	Barnes	Rivinius	Wilkie
Dick	Johnson, G. V.	Rosendahl	Williamson
Dornacker	Jungroth	Ruddy	Winge
Duncan	Knudsen	Rundle	Mr. Speaker
Elkin	Krenz	Rustan	

Absent and not voting:

Harrison	Ivesdal	Olienyk	Poling
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So the resolution passed and the title was agreed to.

The Speaker announced that House Concurrent Resolution "Q" would now be referred to the Legislative Research Resolutions Committee.

House Bill No. 720. A Bill for an Act making an appropriation to the state board of higher education for the purpose of purchasing land to replace land taken for highway purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Froeschle	Loerch	Shorma
Bilden	Ganser	Lundene	Skaar
Bloom	Gengler	Meschke	Solberg
Borstad	Gietzen	Meyer	Stallman
Boustead	Giffey	Miller	Staven
Bowles	Glaspey	Montplaisir	Stenhjem
Bowman	Gronhovd	Mueller	Stockman
Breum	Gudajtes	Myhre	Strand
Brown	Hardmeyer	Obie	Streibel
Bruner	Hauf	Olafson	Tough

Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Powers, Cass	Wastvedt
Connolly	Hoffner	Reimers	Welder
Dahlen	Johnson, G. V.	Rieger	Wentz
Davis	Jungroth	Rivinius	Whittlesey
Dick	Knudsen	Rosendahl	Wilkie
Dornacker	Krenz	Ruddy	Williamson
Duncan	Kvasager	Rundle	Winge
Elkin			Mr. Speaker
Absent and not voting:			
Harrison	Ivesdal	Johnson, Barnes	Poling

So the bill passed and the title was agreed to.

House Bill No. 632. A Bill for an Act to amend and reenact subsection 3 of section 61-27-11 of the North Dakota Century Code relating to the regulation of boating on the waters of this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 444 of the House Journal, the roll was called and there were: ayes, 70; nays, 37; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Gietzen	Larsen	Schaffer
Belquist	Glaspey	Leer	Schoenwald
Bier	Gudajtes	Linderman	Shorma
Bloom	Hardmeyer	Lundene	Skaar
Bowles	Harrison	Meschke	Solberg
Bowman	Haugland	Meyer	Staven
Breum	Hertz	Miller	Stockman
Bruner	Hickle	Montplaisir	Strand
Christensen	Hilleboe	Mueller	Streibel
Christopher	Hoffner	Obie	Unruh
Collette	Johnson,	Opedahl	Wastvedt
Connolly	Barnes	Powers, Barnes	Wentz
Dahlen	Johnson, G. V.	Powers, Cass	Whittlesey
Dick	Jungroth	Rieger	Wilkie
Dornacker	Knudsen	Rivinius	Williamson
Erickson,	Krenz	Rosendahl	Winge
Mountrail	Kvasager	Rustan	Mr. Speaker

Those voting in the negative were:

Backes	Elkin	Haugen	Rundle
Bergman	Fossum	Larson	Shablow
Bilden	Frank	Loerch	Stallman
Borstad	Froeschle	Myhre	Stenhjem
Boustead	Ganser	Olafson	Tough
Brown	Gengler	Olienyk	Tweten
Burk	Giffey	Olson	Vogel
Coles	Gronhovd	Reimers	Wagner
Davis	Hauf	Ruddy	Welder
Duncan			

Absent and not voting:

Ivesdal Poling

So the bill passed and the title was agreed to.

Rep. Hardmeyer moved that the vote by which House Bill No. 632 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Schoenwald moved that the House reconsider the action by which House Bill No. 907 was declared lost, which motion prevailed.

Rep. Burk moved that House Bill No. 907 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 907. A Bill for an Act to amend and reenact subsection 5 of section 57-38-45 of the North Dakota Century Code, relating to the granting of authority to the tax commissioner to compromise penalties without going through the attorney general's office and to provide for an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 65; nays, 42; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gietzen	Leer	Rustan
Backes	Giffey	Linderman	Sanstead
Belquist	Glaspey	Loerch	Schoenwald
Bergman	Gronhovd	Lundene	Shablow
Bloom	Gudajtes	Meschke	Shorma
Borstad	Hardmeyer	Meyer	Skaar
Bowles	Harrison	Montplaisir	Solberg
Breum	Hauf	Myhre	Stallman
Bruner	Haugen	Obie	Staven
Burk	Haugland	Olafson	Stenhjem
Christensen	Hertz	Olson	Strand
Collette	Hoffner	Opedahl	Vogel
Dahlen	Johnson, G. V.	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Ruddy	Mr. Speaker
Gengler	Larson		

Those voting in the negative were:

Aamoth	Dornacker	Knudsen	Stockman
Bier	Duncan	Lang	Streibel
Bilden	Elkin	Larsen	Tough
Boustead	Fossum	Miller	Tweten
Bowman	Frank	Mueller	Unruh
Brown	Froeschle	Olienyk	Wagner
Christopher	Ganser	Powers, Barnes	Wastvedt
Coles	Hickle	Reimers	Welder
Connolly	Hilleboe	Rivinius	Wentz
Davis	Johnson,	Rundle	Whittlesey
Dick	Barnes	Schaffer	

Absent and not voting:

Ivesdal Poling

So the bill passed and the title was agreed to.

House Bill No. 737. A Bill for an Act to amend and reenact sections 50-24-13; 50-24-15 and 50-24-33 of the 1963 Supplement to the North Dakota Century Code, relating to ownership of property.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 444 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead

Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hardmeyer	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rivinius	Wilkie
Duncan	Jungroth	Rosendahl	Williamson
Elkin	Knudsen	Ruddy	Winge
			Mr. Speaker

Absent and not voting:

Ivesdal Poling

So the bill passed and the title was agreed to.

House Bill No. 814. A Bill for an Act to amend and reenact section 61-01-14, and sub-section 2 of section 61-02-14 and 61-15-03 of the North Dakota Century Code, relating to pollution of public waters and water conservation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 445 of the House Journal, the roll was called and there were: ayes, 66; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Gengler	Leer	Rustan
Backes	Gietzen	Linderman	Sanstead
Belquist	Giffey	Loerch	Schoenwald
Bergman	Glaspey	Lundene	Shablow
Bloom	Gronhovd	Meschke	Skaar
Borstad	Gudajtes	Meyer	Solberg
Bowles	Hardmeyer	Miller	Staven
Bowman	Harrison	Montplaisir	Stockman
Breum	Hauf	Obie	Strand
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wentz
Collette	Hilleboe	Olson	Whittlesey
Dahlen	Hoffner	Opedahl	Wilkie
Duncan	Johnson, G. V.	Powers, Cass	Williamson
Erickson,	Jungroth	Rieger	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward	Kvasager	Ruddy	

Those voting in the negative were:

Anderson	Dick	Knudsen	Shorma
Bier	Dornacker	Lang	Stallman
Bilden	Elkin	Larsen	Stenhjem
Boustead	Fossum	Larson	Streibel
Brown	Frank	Mueller	Tough
Bruner	Froeschle	Powers, Barnes	Tweten

Burk	Ganser	Reimers	Unruh
Coles	Haugen	Rivinius	Wagner
Connolly	Hickle	Rundle	Wastvedt
Davis	Johnson,	Schaffer	Welder
	Barnes		

Absent and not voting:

Ivesdal	Myhre	Poling
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So the bill passed and the title was agreed to.

Rep. Glaspey moved that the vote by which House Bill No. 814 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 701. A Bill for an Act to amend and reenact Section 57-37-24 of the 1963 Supplement to the North Dakota Century Code, relating to collection and distribution of estate tax and refunds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 421 of the House Journal, the roll was called and there were: ayes, 100; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Frank	Larsen	Schaffer
Backes	Froeschle	Larson	Schoenwald
Belquist	Ganser	Leer	Shablow
Bergman	Gengler	Linderman	Shorma
Bier	Gietzen	Loerch	Skaar
Bilden	Giffey	Lundene	Solberg
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Tweten
Collette	Hertz	Olienyk	Unruh
Connolly	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rivinius	Whittlesey
Duncan	Jungroth	Rosendahl	Wilkie
Elkin	Knudsen	Ruddy	Williamson
Erickson,	Krenz	Rustan	Winge
Mountrail			Mr. Speaker

Those voting in the negative were:

Bloom	Christensen	Rieger	Rundle
Borstad	Fossum		

Absent and not voting:

Ivesdal	Kvasager	Poling
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So the bill passed and the title was agreed to.

House Bill No. 506. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 447 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Absent and not voting:

Ivesdal Poling

So the bill passed and the title was agreed to.

House Bill No. 806. A Bill for an Act to transfer certain moneys from the accumulated profits of the Bank of North Dakota and from the accumulated profits of the state mill and elevator association to the general fund of this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 447 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt

Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Absent and not voting:
Ivesdal Poling

So the bill passed and the title was agreed to.

House Bill No. 855. A Bill for an Act to create and enact section 39-13-06 of the North Dakota Century Code, relating to stop signs at railroad crossings to be erected by political subdivisions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 462 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspay	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Absent and not voting:
Ivesdal Poling

So the bill passed and the title was agreed to.

House Bill No. 522. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as provided for by Title 37 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 464 of the House Journal, the roll was called and there were: ayes 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
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Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspay	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Hauf	Obie	Tweten
Christensen	Haugen	Olafson	Unruh
Christopher	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Knudsen	Rundle	

Absent and not voting:

Poling

So the bill passed and the title was agreed to.

House Bill No. 888. A Bill for an Act to authorize the state historical society to locate pioneer buildings on the grounds of the state capitol.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 463 of the House Journal, the roll was called and there were: ayes, 106; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspay	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey

Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker

Those voting in the negative were:
Hoffner Meschke

Absent and not voting:
Poling

So the bill passed and the title was agreed to.

House Bill No. 849. A Bill for an Act to create and enact a new subsection to section 57-02-12, relating to the assessment of leased or rented personal property.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 84; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Sanstead
Anderson	Mountrail	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Glaspey	Meyer	Solberg
Borstad	Gronhovd	Miller	Stallman
Boustead	Gudajtes	Mueller	Staven
Bowman	Hardmeyer	Myhre	Stenhjem
Breum	Harrison	Obie	Stockman
Brown	Haugen	Olafson	Strand
Bruner	Haugland	Olson	Tough
Burk	Hertz	Opedahl	Tweten
Christensen	Hickle	Powers, Cass	Wagner
Christopher	Hilleboe	Rieger	Wastvedt
Collette	Ivesdal	Rivinius	Welder
Dahlen	Johnson, G. V.	Rosendahl	Whittlesey
Davis	Jungroth	Ruddy	Wilkie
Dornacker	Knudsen	Rundle	Winge
Duncan	Krenz	Rustan	Mr. Speaker
	Kvasager		

Those voting in the negative were:

Backes	Erickson, Ward	Johnson,	Reimers
Bowles	Fossum	Barnes	Streibel
Coles	Frank	Larsen	Unruh
Connolly	Giffey	Meschke	Vogel
Dick	Hauf	Olienyk	Wentz
Elkin	Hoffner	Powers, Barnes	Williamson

Absent and not voting:

Montplaisir Poling

So the bill passed and the title was agreed to.

House Bill No. 870. A Bill for an Act to amend and reenact sections 40-18-01, 40-18-03 and 40-18-11 of the 1963 Supplement to the North Dakota Century Code and sections 40-18-04, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-15-02, subsection 3 of section 40-15-01, and subsection 4 of section 40-14-01 of the North Dakota Century Code, relating to the jurisdiction, selection, qualifications, compensation, duties and powers of police magistrates, and changing the name thereof to municipal judges.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspey	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Ivesdal	Rieger	Whittlesey
Dick	Johnson,	Rivinius	Wilkie
Dornacker	Barnes	Rosendahl	Williamson
Duncan	Johnson, G. V.	Ruddy	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen		

Absent and not voting:

Montplaisir Poling

So the bill passed and the title was agreed to.

House Bill No. 927. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes due.

Which had been read.

The question being on the final passage of the bill, Rep. Hauf moved that House Bill No. 927 be laid over one legislative day, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Williamson asked unanimous consent of the House to withdraw House Bill No. 812 which consent was granted.

Rep. Giffey moved that the House stand recessed until 1:30 p.m., February 11, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY

Bismarck, February 11, 1965

The House reconvened at 1:30 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the 17th order of business for announcements.

EIGHTH ORDER OF BUSINESS

Rep. Leer asked unanimous consent of the House to withdraw House Bill No. 833, which consent was granted.

Rep. Haugen asked unanimous consent of the House to withdraw House Bill No. 666, which consent was granted.

Rep. Giffey moved that the Legislative Research Resolutions Committee be asked to return House Concurrent Resolution "Q", which motion prevailed.

Rep. Giffey moved that the House reconsider the action by which House Concurrent Resolution "Q" was passed, which motion prevailed.

Rep. Fossum moved that House Concurrent Resolution "Q" be now referred to the Legislative Research Resolutions Committee, which motion prevailed.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-EIGHTH DAY

Bismarck, February 11, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Glen H. Bradford, of the First Baptist Church, Bismarck, North Dakota.

Roll call: All members present except Reps. Frank and Gronhovd.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-seventh day after recess and thirty-eighth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 11, 1965

Mr. President: I have the honor to transmit:

House Bill No. 506 - 522 - 632

House Bill No. 676 - 701 - 720

House Bill No. 737 - 769 - 787
 House Bill No. 806 - 814 - 849
 House Bill No. 850 - 852 - 855
 House Bill No. 862 - 870 - 874
 House Bill No. 888 - 904 - 907
 House Bill No. 920

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to House Bill No. 523 as recommended by the Committee on Appropriations, page 489 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to House Bill No. 608 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 608 as recommended by the Committee on State and Federal Government, page 490 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 829 as recommended by the Committee on Finance and Taxation, pages 490 and 491 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 837 as recommended by the Committee on Finance and Taxation, page 491 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 512 as recommended by the Committee on Appropriations, page 492 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 692 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 692 as recommended by the Committee on Finance and Taxation, page 492 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 794 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 794 as recommended by the Committee on Finance and Taxation, page 493 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to House Bill No. 913 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 913 as recommended by the Committee on State and Federal Government, page 494 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 914 as recommended by the Committee on State and Federal Government, page 495 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that House Bill No. 914 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 921 as recommended by the Committee on Finance and Taxation, page 495 - 6 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 641 as recommended by the Committee on Judiciary, page 496 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the reading of the amendments to House Bill No. 815 be dispensed with, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 815 as recommended by the Committee on Appropriations, page 496 - 7 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 819 as recommended by the Committee on Judiciary, page 497 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the reading of the amendments to House Bill No. 779 be dispensed with, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 779 as recommended by the Committee on Industry and Business, page 498 of the House Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 564

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 706

House Bill No. 871

House Bill No. 940

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 525 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 618 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Obie moved that the report be adopted.

Rep. Stallman moved a substitute motion that House Bill No. 618 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 651 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 652 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 707 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 717 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title, delete the numerals "40-21-04" and insert in lieu thereof the word "and"

In the second line of the title, delete the language "and 40-07-04"

In line 6 of the bill, insert triple parentheses before and after the word "first", and following the triple parentheses insert the word "third"

In line 7, insert triple parentheses before and after the word "April", and following the triple parentheses insert the word "March".

In line 13 delete the triple brackets after the word "opened" and insert triple brackets at the beginning of the line.

In line 29, insert triple parentheses before the word "first", delete the triple parentheses before the word "Monday", and insert the word "third" following the triple parentheses

In line 30, insert triple parentheses before and after the word "April" and following the triple parentheses insert the word "March"

Delete all of lines 45 through 53 and 65 through 82

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Fossum moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 717 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 766 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred House Bill No. 771 has had the same under consideration and recommends that the same do pass.

Rep. Meschke
Rep. Borstad
Rep. Breum
Rep. Gietzen
Rep. Ivesdal
Rep. Jungroth
Rep. Myhre
Rep. Powers (Cass)
Rep. Skaar
Rep. Vogel

REP. BURK, Chairman

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Bill No. 771 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Boustead
Rep. Fossum

Rep. Froeschle
 Rep. Larsen (Grand Forks)
 Rep. Olienyk
 Rep. Powers (Barnes)
 Rep. Stockman
 Rep. Unruh
 Rep. Whittlesey

REP. BÜRK, Chairman

Rep. Jungroth moved that the report of the majority be adopted.

Rep. Whittlesey moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost on a division vote.

The question was now on the motion of Rep. Jungroth that the report of the majority of the Committee on Judiciary be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 776 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the bill, delete the sum \$50,000.00 and in lieu thereof insert the sum \$25,000.00

In Line 6, delete the words "to be held in or during the biennium beginning"

In Line 7, delete the words "July 1, 1965, and ending June 30, 1967"

Following the period insert the following words: "The appropriation herein provided shall be transferred to the operating fund of the state fair association in the state treasury, and shall not revert to the general fund as provided in section 54-27-09.

SECTION 2. LEGISLATIVE INTENT.) It is declared to be the intent of the legislative assembly that the appropriation herein provided shall be for the purpose of implementing a state fair and providing initial operating capital. It is the further intent of the legislative assembly that such state fair shall be operated in such a manner that it shall be self-sustaining from its activities and from income from sources other than general appropriations from the general fund of the state treasury."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 776 would be considered in the sixth order of business.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 11, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 222

Senate Bill No. 352

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary
 Senate Chamber

Bismarck, February 11, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Concurrent Resolution "Z".

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 834 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 877 has had the same under consideration and recommends that the same be amended as follows:

In line 10 of the bill delete the triple brackets

In line 11 delete the triple brackets and the words "is valid. A" and insert in lieu thereof a comma and the following language "provided that a"

In line 13 following the word "thereof" delete the remaining language

In line 14 delete the language "this section when it" and following the word "is" insert the word "further"

In line 17 following the word "qualification" insert the language "to administer the test."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 877 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 881 has had the same under consideration and recommends that the same be amended as follows:

In line 23 delete the numeral "2" and insert in lieu thereof the numeral "3"

In line 35 delete the numeral "3" and insert in lieu thereof the numeral "4"

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 881 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 905 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 924 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted.

Rep. Streibel moved a substitute motion that House Bill No. 924 be placed on the calendar, which motion prevailed on a roll call vote, Rep. Haugland having moved for a roll call vote which motion had prevailed.

ROLL CALL

The question being on the motion of Rep. Streibel that House Bill No. 924 be placed on the calendar, the roll was called and there were: ayes, 99; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Belquist	Erickson, Ward	Larson	Schaffer
Bergman	Fossum	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson,	Rieger	Wentz
Dick	Barnes	Rivinius	Whittlesey
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Those voting in the negative were:

Backes	Kvasager	Poling	Wilkie
Bowles	Olafson	Solberg	

Absent and not voting:

Frank	Gietzen	Gronhovd
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So the motion of Rep. Streibel prevailed and House Bill No. 924 was placed on the calendar.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution "S" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BURK, Chairman

Rep. Powers of Cass moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign: House Bill No. 564

And the Speaker signed the same in the presence of the House.

Rep. Poling gave a report on the baseball Hall of Fame dinner in Jamestown, at the request of Rep. Giffey.

SECOND READING OF HOUSE BILLS
AND A CONCURRENT RESOLUTION

House Bill No. 919. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to exemption from property taxes of personal property in interstate commerce or stored in a warehouse or storage facility.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 54; nays, 51; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Elkin	Larsen	Stallman
Bier	Fossum	Larson	Staven
Bilden	Froeschle	Miller	Stockman
Boustead	Ganser	Montplaisir	Streibel
Bowman	Gudajtes	Mueller	Tough
Brown	Haugen	Olienyk	Tweten
Coles	Haugland	Powers, Barnes	Unruh
Collette	Hickle	Powers, Cass	Wagner
Connolly	Hilleboe	Reimers	Wastvedt
Davis	Johnson,	Rivinius	Welder
Dick	Barnes	Rundle	Wentz
Dornacker	Johnson, G. V.	Rustan	Whittlesey
Duncan	Knudsen	Sanstead	Williamson
	Lang	Shorma	Winge

Those voting in the negative were:

Anderson	Erickson,	Krenz	Poling
Backes	Mountrail	Kvasager	Rieger
Belquist	Erickson, Ward	Leer	Rosendahl
Bergman	Gengler	Linderman	Ruddy
Bloom	Giffey	Loerch	Schoenwald
Borstad	Glaspey	Lundene	Shablow
Bowles	Hardmeyer	Meschke	Skaar
Breum	Harrison	Meyer	Solberg
Bruner	Hauf	Myhre	Stenhjem
Burk	Hertz	Obie	Strand
Christensen	Hoffner	Olafson	Vogel
Christopher	Ivesdal	Olson	Wilkie
Dahlen	Jungroth	Opedahl	Mr. Speaker

Absent and not voting:

Frank	Gietzen	Gronhovd	Schaffer
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So the bill lost for lack of a constitutional majority.

Rep. Hauf moved that the vote by which House Bill No. 919 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

House Bill No. 927. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes due.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 93; nays, 11; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Larson	Sanstead
Anderson	Mountrail	Leer	Shablow
Belquist	Erickson, Ward	Linderman	Shorma
Bergman	Fossum	Loerch	Skaar
Bier	Froeschle	Lundene	Solberg
Bilden	Ganser	Meschke	Stallman
Bloom	Gengler	Meyer	Staven
Borstad	Gudajtes	Miller	Stenhjem
Boustead	Hardmeyer	Montplaisir	Stockman
Bowles	Harrison	Mueller	Strand
Bowman	Haugen	Myhre	Streibel
Brown	Haugland	Obie	Tough
Bruner	Hertz	Olienyk	Tweten
Burk	Hickle	Olson	Unruh
Christensen	Hilleboe	Opedahl	Vogel

Christopher	Hoffner	Powers, Cass	Wagner
Coles	Ivesdal	Reimers	Wastvedt
Collette	Johnson, G. V.	Rieger	Welder
Dahlen	Jungroth	Rivinius	Wentz
Davis	Knudsen	Rosendahl	Whittlesey
Dick	Krenz	Ruddy	Wilkie
Dornacker	Kvasager	Rundle	Williamson
Duncan	Lang	Rustan	Mr. Speaker
Elkin	Larsen		

Those voting in the negative were:

Backes	Giffey	Olafson	Schoenwald
Breum	Hauf	Poling	Winge
Connolly	Johnson,	Powers, Barnes	
	Barnes		

Absent and not voting:

Frank	Glaspey	Gronhovd	Schaffer
Gietzen			

So the bill passed and the title was agreed to.

House Bill No. 928. A Bill for an Act to amend and reenact section 15-21-19 of the North Dakota Century Code relating to the power of the state board of public school education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Larsen	Rustan
Anderson	Mountrail	Larson	Sanstead
Backes	Erickson, Ward	Leer	Schoenwald
Belquist	Fossum	Linderman	Shablow
Bergman	Froeschle	Loerch	Shorma
Bier	Ganser	Lundene	Skaar
Bilden	Gengler	Meschke	Solberg
Bloom	Giffey	Meyer	Stallman
Borstad	Glaspey	Miller	Staven
Boustead	Gudajtes	Montplaisir	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Bowman	Harrison	Myhre	Strand
Breum	Hauf	Obie	Streibel
Brown	Haugen	Olafson	Tough
Bruner	Haugland	Olienyk	Tweten
Burk	Hertz	Olson	Unruh
Christensen	Hickle	Opedahl	Vogel
Christopher	Hoffner	Poling	Wagner
Coles	Ivesdal	Powers, Barnes	Wastvedt
Collette	Johnson,	Powers, Cass	Welder
Connolly	Barnes	Reimers	Wentz
Dahlen	Johnson, G. V.	Rieger	Whittlesey
Davis	Jungroth	Rivinius	Wilkie
Dick	Knudsen	Rosendahl	Williamson
Dornacker	Krenz	Ruddy	Winge
Duncan	Kvasager	Rundle	Mr. Speaker
Elkin	Lang		

Absent and not voting:

Frank	Gronhovd	Hilleboe	Schaffer
Gietzen			

So the bill passed and the title was agreed to.

House Concurrent Resolution "O". A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota, relating to the office of the county superintendent of schools.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 64; nays, 40; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Elkin	Meschke	Sanstead
Backes	Erickson, Ward	Miller	Schoenwald
Belquist	Froeschle	Montplaisir	Shablow
Bergman	Ganser	Mueller	Solberg
Borstad	Gengler	Myhre	Stallman
Bowles	Harrison	Obie	Staven
Bowman	Hauf	Olafson	Stenhjem
Bruner	Hertz	Olienyk	Tough
Burk	Hickle	Olson	Vogel
Christensen	Hilleboe	Opedahl	Wagner
Christopher	Ivesdal	Poling	Wastvedt
Collette	Johnson, G. V.	Powers, Cass	Wentz
Connolly	Jungroth	Reimers	Whittlesey
Davis	Kvasager	Rieger	Wilkie
Dick	Lang	Rundle	Williamson
Dornacker	Linderman	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Erickson,	Johnson,	Rivinius
Bier	Mountrail	Barnes	Rosendahl
Bilden	Fossum	Knudsen	Shorma
Bloom	Giffey	Krenz	Skaar
Boustead	Glaspey	Larsen	Stockman
Breum	Gudajtes	Larson	Strand
Brown	Hardmeyer	Leer	Streibel
Coles	Haugen	Loerch	Tweten
Dahlen	Haugland	Lundene	Unruh
Duncan	Hoffner	Meyer	Welder
		Powers, Barnes	Winge

Absent and not voting:

Frank	Gronhovd	Ruddy	Schaffer
Gietzen			

So the resolution passed and the title was agreed to.

Rep. Elkin moved that the vote by which House Concurrent Resolution "O" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 803. A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota used for the raising of trees, the proceeds of which shall be used to buy land for the same purposes and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Rustan
Backes	Mountrail	Larsen	Sanstead
Belquist	Erickson, Ward	Larson	Schoenwald
Bergman	Fossum	Linderman	Shablow
Bier	Froeschle	Loerch	Shorma
Bilden	Ganser	Lundene	Skaar
Bloom	Gengler	Meschke	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman

Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Winge
Duncan	Knudsen	Rundle	Mr. Speaker
Elkin	Krenz		

Absent and not voting:

Aamoth	Gronhovd	Leer	Schaffer
Frank	Lang	Ruddy	Williamson
Gietzen			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 760. A Bill for an Act to amend and reenact section 65-04-04 of the North Dakota Century Code Supplement providing for determination of and payment of premiums and receipt therefore.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 98; nays, 0; absent and noting, 11.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Backes	Mountrail	Kvasager	Ruddy
Belquist	Erickson, Ward	Larsen	Rustan
Bergman	Fossum	Larson	Sanstead
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Stallman
Bowles	Gudajtes	Meyer	Staven
Bowman	Hardmeyer	Miller	Stenhjem
Breum	Harrison	Montplaisir	Strand
Brown	Hauf	Mueller	Streibel
Bruner	Haugen	Myhre	Tough
Burk	Haugland	Obie	Tweten
Christopher	Hertz	Olafson	Unruh
Coles	Hickle	Olienyk	Vogel
Collette	Hilleboe	Olson	Wagner
Connolly	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Welder
Davis	Johnson,	Powers, Barnes	Wentz
Dick	Barnes	Powers, Cass	Whittlesey
Dornacker	Johnson, G. V.	Reimers	Williamson
Duncan	Jungroth	Rieger	Winge
Elkin	Knudsen	Rivinius	Mr. Speaker

Absent and not voting:

Aamoth	Gietzen	Rundle	Stockman
Christensen	Gronhovd	Schaffer	Wilkie
Frank	Lang	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 761. A Bill for an Act to amend and reenact section 65-07-03 of the North Dakota Century Code, providing a basis for employer's coverage premium.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Larsen	Rustan
Backes	Fossum	Larson	Sanstead
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Breum	Harrison	Montplaisir	Strand
Brown	Hauf	Mueller	Streibel
Bruner	Haugen	Myhre	Tough
Burk	Haugland	Obie	Tweten
Christensen	Hertz	Olafson	Unruff
Christopher	Hickle	Olienyk	Vogel
Coles	Hilleboe	Olson	Wagner
Collette	Hoffner	Opedahl	Wastvedt
Connolly	Ivesdal	Poling	Welder
Dahlen	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Whittlesey
Dick	Johnson, G. V.	Reimers	Wilkie
Dornacker	Jungroth	Rieger	Williamson
Duncan	Knudsen	Rivinius	Winge
Elkin	Krenz	Rosendahl	Mr. Speaker
Erickson,	Kvasager	Ruddy	
Mountrail			

Absent and not voting:

Aamoth	Frank	Lang	Solberg
Belquist	Gietzen	Rundle	Stockman
Bowman	Gronhovd	Schaffer	

So the bill passed and the title was agreed to.

House Bill No. 799. A Bill for an Act to amend and reenact section 47-21-08 of the North Dakota Century Code, relating to the administration and collection of the tax on performing rights in music or dramatico-musical compositions, and transferring the tax collecting functions from the state treasurer to the state tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rosendahl
Anderson	Mountrail	Lang	Ruddy
Backes	Erickson, Ward	Larson	Rundle
Bergman	Froeschle	Leer	Rustan
Bier	Ganser	Linderman	Sanstead
Bloom	Gengler	Loerch	Schoenwald
Borstad	Giffey	Lundene	Shablow
Boustead	Glaspey	Meschke	Shorma
Bowles	Gudajtes	Meyer	Skaar
Bowman	Hardmeyer	Miller	Stallman
Breum	Harrison	Montplaisir	Staven

Brown	Hauf	Mueller	Stenhjem
Bruner	Haugen	Myhre	Strand
Burk	Haugland	Obie	Tough
Coles	Hertz	Olafson	Vogel
Collette	Hickle	Olienyk	Wagner
Connolly	Hilleboe	Olson	Wastvedt
Dahlen	Hoffner	Opedahl	Whittlesey
Davis	Ivesdal	Poling	Wilkie
Dick	Johnson, G. V.	Powers, Barnes	Williamson
Dornacker	Jungroth	Powers, Cass	Winge
Elkin	Knudsen	Rieger	Mr. Speaker
	Krenz	Rivinius	

Those voting in the negative were:

Bilden	Johnson,	Reimers	Unruh
Duncan	Barnes	Streibel	Welder
Fossum	Larsen	Tweten	Wentz

Absent and not voting:

Belquist	Frank	Gronhovd	Solberg
Christensen	Gietzen	Schaffer	Stockman
Christopher			

So the bill passed and the title was agreed to.

House Bill No. 826. A Bill for an Act relating to withholding taxes wherein the tax commissioner is granted discretionary powers to require withholding on the part of an employer due to the fact that collection of income taxes due under chapter 57-38 from an employee receiving wages may be in jeopardy and to declare an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 85; nays, 15; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rieger
Anderson	Mountrail	Krenz	Rivinius
Backes	Erickson, Ward	Kvasager	Rosendahl
Belquist	Froeschle	Lang	Ruddy
Bergman	Gengler	Larson	Rundle
Bloom	Giffey	Leer	Rustan
Borstad	Glasphey	Linderman	Sanstead
Boustead	Gudajtes	Loerch	Schoenwald
Bowles	Hardmeyer	Lundene	Shablow
Bowman	Harrison	Meschke	Shorma
Breum	Hauf	Meyer	Skaar
Brown	Haugen	Miller	Stallman
Bruner	Haugland	Mueller	Staven
Burk	Hertz	Myhre	Strand
Christopher	Hickle	Obie	Tough
Collette	Hilleboe	Olafson	Vogel
Connolly	Hoffner	Olson	Wastvedt
Dahlen	Ivesdal	Opedahl	Wentz
Davis	Johnson,	Poling	Wilkie
Dornacker	Barnes	Powers, Barnes	Williamson
Elkin	Johnson, G. V.	Powers, Cass	Winge
	Jungroth	Reimers	Mr. Speaker

Those voting in the negative were:

Bier	Duncan	Olienyk	Unruh
Bilden	Fossum	Stenhjem	Wagner
Coles	Ganser	Streibel	Welder
Dick	Larsen	Tweten	

Absent and not voting:

Christensen	Gronhovd	Schaffer	Stockman
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Frank Montplaisir Solberg Whittlesey
Gietzen

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 856. A Bill for an Act relating to a taxpayer's right to a hearing on and to appeal from the assessment of or determination of tax liability by the tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Ruddy
Backes	Mountrail	Lang	Rundle
Belquist	Erickson, Ward	Larsen	Rustan
Bergman	Fossum	Larson	Sanstead
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Stallman
Bowles	Gudajtes	Meyer	Staven
Bowman	Hardmeyer	Miller	Stenhjem
Breum	Harrison	Montplaisir	Strand
Brown	Hauf	Mueller	Streibel
Bruner	Haugen	Myhre	Tough
Burk	Haugland	Obie	Tweten
Christensen	Hertz	Olafson	Unruh
Christopher	Hickle	Olienyk	Vogel
Coles	Hilleboe	Olson	Wagner
Collette	Hoffner	Opedahl	Wastvedt
Connolly	Ivesdal	Poling	Welder
Dahlen	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Whittlesey
Dick	Johnson, G. V.	Reimers	Wilkie
Dornacker	Jungroth	Rieger	Williamson
Duncan	Knudsen	Rivinius	Winge
Elkin	Krenz	Rosendahl	Mr. Speaker

Those voting in the negative were:

Aamoth

Absent and not voting:

Frank	Gronhovd	Solberg	Stockman
Gietzen	Schaffer		

So the bill passed and the title was agreed to.

House Bill No. 857. A Bill for an Act to create and enact new subsections to section 57-38-01 of the 1963 Supplement to the North Dakota Century Code relating to definitions for income tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Elkin	Kvasager	Ruddy
Anderson.	Erickson,	Lang	Rundle
Backes	Mountrail	Larsen	Rustan
Belquist	Erickson, Ward	Larson	Sanstead
Bergman	Fossum	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar

Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Strand
Breum	Harrison	Mueller	Streibel
Brown	Hauf	Myhre	Tough
Bruner	Haugen	Obie	Tweten
Burk	Haugland	Olafson	Unruh
Christensen	Hertz	Olienyk	Vogel
Christopher	Hickle	Olson	Wagner
Coles	Hilleboe	Opedahl	Wastvedt
Collette	Hoffner	Poling	Welder
Connolly	Ivesdal	Powers, Barnes	Wentz
Dahlen	Johnson,	Powers, Cass	Whittlesey
Davis	Barnes	Reimers	Wilkie
Dick	Johnson, G. V.	Rieger	Williamson
Dornacker	Jungroth	Rivinius	Winge
Duncan	Krenz	Rosendahl	Mr. Speaker

Absent and not voting:

Frank	Gronhovd	Schaffer	Stockman
Gietzen	Knudsen	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 891. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for uncompensated expenses incurred while carrying out their legislative duties, and declaring an emergency, and providing for an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 70; nays 31; absent and not voting, 8.

Those voting in the affirmative were:

Bergman	Erickson,	Lang	Rieger
Bier	Mountrail	Larsen	Ruddy
Bilden	Erickson, Ward	Larson	Rustan
Bloom	Gengler	Lundene	Sanstead
Borstad	Glaspey	Meschke	Schoenwald
Boustead	Gudajtes	Meyer	Shablow
Bowles	Hardmeyer	Miller	Shorma
Breum	Harrison	Montplaisir	Skaar
Brown	Haugland	Mueller	Stallman
Burk	Hertz	Myhre	Staven
Christopher	Hickle	Obie	Strand
Coles	Hoffner	Olafson	Tough
Collette	Johnson, G. V.	Olienyk	Unruh
Connolly	Jungroth	Olson	Wagner
Dahlen	Knudsen	Opedahl	Wastvedt
Davis	Krenz	Poling	Wilkie
Dornacker	Kvasager	Powers, Cass	Williamson
Elkin		Reimers	Winge

Those voting in the negative were:

Aamoth	Duncan	Johnson,	Rundle
Anderson	Fossum	Barnes	Stenhjem
Backes	Froeschle	Leer	Streibel
Belquist	Ganser	Linderman	Tweten
Bowman	Giffey	Loerch	Welder
Bruner	Hauf	Powers, Barnes	Wentz
Christensen	Hilleboe	Rivinius.	Whittlesey
Dick	Ivesdal	Rosendahl	Mr. Speaker

Absent and not voting:

Frank	Gronhovd	Schaffer	Stockman
Gietzen	Haugen	Solberg	Vogel

So the bill passed and the title was agreed to, and the emergency clause was declared lost, for lack of a two-thirds majority.

House Bill No. 908. A Bill for an Act authorizing the tax commissioner to prepare and distribute for a reasonable charge loose-leaf tax manuals relating to tax laws administered by him.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rundle
Anderson	Mountrail	Larsen	Rustan
Backes	Erickson, Ward	Larson	Sanstead
Belquist	Fossum	Leer	Schoenwald
Bergman	Froeschle	Linderman	Shablow
Bier	Ganser	Loerch	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspey	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Montplaisir	Strand
Bowman	Harrison	Mueller	Streibel
Breum	Hauf	Myhre	Tough
Bruner	Haugland	Obie	Tweten
Burk	Hertz	Olafson	Unruh
Christensen	Hickle	Olienyk	Vogel
Christopher	Hilleboe	Olson	Wagner
Coles	Hoffner	Opedahl	Wastvedt
Collette	Ivesdal	Poling	Welder
Connolly	Johnson,	Powers, Barnes	Wentz
Dahlen	Barnes	Powers, Cass	Whittlesey
Davis	Johnson, G. V.	Reimers	Wilkie
Dick	Jungroth	Rieger	Williamson
Dornacker	Knudsen	Rivinius	Winge
Duncan	Krenz	Rosendahl	Mr. Speaker
Elkin	Kvasager	Ruddy	

Absent and not voting:

Brown	Gietzen	Haugen	Solberg
Frank	Gronhovd	Schaffer	Stockman

So the bill passed and the title was agreed to.

House Bill No. 929. A Bill for an Act to amend and reenact subsection 4 of section 57-37-02 of the North Dakota Century Code, relating to the inclusion of life insurance proceeds within the gross estate of a resident decedent for estate tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Elkin	Kvasager	Rosendahl
Anderson	Erickson,	Lang	Ruddy
Backes	Mountrail	Larsen	Rustan
Belquist	Erickson, Ward	Larson	Sanstead
Bergman	Fossum	Leer	Schoenwald
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Stallman
Borstad	Giffey	Meschke	Staven

Boustead	Glaspey	Meyer	Stenhjem
Bowles	Gudajtes	Miller	Strand
Bowman	Hardmeyer	Montplaisir	Streibel
Breum	Harrison	Mueller	Tough
Brown	Hauf	Myhre	Tweten
Bruner	Haugen	Obie	Unruh
Burk	Haugland	Olafson	Vogel
Christensen	Hertz	Olienyk	Wagner
Christopher	Hickle	Olson	Wastvedt
Coles	Hilleboe	Opedahl	Welder
Collette	Hoffner	Poling	Wentz
Connolly	Ivesdal	Powers, Barnes	Whittlesey
Dahlen	Johnson, G. V.	Powers, Cass	Wilkie
Davis	Jungroth	Reimers	Williamson
Dick	Knudsen	Rieger	Winge
Dornacker	Krenz	Rivinius	Mr. Speaker
Duncan			

Those voting in the negative were:

Rundle Shablow

Absent and not voting:

Frank	Gronhovd	Schaffer	Stockman
Gietzen	Johnson,	Solberg	
	Barnes		

So the bill passed and the title was agreed to.

House Bill No. 930. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to an exemption to a surviving spouse for estate tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Ruddy
Anderson	Mountrail	Larsen	Rustan
Backes	Erickson, Ward	Larson	Sanstead
Belquist	Fossum	Leer	Schoenwald
Bergman	Froeschle	Linderman	Shablow
Bier	Ganser	Loersch	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Strand
Breum	Harrison	Mueller	Streibel
Brown	Hauf	Myhre	Tough
Bruner	Haugen	Obie	Tweten
Burk	Haugland	Olafson	Unruh
Christensen	Hertz	Olienyk	Vogel
Christopher	Hilleboe	Olson	Wagner
Coles	Hoffner	Opedahl	Wastvedt
Collette	Ivesdal	Poling	Welder
Connolly	Johnson,	Powers, Barnes	Wentz
Dahlen	Barnes	Powers, Cass	Whittlesey
Davis	Johnson, G. V.	Reimers	Wilkie
Dick	Jungroth	Rieger	Williamson
Dornacker	Knudsen	Rivinius	Winge
Duncan	Krenz	Rosendahl	Mr. Speaker
Elkin	Kvasager		

Those voting in the negative were:

Hickle Rundle

Absent and not voting:

Borstad	Gietzen	Schaffer	Stockman
Frank	Gronhovd	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 616. A Bill for an Act to amend and reenact section 3 of section 57-15-14 of the North Dakota Century Code, relating to tax limitations on tax districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 55; nays, 50; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Giffey	Krenz	Ruddy
Bergman	Gudajtes	Kvasager	Rustan
Bloom	Hardmeyer	Larsen	Sanstead
Borstad	Harrison	Linderman	Schoenwald
Boustead	Hauf	Loerch	Staven
Breum	Haugland	Lundene	Stenhjem
Brown	Hertz	Meschke	Stockman
Christensen	Hilleboe	Miller	Strand
Coles	Hoffner	Montplaisir	Wagner
Collette	Ivesdal	Mueller	Whittlesey
Dahlen	Johnson,	Myhre	Wilkie
Erickson, Ward	Barnes	Obie	Williamson
Froeschle	Jungroth	Opedahl	Winge
Gengler	Knudsen	Poling	Mr. Speaker

Those voting in the negative were:

Anderson	Dornacker	Larson	Shablow
Backes	Duncan	Leer	Shorma
Belquist	Elkin	Meyer	Skaar
Bier	Erickson,	Olafson	Stallman
Bilden	Mountrail	Olienyk	Streibel
Bowles	Fossum	Olson	Tough
Bowman	Ganser	Powers, Barnes	Tweten
Bruner	Gietzen	Powers, Cass	Unruh
Burk	Glaspay	Reimers	Vogel
Christopher	Haugen	Rieger	Wastvedt
Connolly	Hickle	Rivinius	Welder
Davis	Johnson, G. V.	Rosendahl	Wentz
Dick	Lang	Rundle	

Absent and not voting:

Frank	Gronhovd	Schaffer	Solberg
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So the bill passed and the title was agreed to.

Rep. Sanstead moved that the vote by which House Bill No. 616 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

House Bill No. 828. A Bill for an Act to amend and reenact section 57-23-03 of the 1963 Supplement to the North Dakota Century Code, and sections 57-23-06 and 57-23-08 of the North Dakota Century Code, relating to abatements and refunds of taxes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 64; nays, 38; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Backes	Froeschle	Lang	Schoenwald
Bergman	Gengler	Larsen	Shablow
Boustead	Giffey	Leer	Shorma
Bowles	Gudajtes	Lundene	Skaar
Breum	Hardmeyer	Meschke	Staven

Brown	Harrison	Myhre	Stenhjem
Bruner	Hauf	Obie	Stockman
Christensen	Haugland	Olafson	Strand
Christopher	Hickle	Olienyk	Streibel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Duncan	Barnes	Rundle	Williamson
Erickson,	Jungroth	Rustan	Winge
Mountrail	Krenz		

Those voting in the negative were:

Anderson	Elkin	Linderman	Ruddy
Belquist	Fossum	Loerch	Stallman
Bier	Ganser	Meyer	Tough
Bilden	Gietzen	Mueller	Tweten
Borstad	Glaspey	Olson	Unruh
Bowman	Haugen	Poling	Vogel
Burk	Hertz	Reimers	Wastvedt
Connolly	Johnson, G. V.	Rivinius	Wentz
Dick	Knudsen	Rosendahl	Mr. Speaker
Dornacker	Larson		

Absent and not voting:

Bloom	Gronhovd	Montplaisir	Solberg
Frank	Miller	Schaffer	

So the bill passed and the title was agreed to.

House Bill No. 863. A Bill for an Act to create and enact a subsection of section 57-39-03 of the North Dakota Century Code providing for an exemption for sales to parochial or private nonprofit schools.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schoenwald
Bergman	Froeschle	Larson	Shallow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Stallman
Borstad	Giffey	Lundene	Staven
Boustead	Glaspey	Meschke	Stenhjem
Bowles	Gudajtes	Meyer	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christensen	Hertz	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hilleboe	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Connolly	Ivesdal	Powers, Cass	Wentz
Dahlen	Johnson,	Reimers	Whittlesey
Davis	Barnes	Rieger	Wilkie
Dick	Johnson, G. V.	Rivinius	Williamson
Dornacker	Jungroth	Rosendahl	Winge
Duncan	Knudsen	Ruddy	Mr. Speaker
Elkin			

Absent and not voting:

Frank	Miller	Schaffer	Solberg
Gronhovd	Montplaisir		

So the bill passed and the title was agreed to.

House Bill No. 925. A Bill for an Act providing for a tax levy for emergency purposes by municipal corporations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 65; nays, 40; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gietzen	Loerch	Rustan
Backes	Glasphey	Lundene	Sanstead
Bergman	Gudajtes	Meschke	Schoenwald
Bloom	Hardmeyer	Meyer	Shablow
Bowles	Harrison	Miller	Skaar
Bowman	Haugland	Montplaisir	Staven
Breum	Hertz	Mueller	Stenhjem
Bruner	Hickle	Myhre	Stockman
Christensen	Ivesdal	Obie	Strand
Christopher	Johnson,	Olienyk	Unruh
Collette	Barnes	Opedahl	Vogel
Dahlen	Johnson, G. V.	Powers, Barnes	Wastvedt
Davis	Jungroth	Powers, Cass	Wilkie
Dornacker	Knudsen	Rieger	Williamson
Elkin	Kvasager	Rivinius	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker
Froeschle	Leer		

Those voting in the negative were:

Aamoth	Duncan	Hoffner	Ruddy
Belquist	Erickson,	Krenz	Shorma
Bier	Mountrail	Larsen	Stallman
Bilden	Fossum	Larson	Streibel
Borstad	Ganser	Linderman	Tough
Boustead	Gengler	Olafson	Tweten
Brown	Giffey	Olson	Wagner
Burk	Hauf	Poling	Welder
Coles	Haugen	Reimers	Wentz
Cannolly	Hilleboe	Rosendahl	Whittlesey
Dick			

Absent and not voting:

Frank	Gronhovd	Schaffer	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 738. A Bill for an Act to provide a penalty for the theft or conversion of certain rental property or absconding without paying rental fees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 93; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Ruddy
Anderson	Fossum	Larson	Rustan
Belquist	Froeschle	Leer	Sanstead
Bergman	Ganser	Linderman	Schoenwald
Bier	Gengler	Loerch	Shablow
Bilden	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Boustead	Glasphey	Meyer	Solberg
Brown	Gudajtes	Miller	Staven
Bruner	Hardmeyer	Montplaisir	Strand

Burk	Harrison	Mueller	Streibel
Christensen	Hauf	Myhre	Tough
Christopher	Haugland	Obie	Tweten
Coles	Hickle	Olafson	Unruh
Collette	Hilleboe	Olienyk	Vogel
Connolly	Hoffner	Olson	Wagner
Dahlen	Ivesdal	Opedahl	Wastvedt
Davis	Johnson,	Poling	Welder
Dick	Barnes	Powers, Barnes	Wentz
Dornacker	Johnson, G. V.	Powers, Cass	Whittlesey
Duncan	Knudsen	Reimers	Williamson
Elkin	Krenz	Rieger	Winge
Erickson,	Kvasager	Rivinius	Mr. Speaker
Mountrail	Lang	Rosendahl	

Those voting in the negative were:

Backes	Bowman	Hertz	Stallman
Borstad	Breum	Jungroth	Stenhjem
Bowles	Haugen	Rundle	Wilkie

Absent and not voting:

Frank	Gronhovd	Schaffer	Stockman
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So the bill passed and the title was agreed to.

House Bill No. 872. A Bill for an Act prohibiting sale, trading in or bartering of surplus federal food or other commodities, prohibiting purchase or exchange of such surplus federal food or other commodities, making violation thereof a misdemeanor and providing penalties therefor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 94; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Leer	Schoenwald
Anderson	Mountrail	Linderman	Shablow
Backes	Erickson, Ward	Loerch	Shorma
Belquist	Fossum	Lundene	Skaar
Bergman	Froeschle	Meschke	Solberg
Bier	Ganser	Meyer	Stallman
Bilden	Glaspey	Mueller	Staven
Bloom	Gudajtes	Myhre	Stenhjem
Borstad	Hardmeyer	Obie	Stockman
Bowles	Harrison	Olafson	Strand
Bowman	Haugen	Olienyk	Streibel
Breum	Haugland	Olson	Tough
Bruner	Hertz	Opedahl	Tweten
Burk	Hickle	Poling	Unruh
Christopher	Hoffner	Powers, Barnes	Vogel
Coles	Ivesdal	Powers, Cass	Wagner
Collette	Johnson,	Reimers	Wastvedt
Connolly	Barnes	Rieger	Welder
Dahlen	Johnson, G. V.	Rivinius	Wentz
Davis	Knudsen	Rosendahl	Whittlesey
Dick	Krenz	Ruddy	Wilkie
Dornacker	Kvasager	Rundle	Williamson
Duncan	Lang	Rustan	Winge
Elkin	Larson	Sanstead	Mr. Speaker

Those voting in the negative were:

Boustead	Gietzen	Hauf	Miller
Brown	Giffey	Jungroth	

Absent and not voting:

Christensen	Gengler	Hilleboe	Montplaisir
Frank	Gronhovd	Larsen	Schaffer

So the bill passed and the title was agreed to.

Rep. Whittlesey asked to be excused from voting on House Bill No. 902.

Rep. Wagner moved that Reps. Whittlesey and Stockman be permitted to vote on House Bill No. 902, which motion prevailed.

House Bill No. 902. A Bill for an Act to permit an alternative procedure for foreclosure of a real estate mortgage when so permitted by the terms of said mortgage.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 29; nays, 76; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Connolly	Johnson,	Skaar
Bergman	Davis	Barnes	Staven
Bier	Elkin	Knudsen	Stockman
Boustead	Fossum	Lang	Unruh
Bowman	Froeschle	Olienyk	Wagner
Brown	Hickle	Powers, Barnes	Wentz
Coles	Hilleboe	Reimers	Whittlesey
Collette		Rustan	

Those voting in the negative were:

Anderson	Gengler	Leer	Rundle
Backes	Gietzen	Linderman	Sanstead
Belquist	Giffey	Loerch	Schoenwald
Bilden	Gaspey	Lundene	Shablow
Bloom	Gudajtes	Meschke	Shorma
Borstad	Hardmeyer	Meyer	Solberg
Bowles	Harrison	Miller	Stallman
Breum	Hauf	Montplaisir	Stenhjem
Bruner	Haugen	Mueller	Strand
Burk	Haugland	Obie	Streibel
Christensen	Hertz	Olafson	Tough
Christopher	Hoffner	Olson	Tweten
Dahlen	Ivesdal	Opedahl	Vogel
Dick	Johnson, G. V.	Poling	Wastvedt
Dornacker	Jungroth	Powers, Cass	Welder
Duncan	Krenz	Rieger	Wilkie
Erickson,	Kvasager	Rivinius	Williamson
Mountrail	Larsen	Rosendahl	Winge
Erickson, Ward	Larson	Ruddy	Mr. Speaker
Ganser			

Absent and not voting:

Frank	Gronhovd	Myhre	Schaffer
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So the bill was declared lost.

House Bill No. 903. A Bill for an Act establishing family courts as divisions of district courts, and relating to their powers, duties, and procedures.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 98; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Elkin	Larsen	Sanstead
Anderson	Erickson, Ward	Leer	Schoenwald
Backes	Fossum	Linderman	Shablow
Belquist	Froeschle	Loerch	Shorma
Bergman	Ganser	Lundene	Skaar
Bier	Gengler	Meschke	Solberg
Bloom	Gietzen	Meyer	Staven
Borstad	Giffey	Miller	Stenhjem

Boustead	Glaspey	Mueller	Stockman
Bowles	Gudajtes	Myhre	Strand
Bowman	Hardmeyer	Obie	Streibel
Breum	Harrison	Olafson	Tough
Brown	Hauf	Olienyk	Tweten
Bruner	Hertz	Olson	Unruh
Burk	Hilleboe	Opedahl	Vogel
Christensen	Hoffner	Poling	Wagner
Christopher	Ivesdal	Powers, Barnes	Wastvedt
Coles	Johnson,	Powers, Cass	Welder
Collette	Barnes	Reimers	Wentz
Connolly	Johnson, G. V.	Rieger	Whittlesey
Dahlen	Jungroth	Rivinius	Wilkie
Davis	Knudsen	Rosendahl	Williamson
Dick	Krenz	Ruddy	Winge
Dornacker	Kvasager	Rundle	Mr. Speaker
Duncan	Lang	Rustan	

Those voting in the negative were:

Bilden	Erickson,	Haugen	Stallman
	Mountrail	Larson	

Absent and not voting:

Frank	Haugland	Montplaisir	Schaffer
Gronhovd	Hickle		

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House be on the 12th order of business and on conclusion thereof, the House recess until 1:00 p.m., February 12, 1965, which motion prevailed.

FIRST 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.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 17. A Bill for an Act making an appropriation for the 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.

Senate Bill No. 24. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 25. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 105. A Bill for an Act to require safety belts on all 1966 and subsequent models of automobiles bought, sold, leased, traded or transferred by or to North Dakota residents and to prescribe type and manner of installation.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 109. A Bill for an Act to create and enact section 50-01-08.1 of the North Dakota Century Code, relating to approval of out-of-state travel of certain county officials and employees.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 138. A Bill for an Act declaring a policy concerning the protection, conservation, management, storage and utilization of the state water and related land resources.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 159. A Bill for an Act to amend and reenact section 2-06-01.1 of the 1963 Supplement to the North Dakota Century Code relating to the airport authority powers of the North Dakota aeronautics commission.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 162. A Bill for an Act to authorize multicounty fair associations and tax levies or expenditures for such purpose.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 164. A Bill for an Act to provide for the general welfare of state employees by authorizing the adoption by the State of North Dakota and all of its departments, boards, institutions, commissions, and agencies of a retirement plan supplementary to social security in accordance with the provisions of this Act.

Was read the first time and referred to the Committee on Labor Relations.

Senate Bill No. 187. A Bill for an Act concerning insider trading of domestic stock insurance company equity securities.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 191. A Bill for an Act enabling the insurance commissioner to promulgate rules and regulations respecting solicitation of proxies in regard to a security of a domestic stock insurance company.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 197. A Bill for an Act to amend and reenact section 40-45-21 of the North Dakota Century Code relating to policemen obtaining refund from pension fund upon termination of employment.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 202. A Bill for an Act instituting a program to permit development and utilization of sources of ionizing radiation for peaceful purposes consistent with the health and safety of the public; authorizing the governor of the state of North Dakota to enter into agreements with the United States atomic energy commission transferring certain federal regulatory powers to North Dakota; providing for the licensing of radioactive materials; designating the North Dakota state department of health as the agency to administer the licensing and regulatory radiation program; and prescribing the functions, powers, and duties of the state department of health with respect thereto.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 211. A Bill for an Act to amend and reenact section 6-03-37 of the North Dakota Century Code, relating to bank reserves, and providing a penalty.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 214. A Bill for an Act to amend and reenact sections 54-49-03 and 54-49-05 of the North Dakota Century Code, relating to the membership and funds of the natural resources council.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 216. A Bill for an Act to amend and reenact section 39-03-09 of the North Dakota Century Code relating to the powers of the highway patrol.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 217. A Bill for an Act to amend and reenact section 39-21-01 of the 1963 Supplement to the North Dakota Century Code, relating to the display of parking lights on moving vehicles.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 218. A Bill for an Act to amend and reenact section 50-09-01 of the North Dakota Century Code, relating to dependent children.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 219. A Bill for an Act to amend and reenact sections 2-05-11 and 2-05-18 of the North Dakota Century Code relating to aircraft registration fees and aerial spraying license fees, creating a fund within the state treasury in which such fees are to be deposited, and providing for distribution of such fees and an effective date.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 223. A Bill for an Act to amend and reenact section 63-01-17 of the North Dakota Century Code, relating to control of leafy spurge, Canadian thistle, and perennial peppergrass.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 232. A Bill for an Act to repeal subsection 2 of section 46-05-01 of the North Dakota Century Code, relating to the qualifications of a legal newspaper requiring that at least two pages of the newspaper be actually printed at the place designated in the date line.

Was read the first time and referred to the Committee on General Affairs.

Senate Bill No. 237. A Bill for an Act to amend and reenact sections 40-24-02, 40-24-03, 40-24-11, 40-24-12, 40-24-15 and 40-24-16 of the North Dakota Century Code, relating to special assessments levied by municipalities, the computation of interest thereon, the lien thereof as between vendor and vendee, the certification, collection, review and correction thereof, and the issuance of receipts therefor.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 279. A Bill for an Act to provide for licensing and operation of clinics for addictions.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 283. A Bill for an Act to amend and reenact sections 6-02-03, 6-02-06, 6-03-07 and 6-03-25 of the North Dakota Century Code, relating to hearing by board, investment in banking facility, and approval of increase or decrease by stockholders.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 308. A Bill for an Act to adopt the Uniform Facsimile Signatures of Public Officials Act; providing for the use of facsimile signatures and seals on public securities and instruments of payment issued by the state or any of its instrumentalities or political subdivisions; constituting a felony the use of such signatures or seals with intent to defraud; and declaring an emergency.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 315. A Bill for an Act to amend and reenact Section 32-09-16 of the North Dakota Century Code relating to judgment against garnishee.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 335. A Bill for an Act to amend and reenact subsection 2 of section 5-05-03 of the North Dakota Century Code, relating to qualifications required for a license to sell alcoholic beverages.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 343. A Bill for an Act relating to the filing of foreign judgments.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 345. A Bill for an Act to authorize common law trusts and providing for filing of trust instrument and powers and duties thereof.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 354. A Bill for an Act to authorize the state board of armory supervisors to convey certain described property by quitclaim deed to the city of Hillsboro, North Dakota.

Was read the first time and referred to the Committee on State and Federal Government.

The House stood recessed, pursuant to the motion of Rep. Giffey until 1:00 p.m., February 12, 1965.

DONNELL HAUGEN, Chief Clerk

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

Bismarck, February 12, 1965

The House reconvened at 1:00 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the fifth order of business.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 12, 1965

Mr. President: I have the honor to transmit:

House Bill No. 564

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 512
House Bill No. 523
House Bill No. 608
House Bill No. 641
House Bill No. 692
House Bill No. 779
House Bill No. 794
House Bill No. 815
House Bill No. 819
House Bill No. 829
House Bill No. 837
House Bill No. 913
House Bill No. 914
House Bill No. 921

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 501 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title after the word "herein" and before the period insert the following language "and declaring an emergency"

In the bill, add a new line 23a as follows: "Midwest Resources Association Membership" and the sum \$1,620.00

Line 25, delete the sum \$104,950.00 and in lieu thereof insert the sum \$106,570.00

In line 33 of the bill, delete the sum \$1,000.00 and, in lieu thereof, insert the sum \$2,000.00

Line 34, delete the sum \$4,424.00 and, in lieu thereof, insert the sum \$5,424.00

Line 37, delete the sum \$330,948.30 and, in lieu thereof, insert the sum \$264,948.30

Line 44, delete the sum \$383,148.30 and, in lieu thereof, insert the sum \$317,148.30

Delete all of Lines 47, 48, 49, 50 and 51

Line 53, after the date "7-1-65" add the following language and punctuation: (to be made available immediately on passage and approval)

Line 54, delete the sum \$18,564.00 and, in lieu thereof, insert the sum \$3,500.00

Line 59, delete the sum \$13,000.00 and, in lieu thereof, insert the sum \$14,000.00

Add a new line 68a as follows: District Judges' Travel Deficiency (to be made available immediately on passage and approval) \$7,000.00

Line 69, delete the sum \$517,000.00 and in lieu thereof insert the sum \$524,000.00

Line 106, after the word "exceed", delete the sum \$29,400.00 and in lieu thereof insert the sum \$34,400.00

Add a new line 140a as follows: "Special Assessments — City of Bismarck" and the sum \$21,024.97

Line 141, delete the sum \$1,183,250.00 and in lieu thereof insert the sum \$1,204,274.97

Line 171, delete the sum \$65,000.00 and in lieu thereof insert the sum \$73,000.00

Line 174, delete the sum \$189,900.00 and in lieu thereof insert the sum \$197,900.00

Line 189, delete the sum \$406,619.00 and in lieu thereof insert the sum \$449,619.00

Line 190, delete the sum \$101,675.00 and in lieu thereof insert the sum \$104,375.00

Line 191, delete the sum \$110,900.00 and in lieu thereof insert the sum \$111,400.00

Line 192, delete the sum \$10,000.00 and in lieu thereof insert the sum \$10,800.00

Add a new line 193a as follows: "Indian Scholarships" and the sum \$12,600.00

Line 194, delete the sum \$550,600.00 and in lieu thereof insert the sum \$675,000.00

Line 198, delete the sum \$30,100,794.00 and in lieu thereof insert the sum \$30,284,794.00

Line 201, delete the sum \$195,350.00 and in lieu thereof insert the sum \$205,350.00

Line 202, delete the sum \$64,000.00 and in lieu thereof insert the sum \$79,000.00

Line 203, delete the sum \$55,460.00 and in lieu thereof insert the sum \$30,460.00

Line 219, delete the sum \$46,200.00 and in lieu thereof insert the sum \$49,700.00

Line 224, delete the sum \$87,200.00 and in lieu thereof insert the sum \$90,700.00

Line 255, delete the sum \$123,000.00 and in lieu thereof insert the sum \$133,000.00

Line 256, delete the sum \$40,000.00 and in lieu thereof insert the sum \$44,000.00

Line 258, delete the sum \$1,500.00 and in lieu thereof insert the sum \$2,500.00

Line 259, delete the sum \$168,000.00 and in lieu thereof insert the sum \$183,000.00

In Line 268 after the word "exceed" delete the sum \$20,000.00 and in lieu thereof insert the sum \$22,800.00; after the word "biennium" delete the parenthesis and add the following language and punctuation: "plus compensation provided under section 6-07-50)

Line 284, delete the sum \$98,035.00 and in lieu thereof insert the sum \$121,600.00

Line 288, delete the sum \$129,735.00 and in lieu thereof insert the sum \$153,300.00

Line 312, delete the sum \$2,850.00 and in lieu thereof insert the sum \$3,000.00

Line 313, delete the sum \$4,000.00 and in lieu thereof insert the sum \$4,500.00

Line 315, delete the sum \$26,915.00 and in lieu thereof insert the sum \$27,565.00

Add a new line 356a as follows: "Grants: To Conservation Districts" and the sum \$40,000.00

Add a new line 356b as follows: "(Limited to \$3,000.00 per district per year)

Line 357, delete the sum \$74,950.00 and in lieu thereof insert the sum \$114,950.00

Line 371, delete the sum \$7,000.00 and in lieu thereof insert the sum \$11,400.00

Line 372, delete the sum \$2,000.00 and in lieu thereof insert the sum \$2,400.00

Line 373, delete the sum \$1,000.00 and in lieu thereof insert the sum \$1,200.00

Line 374, delete the sum \$10,000.00 and in lieu thereof insert the sum \$15,000.00

Add a new line 380a as follows: "Subdivision 55a"

Add a new line 380b with the following language in caps and centered on the page: "YELLOWSTONE-MISSOURI FORT UNION COMMISSION"

Add a new line 380c as follows: "Fees and Services" and the sum \$1,000.00

Add a new line 380d as follows: "Total" and the sum \$1,000.00

Line 381, delete the sum \$41,344,218.30 and in lieu thereof insert the sum \$41,574,514.27

Following Line 389, add a new section as follows:

"Section 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such items as are designated to be made available immediately on passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 501 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 690 has had the same under consideration and recommends that the same be amended as follows:

In line 45 after the word "responsibility" insert the following language: ", but not to physical strength"

In line 46 after the word "systems," insert the following language: "job descriptive systems,"

In line 54 after the word "Act" insert the following language: ", except when proven that the act of such employee is fraudulent"

In line 129 delete the following language: "on request"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 690 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 705 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$367,345.00 and in lieu thereof insert the sum \$50,000.00

Line 5, after the words "amount of" delete the sum \$223,345.00 and in lieu thereof insert the sum \$25,000.00

Line 7, delete the sum \$144,000.00 and in lieu thereof insert the sum \$25,000.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 705 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 709 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the word "two" and insert in lieu thereof the word "one"

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 709 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 723 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Kvasager moved that the report be adopted.

Rep. Hertz moved a substitute motion that House Bill No. 723 be placed on the calendar, which motion lost.

The question was now on the original motion of Rep. Kvasager, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 749 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 753 has had the same under consideration and recommends that the same be amended as follows:

In line twelve of the title after the word "disputes" insert the following language; "and providing an appropriation"

In line 30 of the bill delete the following language: "in this state"

After line 208 add the following section:

SECTION 16. APPROPRIATION.) There is hereby appropriated a sum of one hundred thousand dollars or as much of that amount as is needed to implement and organize a labor department.

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. HERTZ, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 753 would be considered in the sixth order of business.

The Speaker appointed Reps. Olson, Hertz, Rieger and Unruh as a committee to escort 4 Eagle Scouts to the rostrum.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 754 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 755 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 762 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Larson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 763 has had the same under consideration and recommends that the same be amended as follows:

In line 102 place triple parentheses before the word "in", and in line 104 following the word "inspection" including the "period" insert triple parentheses and insert the following language: "unless the motor vehicle, including the testing equipment necessary to perform such special inspection, shall weigh less than 7500 pounds gross. In the event such motor vehicle shall weigh less than 7500 pounds gross a charge of 10 cents per mile will be made, and all such mileage charges shall be in addition to the regular inspection fee to cover the costs of the additional travel by the inspector occasioned by such special inspection."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 763 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 805 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Rep. Burk requested that his remarks on House Bill No. 805 be printed in the House Journal.

Rep. Burk: "House Bill 805 which I introduced myself was a bill for the abolishment of the State Laboratories Department.

The State Laboratories Department is a department to analyze foods, drugs, oils and compounds to make sure that such items are not of inferior quality.

Under the terms of the law the State Laboratories Department is supposed to inspect food and drugs, narcotics, poisons, oleo-margarine, imitation ice cream, eggs, beverages, cosmetics, petroleum products, insecticides, commercial feeding stuffs, paints and varnishes, livestock medicine, commercial fertilizers, flour and bread standards. The law provides for the maintaining of a State Laboratories Department at Bismarck and makes the sheriff the local inspector. In addition, the Department maintains a number of field inspectors. The Department has been under heavy criticism in recent years.

I find that the State Board of Pharmacy has taken over the inspection of narcotics and drugs, the Livestock Sanitary Board has taken over the inspection of livestock medicines. As to liquors, these liquors are first inspected by the Federal Government and then re-inspected by the State Laboratories Department. Laboratory employees admit privately that their re-inspection is unnecessary. The duplicate inspection of the Laboratories Department of hotels, motels, and tourist courts has been justly subject to heavy criticism. These facilities are inspected by the State Laboratories Department and re-inspected by the State Health Department in all areas where there are district health units. It is hard to understand why oleo-margarine should be inspected by the Laboratories Dept. and the labels on butter inspected by the field force of the Dairy Commissioner when the oleomargarine and butter are in the same shelf in the supermarket.

The State Laboratories Department inspects samples of gasoline. An independent oil distributor in North Dakota testified before the committee that he pays about \$1800.00 per year in fees for having his products inspected but not a single inspector has been at any of his places of businesses or inspected any of his products for three years. He justly wonders why he was required to pay about \$5400.00 in fees without a single inspection. The amount collected from the petroleum industry is about a quarter of a million dollars a year. The State Laboratories Department admits that in the past three years it has found only one sample of gasoline with a lower octane content than the standard required. It seems to me that the collection of three quarters of a million dollars when you find only one sample of defective gasoline cannot be justified under any circumstances.

The committee has determined that my bill should be indefinitely postponed. I realize that attempting to abolish a long established department and to greatly decrease its size, presents an insurmountable task. I therefore am not making a substitute motion to place the bill on the calendar.

One of the employees of the State Laboratories testified before the committee that management in his department left much to be desired. I hope that the State Laboratories Commission will see fit to eliminate all the duplicate inspections and consolidate the functions of the Department into the Department being a laboratory alone. I am sure that if we do this we can cut the appropriation of the Department by at least \$100,000.00.

We should have one central laboratory in North Dakota. The

resolution introduced in the House for a study on a Department of Commerce is a step toward such a central laboratory.

Since the taxpayers of North Dakota are being called upon to pay additional taxes for education, I am sure our citizens will insist that the many duplications of services which we now have in our state be eliminated."

EIGHTH ORDER OF BUSINESS

Rep. Solberg moved that House Bill No. 924 be re-referred to the Committee on Appropriations, which motion prevailed on a division vote.

Rep. Solberg moved that House Bill No. 815 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Jungroth:

"WHEREAS, House Bill No. 707 was introduced providing for a change in Judicial districts and the addition of an additional district judge at Minot, North Dakota; and

WHEREAS, the Committee on Judiciary of the North Dakota House of Representatives of the 39th Legislative Assembly held hearings on the same and were provided with information showing that the work load at Minot is far in excess of the work load of other district judges; and

WHEREAS, said Committee on Judiciary felt that they had insufficient information upon which to make a decision on House Bill No. 707 and that such could not be obtained during the time allotted for this Legislative Session; and

WHEREAS, said Committee on Judiciary requested that a motion be made requesting a study of the entire matter by the North Dakota Judicial Council and the North Dakota State Bar Association;

NOW, THEREFORE, IT IS HEREBY MOVED at the request of said Judiciary Committee that the Judicial Council and the North Dakota State Bar Association be asked to make a survey of the Judicial districts, the various judges and their work loads, and present their recommendations for needed changes, if any, to the 1967 Legislative Assembly, and further that this motion and the vote thereon be printed in the Journal and not as a bill, with copies sent to the Chairman of the Judicial Council and the North Dakota State Bar Association by the Chief Clerk of this Body."

The question being on the motion of Rep. Jungroth, it was put by the Speaker, and declared passed.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

THIRTY-NINTH DAY

Bismarck, February 12, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Arnold Spain of the Church of St. Anne, Bismarck, North Dakota.

Roll call: All members present except Reps. Frank, Jungroth, Sanstead and Schaffer.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-seventh day after recess and thirty-eighth day and recommend that the same be corrected as follows:

Page 526, line 37, change "passed" to "lost"

Page 540, line 3, change "Wagner" to "Stockman"

Page 530, line 51, change "9" to "11", and change "11" to "9"

And when so corrected recommends that the same be approved.

REP. OPEDAHL, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Speaker Link announced that the House would be on the fourth order of business, Petitions and Communications.

STATE OF NORTH DAKOTA

Executive Office

Bismarck

William L. Guy
Governor

February 12, 1965

MESSAGE FROM THE GOVERNOR

Members of the House
Thirty-ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

As of February 6, 1965, I signed House Bill No. 580. This bill has been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

WLG:kh

Rep. Giffey moved that a committee of two be appointed to notify the Senate that the House is ready to receive them in joint session to hear an address by Mr. Jenkin Lloyd Jones, the publisher of the Tulsa, Oklahoma Tribune, in observance of Newspapermen's day. The motion prevailed and the Speaker appointed as such committee Reps. Meschke and Boustead.

The joint session was called to order by Speaker Link who introduced Lieutenant Governor Tighe who presided over the joint session.

Rep. Giffey moved that at the conclusion of the joint session of the House and Senate, the House stand recessed until 12:30 p.m., February 13, 1965, which motion prevailed.

And the House stood recessed at the conclusion of the joint session.

DONNELL HAUGEN, Chief Clerk

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

Bismarck, February 13, 1965

The House reconvened at 12:30 p.m., pursuant to the motion of Rep. Giffey, with Speaker Link presiding.

The Speaker announced that the House would be on the sixth order of business.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 13, 1965

Mr. President: I have the honor to transmit:

House Bill No. 616 - 738 - 760

House Bill No. 761 - 799 - 803

House Bill No. 826 - 828 - 856

House Bill No. 857 - 863 - 872

House Bill No. 891 - 903 - 908

House Bill No. 925 - 927 - 928

House Bill No. 929 - 930

House Concurrent Resolution "O"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Burk moved that the reading of the amendments to House Bill No. 717 be dispensed with, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 717 as recommended by the Committee on Judiciary, page 522 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the reading of the amendments to House Bill No. 776 be dispensed with, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 776 as recommended by the Committee on Appropriations, page 523 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 877 as recommended by the Committee on Judiciary, page 524 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to House Bill No. 881 as recommended by the Committee on Political Subdivisions, page 524 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the reading of the amendments to House Bill No. 501 be dispensed with, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 501 as recommended by the Committee on Appropriations, pages 545, 546, and 547 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 690 as recommended by the Committee on Labor Relations, page 547 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 705 as recommended by the Committee on Appropriations, page 548 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to House Bill No. 709 as recommended by the Committee on Agriculture, page 548 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 753 as recommended by the Committee on Labor Relations, page 548 of the House Journal, be adopted, which motion prevailed.

The Speaker announced House Bill No. 753 will be referred now to the Committee on Appropriations.

Rep. Wilkie moved that the amendments to House Bill No. 763 as recommended by the Committee on Agriculture, page 549 of the House Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 848 has had the same under consideration and recommends that the same be amended as follows:

In lines 30 and 31 delete the following language "and show that such auction market would be continuous through the calendar year"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 848 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 941 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to create and enact section 61-21-66 of the North Dakota Century Code authorizing the use of a legal drain and providing for a punishment.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Section 61-21-66 of the North Dakota Century Code is hereby created and enacted to read as follows:

61-21-66. AUTHORIZATION TO DRAIN WATER INTO A LEGAL DRAIN — PUNISHMENT.) No landowner or state or federal agency shall construct a drain if such drain, in the judgment of the board of county commissioners, will contribute to a legal drain constructed in accordance with this chapter without the written consent of the board of drainage commissioners. The board of drainage commissioners may assess such landowner the pro-rated share such drain bears to the cost of the outlet drain and may also assess such landowner the pro-rated share of the costs of any improvements to such outlet drain necessitated by the amount of water drained from his land by the new drain. Any violation of this section shall be punishable by imprisonment in the county jail for not more than thirty days or by a fine of not more than five hundred dollars or by both such fine and imprisonment."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Strand moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 941 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "K" has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 675 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WINGE, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 780 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Duncan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 782 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WINGE, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 823 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. COLLETTE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 889 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 893 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WINGE, Chairman

Rep. Hickle moved that the report be adopted.

Rep. Giffey moved a substitute motion that House Bill No. 893 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 909 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WINGE, Chairman

Rep. Christopher moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 912 has had the same under consideration and recommends that the same be amended as follows:

Delete the title and insert in lieu thereof "For an Act to amend and reenact Section 54-03-21 of the North Dakota Century Code" and delete lines one and two of the bill and insert in lieu thereof the following:

"SECTION 1. AMENDMENT.) Section 54-03-21 Conflict of interest — Prohibition — Misdemeanor — No member of the legislative assembly of the state of North Dakota, his spouse, nor a partnership, corporation or association, in which such member or spouse, has an ownership of five percent or more of the assets, shall perform any work, labor or services, or provide any material, supplies or merchandise, for the state of North Dakota, or any of its subdivisions for a consideration in excess of a total of (((ten))) fifty thousand dollars during any calendar year for such work, labor, services, material, supplies and merchandise.

Any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall forfeit any consideration received during, or as a result of, or in connection with the violation of this section.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 912 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred House Resolution 5 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: The majority of your Committee on Agriculture to whom was referred House Resolution No. 3 has had the same under consideration and recommends that the same be amended as follows:

A resolution concurring in the viewpoints of the president of the North Dakota Farmers Union, before and after President Johnson's farm message to Congress.

WHEREAS, the president of the North Dakota Farmers Union did express criticism over the remarks made in regard to agriculture by President Lyndon B. Johnson in his State of the Union Message to the United States Congress; and

WHEREAS, the members of the House of Representatives of the Thirty-ninth Legislative Assembly of the state of North Dakota were in agreement with President Ed Smith of the North Dakota Farmers Union when he stated "Johnson had little to say in his State of the Union Message about implementing this promise which won him an unprecedented mandate in every farm state,"; and

WHEREAS, there was also agreement when he stated in regard to the "great society": "We are not going to have one long if we go on losing farm income and farm families. North Dakota families made twenty-six million dollars less in 1964 than in 1963, and wheat farmers made eleven million dollars less while harvesting twenty percent more"; and recognizing that this drop in farm income was due, in large part, to the defeat of the National Wheat Referendum in 1963, although it was approved by a large majority of North Dakota farmers; and

WHEREAS, there is further agreement when he said that it is as important to prevent poverty as it is to cure it and also said "North Dakota farmers need not be reduced to abject want before they have a right to expect fair play from the administration they so overwhelmingly endorsed on election day."; and

WHEREAS, on February 3, 1965, the President made public his agricultural recommendations to the Congress, in which both the President and his administration clearly demonstrate both a knowledge of and concern for our nation's farm population, including the farm population of North Dakota; and

WHEREAS, the President, in his message, pledged a continuation of price supports and farm income so vital to the future prosperity and promise of North Dakota; and

Whereas, recognizing at the same time that realized gross farm income for North Dakota reached its highest level in history in 1963 at 776.5 million dollars, which was 73.2 million dollars above that in 1962, and 179 million dollars above that in 1960, and 264.5 million dollars above that in 1954; and

Whereas, having heard the President's farm message to the Congress, the members of the House of Representatives of the Thirty-ninth Legislative Assembly of the State of North Dakota are in further agreement with the President of the North Dakota Farmers Union in terming the President's farm message "excellent" and in stating: "We salute you as a great President, and we look forward to our role in building the great society of which you dream;" and

WHEREAS, the efforts of the President of the North Dakota Farmers Union are recognized and commended for the timely value and salutary effect on those charged with aiding President Johnson in formulating his agricultural message to Congress;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the administration of President Johnson is commended for heeding the remarks of President Ed Smith on behalf of the people of North Dakota.

BE IT FURTHER RESOLVED, that the farm message of President Johnson is hereby commended and he is hereby congratulated for his demonstrated interest in and concern for the people of North Dakota, and that President Ed Smith of the North Dakota Farmers Union is hereby commended and congratulated for his alertness and initiative on behalf of North Dakota and its agricultural economy.

BE IT FURTHER RESOLVED, that the Secretary of State of the state of North Dakota is hereby directed to forward copies of this resolution to the North Dakota Farmers Union president, and the president of the United States, and the Vice-president of the United States, the secretary of agriculture, and to each member of the North Dakota congressional delegation.

Rep. Wilkie
Rep. Erickson of Mountrail
Rep. Meyer
Rep. Belquist
Rep. Glaspey
Rep. Rieger
Rep. Kvasager
Rep. Larson
Rep. Harrison
Rep. Strand
Rep. Sanstead

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Mr. Speaker: The minority of your Committee on Agriculture to whom was referred House Resolution No. 3 has had the same under consideration and recommends that the same do pass.

Rep. Johnson of Barnes
 Rep. Bier
 Rep. Lang
 Rep. Wentz
 Rep. Welder
 Rep. Johnson of Slope
 Rep. Ganser
 Rep. Rundle
 Rep. Rivinius

REP. WILKIE, Chairman

Rep. Wilkie moved that the amendments to House Resolution No. 3, as offered by the majority of the Agriculture Committee be read, which motion prevailed, and the Chief Clerk read the amendments.

Rep. Harrison moved that the report of the majority be adopted.

Rep. Johnson of Barnes moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

The question was now on the motion of Rep. Harrison that the report of the majority of the Committee on Agriculture be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Resolution No. 3 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 781 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 13, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 564

Which the President has signed.

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 796 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the word "created" and insert in lieu thereof the word "create"

At the end of the title delete the period and insert the following language "and declaring an emergency."

At the end of the bill insert the following section:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 796 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 804 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete all triple brackets and delete the following language: "six months"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 804 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 811 has had the same under consideration and recommends that the same be amended as follows:

In line 71 after the period delete the remainder of the line

Delete lines 72 through 82 inclusive and insert the following language in lieu thereof:

"A special operating fund for the governor's council on human resources shall be maintained within the state treasury. All expenditures from such fund shall be within the limits of legislative appropriations and shall be made upon vouchers, signed and approved by the chairman of the executive committee. Upon approval of such vouchers by the state auditing board, warrant-checks shall be prepared by the department of accounts and purchases. All moneys received as gifts, donations, or bequests and all federal moneys received shall be deposited in such special operating fund. The state treasurer shall make periodic transfers upon order of the director of the department of accounts and purchases from the governor's council on human resources general fund appropriation to such special operating fund whenever its balance falls so low as to require supplementation."

In line 83 delete the words "consistent with this chapter" and the period

In line 91 after the period insert the following sentence: "Upon approval of such vouchers by the state auditing board, warrant-checks shall be prepared by the department of accounts and purchases."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

And be re-referred to the Committee on Appropriations.

REP. POLING, Chairman

Rep. Williamson moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the rules be suspended and the amendments to House Bill No. 811 be read at this time, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 811 be adopted, which motion prevailed and the Speaker announced House Bill No. 811 would now be referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 887 has had the same under consideration and recommends that the same be amended as follows:

Strike out everything after the words "A BILL" and insert the following:

For an Act to amend and reenact sections 16-04-21, 16-07-04, 16-10-07, 16-10-08, 16-13-13, 16-13-14, 16-13-33, 16-17-08, 16-17-09, 16-17-10, 16-17-11, 16-17-15, and 16-17-16 of the North Dakota Century Code, relating to county and state political organization, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to filling party vacancies in the primary ballot.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 16-04-21

2 of the North Dakota Century Code is hereby amended and
2a reenacted to

3 read as follows:

4 16-04-21. PARTY COMMITTEE TO FILL

5 VACANCY OCCURRING IN NOMINATION FOR PARTY

6 OFFICE.) Should a vacancy occur in any

7 nomination for any office, for which a party nomination has

7a been

8 made, the proper state party committee may fill such vacancy,

8a except

9 that the proper district party committee shall fill any such

9a vacan-

10 cies for state legislative offices.

11 SECTION 2. AMENDMENT.) Section 16-07-04

12 of the North Dakota Century Code is hereby amended and re-
12a enacted to

13 read as follows:

14 16-07-04. BASIS OF REPRESENTATION AT

15 CONVENTION — HOW DETERMINED.) The basis of

16 representation of delegates to a convention shall be fixed and

17 determined by the authorized (((county))) district or state

18 committee of each political party entitled by law to make

18a nomina-

19 tions for office by delegate convention.

20 SECTION 3. AMENDMENT.) Section 16-10-07

21 of the 1963 Supplement to the North Dakota Century Code is
21a hereby

22 amended and reenacted to read as follows:

23 16-10-07. JUDGES OF ELECTION —

24 APPOINTMENT — QUALIFICATIONS.) Prior to the

25 opening of the polls in their precinct, the chairman of the

25a (((county

26 central))) district committees representing the two parties

26a which

27 cast the largest numbers of votes in the state at the last general

28 election shall each appoint as a judge of the election one

28a qualified

29 elector of such precinct who:

30 1. Shall have been a resident of the precinct for at least

31 ninety days next preceding such election; and

32 2. Is a member of the same political party as the chairman

32a who

33 appoints him.

34 SECTION 4. AMENDMENT.) Section 16-10-08

35 of the 1963 Supplement to the North Dakota Century Code is
35a hereby

36 amended and reenacted to read as follows:

37 16-10-08. CHAIRMAN OF (((COUNTY

38 CENTRAL))) DISTRICT COMMITTEE MAY APPOINT

39 PERSON AS JUDGE OF ELECTIONS.) At least one

40 week prior to a primary or general election, the chairman of

40a the

41 (((county central))) district committee of each of the two

41a parties

42 which cast the largest number of votes in the state at the last
43 general election may appoint a member of such party as judge
43a of
44 election. Each person appointed shall have the qualifications
45 prescribed in this chapter and shall be given a certificate of
46 appointment signed by the chairman of the ((county
46a central))
47 district committee. If such certificate is presented to the
48 inspector of elections prior to the opening of the polls, he shall
49 appoint such appointee as a judge of election.

50 SECTION 5. AMENDMENT.) Section 16-13-13
51 of the North Dakota Century Code is hereby amended and
51a reenacted

52 to read as follows:

53 16-13-13. COUNTY CANVASSING BOARD —
54 COMPOSITION.) The county canvassing board
55 shall be composed of the clerk of the district court, county
55a auditor,
56 chairman of the board of county commissioners, and ((the
56a chairman))
57 a representative of each of the ((county)) district committees
58 as appointed by such committees of the two political parties
58a which
59 cast the highest number of votes for governor at the preceding
60 general election.

61 SECTION 6. AMENDMENT.) Section 16-13-14
62 of the North Dakota Century Code is hereby amended and
62a reenacted to

63 read as follows:

64 16-13-14. QUALIFICATIONS OF MEMBERS OF
65 CANVASSING BOARD — REPLACEMENTS — QUORUM.)

65a No

66 member of the county canvassing board who shall be a candi-
66a date for

67 office at an election shall serve on such board. If the county
68 auditor is a candidate for office, he shall take no part in the
69 canvass but shall act as clerk of such board. If the chairman
69a of

70 the board of county commissioners is a candidate for office, he
71 shall appoint a county commissioner who is not a candidate for
72 office to act in his capacity as a member of the county can-
72a vassing

73 board, and if either or both of the ((chairmen)) repre-
73a sentatives

74 of the ((county)) district committees of the two parties

74a ((who

75 would otherwise be members of the canvassing board,)) are
75a dis-

76 qualified by reason of being candidates for office, they shall
77 appoint an alternate elector or electors from their respective
78 ((county executive)) district committees to act in their
78a capacity

79 as a member of the county canvassing board. Any three
79a members of

80 the board or their duly appointed replacements shall constitute
80a a

81 quorum and may make the canvass provided for in this chapter
81a and

82 certify the results thereof.

83 SECTION 7. AMENDMENT.) Section 16-13-33

84 of the 1963 Supplement to the North Dakota Century Code is
84a hereby

85 amended and reenacted to read as follows:

86 16-13-33. STATE BOARD OF CANVASSERS —

- 87 MEMBERSHIP — OATH — QUORUM.) The clerk of
 88 the supreme court, secretary of state, state treasurer, and the
 89 chairman of the state (((central))) committee of the two
 89a political
 90 parties which cast the highest vote for governor at the last
 90a general
 91 election shall constitute the state board of canvassers. After
 92 taking the oath required of civil officers, the board shall
 92a proceed
 93 to canvass publicly the election returns made by the county
 93a auditors.
 94 Three members of the board shall constitute a quorum and
 94a may make
 95 the canvass provided for in this chapter and certify to the
 95a result
 96 thereof. If less than a quorum attend on the day appointed for
 96a a
 97 meeting of the board, the members attending may summon
 97a other state
 98 officers until there is a sufficient number to constitute a
 98a quorum.
 99 Any other state officer, upon being notified by the members of
 99a such
 100 board, shall attend without delay and act as a member of such
 100a board.
- 101 SECTION 8. AMENDMENT.) Section 16-17-08
 102 of the North Dakota Century Code is hereby amended and
 102a reenacted to
 103 read as follows:
 104 16-17-08. VACANCIES IN OFFICE OF
 105 PRECINCT COMMITTEEMAN — FILLING.) A vacancy
 106 in the office of precinct committeeman shall be filled by
 106a appointment
 107 from such precinct by the (((county))) district executive
 107a committee
 108 of such party. A vacancy in the office of precinct
 108a committeeman, in
 109 counties having more than one legislative district, shall be
 109a filled
 110 by the members of the (((county))) executive committee
 110a residing in
 111 the legislative district where the vacancy occurs.
- 112 SECTION 9. AMENDMENT.) Section 16-17-09
 113 of the 1963 Supplement to the North Dakota Century Code is
 113a hereby
 114 amended and reenacted to read as follows:
 115 16-17-09. (((COUNTY))) DISTRICT COMMITTEE
 116 OF POLITICAL PARTY — HOW CONSTITUTED.) The
 117 precinct committeeman of a party, elected or appointed as
 117a provided
 118 in this chapter, together with the nominees for, and the
 118a members of
 119 the legislative assembly of that party, shall constitute the
 120 (((county))) district committee of such party. The
 120a (((county)))
 121 district committee upon a majority vote of its members may
 121a appoint
 122 any former member of the legislative assembly as an ex officio
 123 member of such (((county))) district committee.
- 124 SECTION 10. AMENDMENT.) Section 16-17-10
 125 of the North Dakota Century Code is hereby amended and
 125a reenacted to
 126 read as follows:
 127 16-17-10. MEETING OF (((COUNTY)))

128 DISTRICT COMMITTEE — ORGANIZATION.) The
 129 (((county))) district committee of each party shall meet (((at
 129a a
 130 place designated by the county auditor at the county seat))) at
 130a any
 131 hour between the hours of two o'clock p.m. and eight o'clock
 131a p.m.
 132 on the (((second))) first Monday (((in July))) following the
 132a primary
 133 election. The exact hour shall be set by the existing (((coun-
 133a ty)))
 134 district committee chairman. The (((county))) district com-
 134a mittee
 135 shall organize by:
 136 1. Selecting a chairman, a vice chairman, a secretary, and a
 137 treasurer;
 138 2. Adopting rules and modes of procedure not in conflict
 138a with
 139 law; and
 140 3. Selecting an executive committee consisting of from five
 140a to
 141 eleven persons chosen from the (((county))) district
 142 committee. The chairman and secretary of the (((count-
 142a ty)))
 143 district committee shall be members of the executive
 144 committee.
 145 (((In counties having more than one legislative district, each
 146 legislative district is entitled to representation on the county
 147 executive committee apportioned in the ratio which the num-
 147a ber of
 148 precinct committeemen each legislative district may have
 148a bears to
 149 the total number of precinct committeemen in the county, and
 149a shall
 150 be selected by the precinct committeemen from each legislative
 151 district meeting separately.))) If the office of chairman shall
 152 become vacant, the vice chairman shall hold such office until
 152a the
 153 next regular election for such office.
 154 SECTION 11. AMENDMENT.) Section 16-17-11
 155 of the 1963 Supplement to the North Dakota Century Code is
 155a hereby
 156 amended and reenacted to read as follows:
 157 16-17-11. (((COUNTY COMMITTEE TO SELECT
 158 DELEGATE FOR STATE CENTRAL COMMITTEE)))
 159 STATE COMMITTEE — MEMBERSHIP.) (((In a
 160 county consisting of one legislative district, the county
 160a committee,
 161 at the meeting provided for in section 16-17-10, shall select a
 162 legal voter to act upon and be a member of the state central
 163 committee of such party. In counties having more than one
 163a legis-
 164 lative district, the precinct committeemen from each legislative
 165 district, meeting separately, shall select a legal voter from
 165a their
 166 legislative district to serve on such state central committee.
 167 When two or more counties are embraced in one legislative
 167a district,
 168 each county shall be entitled to elect a member to the state
 169 central committee and such member shall be selected by the
 169a precinct
 170 committeemen from each county meeting separately.))) The
 170a state
 171 committee of each party shall consist of the chairman of each

171a of
 172 the district committees for such party.
 173 SECTION 12. AMENDMENT.) Section 16-17-15
 174 of the 1963 Supplement to the North Dakota Century Code is
 174a hereby
 175 amended and reenacted to read as follows:
 176 16-17-15. STATE (((CENTRAL))) COMMITTEE —
 177 MEETINGS — ORGANIZATION — VACANCIES.)
 178 (((Members elected as state central committeemen))) The
 178a state
 179 committees shall meet within thirty days after each
 179a (((general)))
 180 primary election at the call of the chairman. Such meeting
 180a shall
 181 be held at the state capitol and shall convene at ten o'clock
 181a a.m.
 182 Such committeemen shall organize by selecting a chairman, a
 182a vice
 183 chairman, a secretary, and a treasurer and by adopting rules
 183a and
 184 modes of procedure. The officers elected need not be members
 184a of
 185 such committee. A vacancy (((on))) in an office of the state
 186 (((central))) committee, other than a party district chairman,
 187 shall be filled by a majority of the state (((central)))
 187a committee,
 188 (((by appointment from the legislative district in which the
 189 vacancy exists.)))
 190 SECTION 13. AMENDMENT.) Section 16-17-16
 191 of the North Dakota Century Code is hereby amended and re-
 191a enacted to
 192 read as follows:
 193 16-17-16. MEETING OF PRECINCT
 194 COMMITTEEMEN OF (((COUNTY))) DISTRICT TO
 195 ELECT DELEGATES TO STATE PARTY CONVENTION —
 196 PROXIES.) (((At two o'clock p.m. on the
 197 second Monday in March in each presidential election year,)))
 197a Not
 198 more than thirty days nor less than twenty days prior to the
 198a date
 199 of the state party convention, the precinct committeemen of
 199a each
 200 (((county))) district upon the call of the district chairman
 200a shall
 201 meet (((at the county seat))) to elect delegates to a state party
 202 convention to be held as provided in this chapter. One dele-
 202a gate
 203 shall be elected for each three hundred votes or majority frac-
 203a tion
 204 thereof cast in such (((county))) district at the last preceding
 205 presidential election for the candidates for presidential electors
 206 of such party, but every (((county))) district shall be entitled
 206a to
 207 at least one delegate. Delegates shall be electors of their
 208 (((county))) district. If any delegate shall be unable to
 208a attend
 209 such convention, he shall designate in writing an alternate to
 210 attend and represent and act for him. (((In counties having
 210a more
 211 than one legislative district, the precinct committeemen from
 211a each
 212 legislative district, meeting separately, shall elect delegates to
 213 the state party convention. One delegate shall be elected for
 214 each three hundred votes, or major fraction thereof, cast in

214a said
 215 legislative district at the last preceding presidential election
 216 for the candidates for presidential electors of such party, but
 217 each legislative district shall be entitled to at least one
 218 delegate.)))
 219 SECTION 14. REPEAL.) Sections 16-04-23
 220 and 16-04-24 of the North Dakota Century Code are hereby
 220a repealed."

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 887 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 890 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 916 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 931 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Rep. Fossum moved that the absent members be excused, which motion prevailed.

Rep. Fossum moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTIETH DAY

Bismarck, February 13, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Ernst H. Haacke, assistant visiting pastor of the Faith Lutheran Church of Bismarck, North Dakota.

Roll call: All members present except Reps. Duncan, Erickson of Mountrail, Froeschle, Schaffer and Williamson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-eighth day after recess and thirty-ninth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

The Speaker announced that the House would be on the fourth order of business for the reading of a communication and resolution from the Governor of Arizona.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 932 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the triple brackets

In line 5 delete the triple brackets

In line 8 after the word "locally" insert the following language: "if such transportation of property is strictly on an exchange basis between farm neighbors"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 932 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "D-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. POLING, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution "N" has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution "L-1" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution "M-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. HAUGEN, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 693 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 696 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 808 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 942 has had the same under consideration and recommends that the same be amended as follows:

In line 24 delete the word "committee" and insert in lieu thereof the following language: "board of public school education".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 942 would be considered in the sixth order of business.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 13, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 8 - 23 - 44 - 79
 Senate Bill No. 101 - 128 - 132 - 134 - 141
 Senate Bill No. 149 - 156 - 167 - 169 - 172
 Senate Bill No. 174 - 190 - 201 - 205
 Senate Bill No. 210 - 213 - 224 - 230 - 243
 Senate Bill No. 244 - 250 - 255 - 265 - 285
 Senate Bill No. 292 - 305 - 306 - 322 - 323
 Senate Bill No. 324 - 328 - 336 - 340 - 342
 Senate Bill No. 344 - 346
 Senate Concurrent Resolution "N"
 Senate Concurrent Resolution "T"
 Senate Concurrent Resolution "BB"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution "N-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Jungroth moved that the rules be suspended for the purpose of introducing a House Resolution, which motion prevailed.

Rep. Wagner moved that the rules be suspended and House Resolution No. 6 be read in its entirety, which motion prevailed.

Rep. Jungroth moved that the resolution to the Federal Aviation Agency be printed in the House Journal, which motion prevailed.

HOUSE RESOLUTION NO. 6

A resolution urging the Federal Aviation Agency to continue operation of the Jamestown, North Dakota, Flight Service Station.

- 1 WHEREAS, seventy pilots and aircraft owners
- 2 from Jamestown, North Dakota, and the surrounding ten-county
- 2a area
- 3 met with officials of the North Dakota Aeronautics Commission
- 3a and

4 the city of Jamestown at the Jamestown City Hall on February
4a 9,
5 1965, to protest the Federal Aviation Agency's proposed
5a decommission-
6 ing of the Jamestown Flight Service Station; and
7 WHEREAS, this group of aircraft owners, pilots,
8 and public officials are not convinced that the Federal Aviation
9 Agency has properly studied or evaluated the safety factors
9a involved
10 in the agency's decision to close the twenty-four hour per day
11 Flight Service Station at Jamestown, North Dakota; and
12 WHEREAS, the administrator of the Federal
13 Aviation Agency recently published his comments concerning
13a the vital
14 role that weather and its communication to the pilot plays in the
15 safety of air commerce; and
16 WHEREAS, North Dakota is a vast area with a very
17 minimum of Federal Aviation Flight Service Stations providing
18 twenty-four hour service with emphasis on weather reports and
18a pilot
19 briefings; and
20 WHEREAS, the closing of the Jamestown Flight
21 Service Station or reducing its hours of operation by fifty
21a percent
22 will substantially curtail the enroute and local airport services
23 to the Jamestown-and-area pilots as well as to the scheduled
23a airlines
24 serving Jamestown, North Dakota; and
25 WHEREAS, the Jamestown Flight Service Station
26 provides communications, weather observations, broadcasts, and
27 enroute services for over 190 general aviation aircraft owners
28 based at Jamestown and ten North Dakota counties covering an
28a area
29 of over 10,000 square miles, and no realistic program has been
29a pro-
30 posed to replace this important station with equal services;
31 NOW, THEREFORE, BE IT RESOLVED BY THE
32 HOUSE OF REPRESENTATIVES OF THE STATE OF
33 NORTH DAKOTA:
34 That the Federal Aviation Agency be urged to take the
34a necessary
35 action to continue operation of the present Jamestown, North
35a Dakota,
36 Flight Service Station on a twenty-four hour per day, seven-day
36a per
37 week basis in the interest of continued safety of aircraft
37a operating
38 in both intrastate and interstate commerce; and
39 BE IT FURTHER RESOLVED, that copies of
40 this resolution be transmitted by the secretary of state to Najeeb
41 E. Halaby, administrator of the Federal Aviation Agency,
41a Washington,
42 D. C.; William J. Schulte, assistant administrator for the office
43 of General Aviation Affairs, Federal Aviation Agency,
43a Washington,
44 D. C.; U. S. Senator A. S. Mike Monroney, chairman of the
44a Aviation
45 Subcommittee of the Interstate and Foreign Commerce
45a Committee of the
46 United States Senate; and the North Dakota congressional
46a delegation.

Rep. Brown moved that the rules be suspended and House Resolution No. 6 be adopted at this time, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution "Q-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution "K-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BLOOM, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution "B-1" has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the bill, delete the word "June"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Resolution "B-1" would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 864 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 873 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 24 and 25 of the bill and renumber subsections 2, 3, 4, 5, and 6 accordingly

In line 36 delete the word "active"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 873 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 880 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 918 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the bill following the semicolon insert the following language "when the reasonable demands of the position do not require such an age distinction; and,"

In line 10 following the period insert the following language "Nothing herein shall affect the retirement policy or system of any employer where such policy or system is not merely a subterfuge to evade the purposes of that Act."

In line 13 delete the period and insert a comma and the following language "and shall be punished by a fine of not to exceed twenty-five dollars and by imprisonment in the county jail for not to exceed one day or by both such fine and imprisonment."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 918 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 789 has had the same under consideration and recommends that the same be amended as follows:

In line 16 after the word "from" insert the words "the payment of"

In line 16 delete the word "taxation" and insert in lieu thereof the word "taxes"

In line 17 after the word "corporation" delete the words "would otherwise have"

Delete all of lines 18, 19, 20 and insert in lieu thereof the words "lessee is actively engaged in business, provided, however, that this section shall not have the effect of exempting such corporation lessee from filing an annual income tax return."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 789 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "M" has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "P-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 728 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Wilkie moved that further consideration of the Committee on Agriculture on House Bill No. 728 be delayed one day, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 827 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 910 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 854 has had the same under consideration and recommends that the same be amended as follows:

PROPOSED AMENDMENTS TO HOUSE BILL No. 854

In the second line of the title after the word "made" and before the "period" add the following:

"and to provide an effective date for use of it for determination of state payments to county equalization funds"

Delete lines 6 through 12 and insert in lieu thereof the following:

- "2. Property classified as personal property;
3. A sale where the grantor and the grantee are of the same family or corporate affiliate (if known);
4. A sale which resulted as a settlement of an estate;
5. All sales to or from a government or governmental agency;
6. All forced sales, mortgage foreclosures, and tax sales;
7. All sales to or from religious, charitable, or non-profit organizations;
8. All sales where there is an indicated change of use by the new owner;
9. All transfer of ownership of property for which is given a quit claim deed;
10. Sales of property not assessable by law;
11. Agricultural lands of less than eighty acres.

SECTION 2. REVIEW OF SALES RATIO STUDY BY STATE TAX COMMISSIONER — APPEAL.)

The state tax commissioner shall notify each county board of commissioners of a scheduled hearing of the sales assessment ratio study before him. Such notice shall set forth the time and date and place of such hearing. After hearing objections to using certain sales in the sales assessment study, the state tax commissioner shall be authorized to withdraw such sales which he deems are not representative sales from the study. Within 30 days after the close of such formal hearing, the state tax commissioner shall notify each county board of commissioners, in writing, as to the action taken as a result of such hearing. Within 10 days after receiving such notice from the state tax commissioner, each board of county commissioners may appeal the decision of the state tax commis-

sioner to the state board of equalization. Such board will review the findings of the state tax commissioner and render its final decision on such appeal.

SECTION 3. COUNTY EQUALIZATION FUND PAYMENTS — SALES ASSESSMENT RATIO — WHEN EFFECTIVE.)

The provisions of section 15-40-18 of the North Dakota Century Code as amended relating to the use of a certification of assessment levels by the state tax commissioner to the superintendent of public instruction for the purpose of adjusting the twenty-one mill county equalization fund is hereby suspended for the years 1965 and 1966 and shall again become effective for the year 1967. The purpose of such suspension is to provide the state supervisor of assessments with more time to develop the sales assessment ratio study."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 854 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 813 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 824 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 858 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Haugen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 869 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 883 has had the same under consideration and recommends that the same be amended as follows:

In line 78 delete the word "or" and insert in lieu thereof an underlined comma.

In line 78 following the word "money" insert the words "or life insurance policy"

Following the line 110 insert the following new subsection:

"4. If the subject of the gift is a life insurance policy by making a written assignment of all rights thereto."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 883 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 884 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 895 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 783. A Bill for an Act to prohibit coercing a purchaser or borrower to insure with a particular insurance company or agent, and providing that a violation thereof shall be an unfair insurance practice.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 84, nays, 14; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Gietzen	Kvasager	Ruddy
Anderson	Giffey	Larsen	Rundle
Backes	Glaspey	Larson	Rustan
Belquist	Gronhovd	Leer	Sanstead
Bergman	Gudajtes	Linderman	Schoenwald
Bier	Hardmeyer	Lundene	Shablow
Bilden	Harrison	Meschke	Shorma
Bloom	Hauf	Meyer	Skaar
Borstad	Haugen	Montplaisir	Solberg
Bowles	Haugland	Mueller	Stallman
Bowman	Hertz	Obie	Staven
Breum	Hickle	Olafson	Strand
Bruner	Hilleboe	Olienyk	Streibel
Burk	Hoffner	Olson	Tough
Christopher	Ivesdal	Opedahl	Tweten
Coles	Johnson,	Poling	Unruh
Collette	Barnes	Powers, Barnes	Vogel
Dahlen	Johnson, G. V.	Powers, Cass	Whittlesey
Davis	Jungroth	Rieger	Wilkie
Erickson, Ward	Knudsen	Rivinius	Winge
Fossum	Krenz	Rosendahl	Mr. Speaker
Gengler			

Those voting in the negative were:

Boustead	Dornacker	Lang	Wagner
Brown	Elkin	Loerch	Welder
Christensen	Frank	Reimers	Wentz
Connolly	Ganser		

Absent and not voting:

Dick	Froeschle	Schaffer	Wastvedt
Duncan	Miller	Stenhjem	Williamson
Erickson,	Myhre	Stockman	
Mountrail			

So the bill passed and the title was agreed to.

House Bill No. 900. A Bill for an Act to amend and reenact Section 7-05-01 of the North Dakota Century Code changing the examination fee for examination of building and loan or savings and loan associations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Lang	Rustan
Backes	Ganser	Larsen	Sanstead
Belquist	Gengler	Larson	Schoenwald
Bergman	Gietzen	Leer	Shablow
Bier	Giffey	Linderman	Shorma
Bilden	Glaspey	Loerch	Skaar
Bloom	Gronhovd	Lundene	Solberg
Borstad	Gudajtes	Meschke	Stallman
Boustead	Hardmeyer	Meyer	Staven
Bowles	Harrison	Montplaisir	Stockman
Bowman	Hauf	Mueller	Strand
Breum	Haugen	Obie	Streibel
Brown	Haugland	Olafson	Tough
Bruner	Hertz	Olienyk	Tweten
Burk	Hickle	Olson	Unruh
Christensen	Hilleboe	Opedahl	Vogel
Christopher	Hoffner	Poling	Wagner
Coles	Ivesdal	Powers, Barnes	Wastvedt
Collette	Johnson,	Powers, Cass	Welder
Connolly	Barnes	Reimers	Wentz
Dahlen	Johnson, G. V.	Rieger	Whittlesey
Davis	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson, Ward			

Absent and not voting:

Dick	Erickson,	Miller	Stenhjem
Duncan	Mountrail	Myhre	Williamson
	Froeschle	Schaffer	

So the bill passed and the title was agreed to.

House Bill No. 706. A Bill for an Act to repeal section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 479, House Journal, the roll was called and there were: ayes, 59; nays, 42; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Skaar
Anderson	Ganser	Larsen	Stallman

Bergman	Fossum	Kvasager	Shorma
Bier	Gudajtes	Larson	Staven
Bilden	Hardmeyer	Montplaisir	Stockman
Borstad	Haugen	Mueller	Streibel
Boustead	Haugland	Myhre	Tough
Bowman	Hickle	Obie	Tweten
Brown	Hilleboe	Olafson	Unruh
Bruner	Hoffner	Olienyk	Wagner
Christopher	Ivesdal	Poling	Wastvedt
Coles	Johnson,	Powers, Barnes	Welder
Collette	Barnes	Powers, Cass	Wentz
Dornacker	Johnson, G. V.	Rivinius	Whittlesey
Elkin	Knudsen	Ruddy	Winge

Those voting in the negative were:

Backes	Gengler	Leer	Rosendahl
Belquist	Gietzen	Linderman	Rundle
Bloom	Giffey	Loerch	Rustan
Bowles	Glaspey	Lundene	Sanstead
Breum	Gronhovd	Meschke	Schoenwald
Burk	Harrison	Meyer	Shablow
Christensen	Hauf	Miller	Solberg
Connolly	Hertz	Olson	Strand
Dahlen	Jungroth	Opedahl	Vogel
Davis	Krenz	Rieger	Wilkie
Erickson, Ward			Mr. Speaker

Absent and not voting:

Dick	Erickson,	Reimers	Stenhjem
Duncan	Mountrail	Schaffer	Williamson
	Froeschle		

So the bill passed and the title was agreed to.

Rep. Elkin moved that the vote by which House Bill No. 706 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Powers of Cass:

"I have a few remarks about House Bill No. 706 and I would like to have them printed in the Journal.

Members of this assembly, I am from Cass County and I would like to state my position to Cass County and to whomever it may concern regarding this bill.

Early Monday morning I received a lot of pressure from Cass County as to my vote in committee on this bill. This report had not come out yet on the floor and all the facts were not known or given.

I was on the majority report. In committee, I was the first to say that we should support North Dakota products. I still believe this. If we do not — we cannot expect others to do it.

We had a very good and lengthy discussion on this bill. Some thought it was unfair and impossible to use North Dakota fuel — others were ignoring the law and doing it regardless. Again — I was the first to say that if there is a law that is not and cannot be enforced — then it should be repealed. I am not against the eastern part of the state which seems to be affected.

A vote was taken for indefinite postponement — I voted for this. Then the minority asked to file a report. After this notice was given — Rep. Brown asked to have the "repeal" entered into the minority report.

At once — this made two different subjects to vote on — and I also was on the minority side. At the time, it did not seem so important until the heat was turned on from Cass.

I have not changed my mind about North Dakota products — but I am going to support the minority to repeal even though I

voted on the majority side — because — there is no need of a law that is not and cannot be enforced.

I hope this explanation clears the air in Cass County."

SECOND READING OF HOUSE BILLS

House Bill No. 871. A Bill for an Act to amend and reenact section 54-21-19 of the North Dakota Century Code relating to the furnishing of supplies and services to the capitol, state offices and executive mansion, and in connection with the executive mansion, providing for compensation for servants and employees, household maintenance, cost of official functions, and additional household expenses occasioned by such official functions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 483 of the House Journal, the roll was called and there were: ayes, 94; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Ganser	Lang	Rustan
Backes	Gengler	Larsen	Sanstead
Belquist	Gietzen	Larson	Schoenwald
Bergman	Giffey	Leer	Shablow
Bier	Glaspey	Linderman	Skaar
Bloom	Gronhovd	Loerch	Solberg
Borstad	Gudajtes	Lundene	Stallman
Boustead	Hardmeyer	Meschke	Staven
Bowles	Harrison	Meyer	Stockman
Bowman	Hauf	Miller	Strand
Breum	Haugen	Mueller	Streibel
Brown	Haugland	Myhre	Tough
Bruner	Hertz	Obie	Tweten
Burk	Hickle	Olafson	Unruh
Christensen	Hilleboe	Olienyk	Vogel
Christopher	Hoffner	Olson	Wastvedt
Coles	Ivesdal	Opedahl	Welder
Collette	Johnson,	Poling	Wentz
Connolly	Barnes	Powers, Barnes	Whittlesey
Dahlen	Johnson, G. V.	Powers, Cass	Wilkie
Dornacker	Jungroth	Rivinius	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker
Erickson, Ward	Krenz	Ruddy	

Those voting in the negative were:

Davis	Rieger	Shorma	Wagner
Frank			

Absent and not voting:

Bilden	Erickson,	Montplaisir	Stenhjem
Dick	Mountrail	Reimers	Williamson
Duncan	Froeschle	Schaffer	

So the bill passed and the title was agreed to.

House Bill No. 940. A Bill for an Act to create and enact section 15-55-02.1 of the North Dakota Century Code providing authorization for and limitations on issuing refunding bonds by the state board of higher education and to amend and re-enact section 15-55-14 of the North Dakota Century Code relating to constructing, operating and financing revenue producing buildings at higher educational institutions:

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 484 of the House Journal, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Ganser	Larson	Schoenwald
Belquist	Gengler	Leer	Shablow
Bergman	Gietzen	Linderman	Shorma
Bier	Giffey	Loerch	Skaar
Bloom	Glaspey	Lundene	Solberg
Borstad	Gudajtes	Meschke	Stallman
Boustead	Hardmeyer	Meyer	Staven
Bowles	Harrison	Montplaisir	Stockman
Bowman	Hauf	Mueller	Strand
Breum	Haugen	Myhre	Streibel
Brown	Haugland	Obie	Tough
Bruner	Hertz	Olafson	Tweten
Burk	Hickle	Olienyk	Unruh
Christensen	Hilleboe	Olson	Vogel
Christopher	Hoffner	Opedahl	Wagner
Coles	Ivesdal	Poling	Wastvedt
Collette	Johnson,	Powers, Barnes	Welder
Connolly	Barnes	Rieger	Wentz
Dahlen	Johnson, G. V.	Rivinius	Whittlesey
Davis	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Erickson, Ward	Kvasager		

Absent and not voting:

Bilden	Erickson,	Miller	Schaffer
Dick	Mountrail	Powers, Cass	Stenhjem
Duncan	Froeschle	Reimers	Williamson
	Gronhovd		

So the bill passed and the title was agreed to.

House Bill No. 523. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 489 of the House Journal, the roll was called and there were: ayes, 88; nays, 7; absent and not voting, 14.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Backes	Frank	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bergman	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Solberg
Bloom	Glaspey	Meschke	Staven
Borstad	Gudajtes	Meyer	Stockman
Boustead	Hardmeyer	Montplaisir	Strand
Bowles	Hauf	Mueller	Streibel
Bowman	Haugen	Myhre	Tough
Breum	Haugland	Obie	Tweten
Brown	Hertz	Olafson	Unruh
Bruner	Hickle	Olienyk	Vogel
Burk	Hilleboe	Olson	Wagner
Christensen	Hoffner	Opedahl	Wastvedt

Christopher	Ivesdal	Poling	Welder
Coles	Johnson,	Powers, Barnes	Wentz
Collette	Barnes	Rieger	Whittlesey
Connolly	Jungroth	Rivinius	Wilkie
Dahlen	Knudsen	Rosendahl	Winge
Davis	Krenz	Rundle	Mr. Speaker
Dornacker			

Those voting in the negative were:

Elkin	Larsen	Ruddy	Stallman
Johnson, G. V.	Larson	Shorma	

Absent and not voting:

Bilden	Erickson,	Gronhovd	Reimers
Dick	Mountrail	Harrison	Schaffer
Duncan	Froeschle	Miller	Stenhjem
	Gengler	Powers, Cass	Williamson

So the bill passed and the title was agreed to.

House Bill No. 608. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the employment of a state architect.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 490 of the House Journal, the roll was called and there were: ayes, 62; nays, 29; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Leer	Rustan
Backes	Fossum	Linderman	Sanstead
Belquist	Gietzen	Lundene	Schoenwald
Bergman	Giffey	Meschke	Shablow
Bloom	Glaspey	Meyer	Shorma
Borstad	Gronhovd	Montplaisir	Skaar
Bowles	Gudajtes	Myhre	Solberg
Bowman	Hardmeyer	Obie	Staven
Breum	Hauf	Olafson	Strand
Brown	Haugen	Olienyk	Tough
Bruner	Haugland	Olson	Vogel
Burk	Hoffner	Opedahl	Wagner
Christopher	Ivesdal	Poling	Wilkie
Coles	Krenz	Rieger	Winge
Collette	Kvasager	Rosendahl	Mr. Speaker
Dahlen	Larson		

Those voting in the negative were:

Aamoth	Ganser	Larsen	Streibel
Bier	Hickle	Loerch	Tweten
Boustead	Hilleboe	Mueller	Unruh
Christensen	Johnson,	Powers, Barnes	Wastvedt
Connolly	Barnes	Rivinius	Welder
Davis	Jungroth	Rundle	Wentz
Elkin	Knudsen	Stockman	Whittlesey
Frank	Lang		

Absent and not voting:

Bilden	Erickson,	Hertz	Ruddy
Dick	Mountrail	Johnson, G. V.	Schaffer
Dornacker	Froeschle	Miller	Stallman
Duncan	Gengler	Powers, Cass	Stenhjem
	Harrison	Reimers	Williamson

So the bill passed and the title was agreed to.

House Bill No. 829. A Bill for an Act relating to limitation of income tax refunds to amounts over one dollar and income tax

assessments and collections to amounts over one dollar; application of refunds and credits to delinquent income taxes; provide for an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 490, House Journal, the roll was called and there were: ayes, 91; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Aamoth	Ganser	Larsen	Rustan
Anderson	Gengler	Larson	Sanstead
Backes	Gietzen	Leer	Schoenwald
Belquist	Giffey	Linderman	Shablow
Bergman	Glaspey	Loerch	Shorma
Bier	Gronhovd	Lundene	Skaar
Bloom	Gudajtes	Meschke	Stallman
Borstad	Hardmeyer	Meyer	Staven
Boustead	Hauf	Miller	Stockman
Bowles	Haugen	Montplaisir	Strand
Bowman	Haugland	Mueller	Streibel
Breum	Hertz	Myhre	Tough
Brown	Hickle	Obie	Tweten
Burk	Hilleboe	Olafson	Unruh
Christensen	Hoffner	Olienyk	Vogel
Christopher	Ivesdal	Olson	Wagner
Coles	Johnson,	Opedahl	Wastvedt
Collette	Barnes	Poling	Welder
Dahlen	Jungroth	Powers, Barnes	Wentz
Davis	Knudsen	Rieger	Whittlesey
Elkin	Krenz	Rivinius	Wilkie
Erickson, Ward	Kvasager	Rosendahl	Winge
Fossum	Lang	Rundle	Mr. Speaker

Those voting in the negative were:

Connolly Frank

Absent and not voting:

Bilden	Erickson,	Johnson, G. V.	Schaffer
Bruner	Mountrail	Powers, Cass	Solberg
Dick	Froeschle	Reimers	Stenhjem
Dornacker	Harrison	Ruddy	Williamson
Duncan			

So the bill passed and the title was agreed to.

House Bill No. 837. A Bill for an Act to amend section 57-06-02 of the North Dakota Century Code by creating and enacting a new subsection to it relating to the definition of a pipeline, and to amend and reenact section 57-06-05 of the North Dakota Century Code relating to annual assessments of the state board of equalization.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 491, House Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Rundle
Anderson	Ganser	Larsen	Rustan
Backes	Gengler	Larson	Sanstead
Belquist	Gietzen	Leer	Schoenwald
Bergman	Giffey	Linderman	Shablow
Bier	Glaspey	Loerch	Shorma

Bloom	Gronhovd	Lundene	Skaar
Borstad	Gudajtes	Meschke	Solberg
Boustead	Hardmeyer	Meyer	Stallman
Bowles	Harrison	Miller	Staven
Bowman	Hauf	Montplaisir	Stockman
Breum	Haugen	Mueller	Strand
Brown	Haugland	Myhre	Streibel
Bruner	Hertz	Obie	Tweten
Burk	Hickle	Olafson	Unruh
Christensen	Hilleboe	Olienyk	Vogel
Christopher	Hoffner	Olson	Wagner
Coles	Ivesdal	Opedahl	Wastvedt
Collette	Johnson,	Poling	Welder
Connolly	Barnes	Powers, Barnes	Wentz
Dahlen	Johnson, G. V.	Powers, Cass	Whittlesey
Davis	Jungroth	Rieger	Wilkie
Elkin	Knudsen	Rivinius	Winge
Erickson, Ward	Krenz	Rosendahl	Mr. Speaker
Fossum	Kvasager	Ruddy	

Absent and not voting:

Bilden	Duncan	Froeschle	Stenhjem
Dick	Erickson,	Reimers	Tough
Dornacker	Mountrail	Schaffer	Williamson

So the bill passed and the title was agreed to.

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Which had been read.

The question being on the final passage of the bill, as amended, page 492, House Journal, Rep. Solberg moved that House Bill No. 512 be placed at the bottom of the calendar, which motion prevailed.

Rep. Giffey moved that House Bill No. 692 be amended, in the title, in line 4 of the title, after the figures 57-40.1-02, insert the following: "of the 1963 Supplement to the North Dakota Century Code", which motion prevailed.

House Bill No. 692. A Bill for an Act relating to the imposition of an excise tax on motor vehicles acquired in the state of North Dakota upon which retail sales tax has not been paid; providing a penalty, and to amend and reenact section 57-40.1-02 of the 1963 Supplement to the North Dakota Century Code relating to the imposition of an excise tax on motor vehicles.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 492, House Journal, the roll was called and there were: ayes, 87; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Gengler	Larson	Rundle
Anderson	Gietzen	Leer	Rustan
Backes	Giffey	Linderman	Sanstead
Belquist	Glaspey	Loerch	Schoenwald
Bergman	Gronhovd	Lundene	Shablow
Bloom	Gudajtes	Meschke	Shorma
Borstad	Hardmeyer	Meyer	Skaar
Boustead	Harrison	Miller	Solberg
Bowman	Hauf	Montplaisir	Stallman
Breum	Haugen	Mueller	Staven
Brown	Haugland	Myhre	Stockman
Bruner	Hertz	Obie	Strand

Burk	Hilleboe	Olafson	Streibel
Christensen	Hoffner	Olson	Tough
Christopher	Ivesdal	Opedahl	Unruh
Coles	Johnson,	Poling	Vogel
Collette	Barnes	Powers, Barnes	Wagner
Dahlen	Jungroth	Powers, Cass	Wentz
Erickson, Ward	Knudsen	Rieger	Whittlesey
Fossum	Krenz	Rivinius	Wilkie
Frank	Kvasager	Rosendahl	Winge
Ganser	Larsen	Ruddy	Mr. Speaker

Those voting in the negative were:

Bier	Davis	Johnson, G. V.	Wastvedt
Bowles	Elkin	Olienyk	Welder
Connolly	Hickle	Tweten	

Absent and not voting:

Bilden	Duncan	Froeschle	Schaffer
Dick	Erickson,	Lang	Stenhjem
Dornacker	Mountrail	Reimers	Williamson

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Bloom asked unanimous consent of the House to withdraw House Bills No. 767, 744, 742 and 663, which consent was granted.

Rep. Winge asked unanimous consent of the House to withdraw House Concurrent Resolution "P", which consent was granted.

Rep. Giffey moved that the House now recess until 12:30 p.m., February 15, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTIETH DAY AFTER RECESS AND FORTY-SECOND DAY

Bismarck, February 15, 1965

The House reconvened at 12:30 p.m. pursuant to the motion of Rep. Giffey with Speaker Link presiding.

The Speaker announced that the House would be on the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Wilkie moved that the amendments to House Bill No. 848 as recommended by the Committee on Agriculture, page 554 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the reading of the amendments to House Bill No. 941 be dispensed with, which motion prevailed.

Rep. Wilkie moved that the amendments to House Bill No. 941 as recommended by the Committee on Agriculture, page 554 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to House Bill No. 912 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 912 as recommended by the Committee on State and Federal Government, pages 555 and 556 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the reading of the amendments to House Resolution No. 3 be dispensed with, which motion prevailed.

Rep. Wilkie moved that the amendments to House Resolution No. 3 as recommended by the Committee on Agriculture, pages 556, 557, and 558 of the House Journal, be adopted, which motion prevailed.

Rep. Haugen moved that the amendments to House Bill No. 796 as recommended by the Committee on General Affairs, page 558 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 804 as recommended by the Committee on Transportation, page 559 of the House Journal, be adopted, which motion prevailed.

Rep. Haugen moved that the reading of the amendments to House Bill No. 887 be dispensed with, which motion prevailed.

Rep. Haugen moved that the amendments to House Bill No. 887 as recommended by the Committee on General Affairs, pages 559, 560, 561, 562, 563, 564, and 565 of the House Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 501

House Bill No. 690

House Bill No. 692 Re-engrossed

House Bill No. 705

House Bill No. 709
 House Bill No. 717
 House Bill No. 753
 House Bill No. 763
 House Bill No. 776
 House Bill No. 877
 House Bill No. 881

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 564

Was delivered to the Governor for his approval at the hour of 1:00 o'clock p.m., February 15, 1965, A.D.

REP. SHABLOW, Chairman

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 935 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Rep. Christiansen moved that House Bill No. 935 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 541 has had the same under consideration and recommends that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

For an Act to create and enact sections 55-01-10, 55-02-07, 55-08-01, 55-08-02, 55-08-03, 55-08-04, 55-08-05, 55-08-06, 55-08-07, 55-08-08, 55-08-09, 55-08-10, 55-08-11, 55-08-12, 55-08-13 and 55-08-14, and to amend and reenact sections 55-01-01, 55-01-02, 55-01-03, 55-01-04, 55-01-05, 55-01-06, 55-01-07, 55-02-01, 55-02-01.1, 55-02-01.2, 55-02-02, 55-02-03, 55-02-04, 55-02-05, 55-02-06, 55-03-01, 55-03-02, 55-03-03, 55-03-04, 55-03-05, 55-03-06, 55-03-07 and Subsection 7 of section 55-05-02, and to repeal sections 55-07-01, 55-07-02, 55-07-03, 55-07-04 of the 1963 Supplement to the North Dakota Century Code, to provide for a state historical board and a superintendent for the state historical board; to provide for the protection of pre-historic and historic artifacts and sites found, located, or in the possession of another department of the state, county, or local government; to provide for the protection and licensing of paleontological sites, deposits, and materials; to establish a North Dakota Park Service, to provide for a director of state parks, powers and duties, operation, administration and maintenance of the state parks and the issuance and payment of revenue bonds.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 55-01-01 of the 1963
 2 Supplement to the North Dakota Century Code is hereby
 2a amended and
 3 reenacted to read as follows:
 4 55-01-01. STATE HISTORICAL (((SOCIETY ---)))
 5 BOARD (((OF DIRECTORS))).) There shall be a state
 6 historical society of North Dakota. The governor, by and with
 6a the

7 consent of the senate, shall appoint nine members of the state
 7a his-
 8 torical society of North Dakota to serve as a board of directors
 8a to
 9 be known as the state historical board. Appointments shall
 9a be made
 10 from members of the state historical society who are residents
 10a of
 11 North Dakota who have had continuous membership in the
 11a society for three years immediately previous to the
 11b appointment. The governor
 12 will make his appointments from a list submitted by the
 12a membership
 13 group. Interim appointment may be made by the governor if
 13a the senate
 14 is not in session and such interim appointees may hold office
 14a until
 15 the senate has had an opportunity to confirm or reject such
 15a appoint
 16 ments. (((The governor shall appoint to the first board of
 16a direc-
 17 tors, beginning July 1, 1963, with three members to serve for a
 17a term
 18 of one year each, three members for a term of two years each,
 18a and
 19 three members for a term of three years each. Thereafter
 19a appoint-
 20 ments))) Appointments shall be for a term of three years from
 20a the
 21 first day of July to the thirtieth day of June of the third year
 21a or
 22 until a successor has been appointed and qualified. Vacancies
 22a occur-
 23 ring other than by the expiration of an appointive term shall
 23a be
 24 filled by appointment for the remainder of the term only in
 24a the same
 25 manner as regular appointments. The board of directors shall
 25a select
 26 from its membership a president, vice-president, and secretary
 26a to
 27 serve as officers of the (((state historical society))) board.
 27a The (((governor, auditor,))) secretary of state, state engineer,
 27b state
 28 highway commissioner, commissioner of agriculture and
 28a labor, state
 29 forester, (((and))) state game and fish commissioner, director
 29a of
 30 state library commission, and state treasurer shall be ex officio
 31 members of the board (((of directors of the state historical
 31a soci-
 32 ety))) and shall take care that the interests of the state are
 32a pro-
 33 tected. (((The governor may appoint a representative to serve
 33a in
 34 his stead at such meetings as he may be unable to attend.)))
 35 SECTION 2. AMENDMENT.) Section 55-01-02
 36 of the North Dakota Century Code is hereby amended and
 36a reenacted to
 37 read as follows:
 38 55-01-02. STATE HISTORICAL (((SOCIETY))) BOARD —
 38a POWERS —
 39 LIMITATIONS.) The state historical (((society))) board
 39a shall

- 40 be (((the trustee for this state and as such shall))) authorized
 40a to:
- 41 1. Faithfully expend and apply all money received from the
 41a state,
 42 to the uses and purposes directed by law;
 - 43 2. Hold all its present and future historical collections and
 44 property for the state;
 - 45 3. Sell or exchange any duplicates of any article that the
 46 (((society))) board may have or obtain;
 - 47 4. Permit withdrawal from its collections and property of
 47a such
 48 articles as may be needed for exhibition purposes;
 48a (((and)))
 - 49 5. Permit the withdrawal of books and collections from the
 50 library and museum temporarily under such rules as the
 50a board
 51 (((of directors))) may prescribe (((.))) ;
 - 52 6. Select and appoint a superintendent to carry out the
 52a policies
 53 and directives of the board;
 - 54 7. Acquire in behalf of the state of North Dakota, by lease,
 55 purchase, gift, or by the exercise of eminent domain, state
 56 monuments;
 - 57 8. Set aside for monuments, such lands as are now owned by
 57a the
 58 state and not held or acquired for some other purpose;
 - 59 9. Supervise, control, care for, maintain, and develop any
 59a such
 60 state monuments as trustees for the state; and
 - 61 10. Administer any such state monuments as an agent of the
 62 national park service, bureau of reclamation, corps of
 63 engineers, or any other division of federal, state, or local
 64 government.
- 65 The secretary of the (((society))) board shall have power to
 65a withdraw
 66 for temporary use such of the collections as shall be needed for
 66a the
 67 compilation and editing of the publications of the (((society)))
 67a board.
- 68 The (((society))) board, however, shall not sell, mortgage,
 68a transfer,
 69 or dispose of any of its collections or property except as
 69a authorized
 70 by law, nor shall it, without authority of law, remove from the
 71 historical rooms in the capitol any article contained therein.
- 72 SECTION 3. AMENDMENT.) Section 55-01-03
 73 of the North Dakota Century Code is hereby amended and re-
 73a enacted to
 74 read as follows:
- 75 55-01-03. (((DUTIES.)) The society shall:
- 76 1. Collect books, maps, charts, and other papers and materials
 77 illustrative of the history of this state in particular
 78 and of the west generally;
 - 79 2. Obtain from the early pioneers narratives of their exploits,
 80 perils, and adventures;
 - 81 3. Procure facts and statements relative to the history,
 82 progress, and decay of our Indian tribes so as to exhibit
 83 faithfully the antiquities and the past and present
 84 resources and conditions of this state;
 - 85 4. Purchase books to supply deficiencies in the various
 86 departments of its collection, and especially reports on
 87 the legislation of other states, on railroads, and
 88 geological surveys and on educational and humane institu-
 89 tions for legislative reference, and such other books, maps,

- 90 charts, and materials as will facilitate the investigation
 91 of historical, scientific, and literary subjects. The
 92 secretary of state shall furnish to the state historical
 93 society, for reference and exchange purposes, fifty copies
 94 each of every state publication;
 95 5. Catalogue all of the collections of said department for the
 96 more convenient reference of all persons who have occa-
 96a sion
 97 to consult the same. The state shall bind the unbound
 98 books, documents, manuscripts, and pamphlets, and espe-
 98a cially
 99 newspaper files containing legal notices, in the possession
 100 of the society;
 101 6. Prepare annually for publication four quarterly reports of
 102 its collections and such other matters relating to the
 103 transactions of the society as may be useful to the public.
 104 Such report shall be in such form and in such binding as
 105 the board of directors shall determine, and shall be
 106 printed by the state. The board of directors shall have
 107 charge of the distribution and sale of such reports and
 108 shall account for the proceeds received therefrom to the
 109 state auditing board;
 110 7. Keep its rooms open at all reasonable hours on business
 111 days for the reception of the citizens of this state who
 112 may wish to visit the same, without fee; and
 113 8. Whenever any grant, devise, bequest, donation, gift, or
 114 assignment of money, bonds, or choses in action, or of any
 115 property, real or personal, is made to it, to receive and
 116 accept the same, and the right and title thereto, in the
 117 name of the state.))

118 MEETINGS — WHEN HELD — QUORUM — COMPENSA-
 118a TION
 119 AND EXPENSES OF MEMBERS.) The state historical board
 119a shall
 120 meet at the call of the president not less than every three
 120a months
 121 and seven members shall constitute a quorum. The ex officio
 121a members
 122 shall receive no additional compensation for service upon the
 122a board
 123 but shall be paid their expenses when engaged in the discharge
 123a of
 124 their official duties as members of the commission, in the same
 125 manner and amounts as other state officers are paid, from
 125a funds
 126 available to the board.

127 SECTION 4. AMENDMENT. Section 55-01-04
 128 of the North Dakota Century Code is hereby amended and re-
 128a enacted to
 129 read as follows:

130 55-01-04. (((CONTRIBUTIONS FOR RELICS OR
 131 SITES DEPOSITED WITH STATE TREASURER.)) The
 132 money contributed for the purchase of historical relics or sites
 133 shall be placed in the hands of the state treasurer and shall be
 134 paid out for such purpose only on warrant of the department of
 135 accounts and purchases signed by the state auditor when
 135a approved by
 136 the board of directors of the state historical society or a
 136a majority
 137 of its members.))) ACCEPTANCE OF GIFTS,
 138 GRANTS, DEVICES, BEQUESTS, DONATIONS, AND
 139 ASSIGNMENTS — DEPOSITED WITH THE STATE
 140 TREASURER — HOW EXPENDED.) Whenever any
 141 grant, devise, bequest, donation, gift, or assignment of money,

142 bonds, or choses in action, or of any property, real or personal,
 142a is
 143 made to the state historical board or either division under it,
 143a such
 144 board shall receive and accept the same, and the right and title
 145 thereto, in the name of the state. All moneys coming into the
 145a hands
 146 of the board as donations, gifts, grants, and bequests, unless by
 147 the terms of the donation, gift, grant, or bequest such moneys
 147a are
 148 required to be maintained in another manner, shall be main-
 148a tained
 149 within the state treasury. All rent, interest, or income from
 149a land,
 150 money, or property received by the board by donation, gift,
 150a grant, or
 151 bequest, shall also be maintained within the state treasury
 151a unless by
 152 the terms of their acquisition such moneys are required to be
 152a main-
 153 tained in a different manner. Such moneys shall be paid out
 153a for the
 154 purposes prescribed by the donor upon the approval of the state
 155 historical board by warrant-check prepared by the department
 155a of
 156 accounts and purchases.
 157 SECTION 5. AMENDMENT.) Section 55-01-05
 158 of the North Dakota Century Code is hereby amended and re-
 158a enacted to
 159 read as follows:
 160 55-01-05. LAND ACQUIRED FOR HISTORICAL (((SO-
 160a CIETY)))
 161 PURPOSES — TITLE — (((USE FOR PUBLIC PARKS)))
 161a PLACED IN CUSTODY
 162 OF OLD SETTLERS' ASSOCIATIONS AND COUNTY
 162a HISTORICAL SOCIETIES.) When land shall be contributed or
 163 purchased as herein provided for historical purposes, the title
 163a shall
 164 vest in the state of North Dakota. Such land may be placed
 164a in the
 165 custody of the old settlers' associations of the respective coun-
 165a ties
 166 in which such sites are located, and may be improved and used
 166a by
 167 them (((for public park purposes and))) for the accumulation
 167a and
 168 care of relics of historical interest. Where it appears that the
 169 use and purpose of such land is a matter of primarily local or
 170 regional interest, the state historical board may, upon such
 170a terms,
 171 conditions, and consideration as the board may require, trans-
 171a fer and
 172 convey the land to a political subdivision or nonprofit corpo-
 172a ration
 173 where such interest lay.
 174 SECTION 6. AMENDMENT.) Section 55-01-06 of the
 175 North Dakota Century Code is hereby amended and reenacted
 175a to
 176 read as follows:
 177 55-01-06. RELICS — LOAN TO OLD SETTLERS
 178 ASSOCIATION — PRESERVATION.) When relics are
 179 contributed or purchased, they shall be placed in the custody of
 179a the
 180 state historical (((society))) board, and those of a local

180a historical
 181 nature may be loaned to the county old settlers' associations
 181a when
 182 proper provision has been made for their care and
 182a preservation.
 183 SECTION 7. AMENDMENT.) Section 55-01-07
 184 of the North Dakota Century Code is hereby amended and
 184a reenacted to
 185 read as follows:
 186 55-01-07. CLAIMS INCURRED BY (((SOCIETY)))
 186a BOARD —
 187 HOW PAID.) All bills or claims against the state,
 188 arising by reason of expenditures authorized by the
 188a (((society)))
 189 state historical board for the purposes provided by law, shall
 189a be
 190 (((processed by the department of accounts and purchases and
 190a shall
 191 be examined and audited by))) submitted on vouchers to the
 191a state
 192 auditing board (((in the same manner as other claims are
 192a examined,
 193 audited, and allowed or rejected))) for approval and paid by
 194 warrant-check prepared by the department of accounts and
 194a purchases.
 195 SECTION 8.) Section 55-01-10 of the North
 196 Dakota Century Code is hereby created and enacted to read as
 196a follows:
 197 55-01-10. EXCHANGE OF LANDS WITH OTHER
 197a DIVISIONS
 198 OF STATE GOVERNMENT.) The state historical board may
 199 transfer and convey certain lands held by the board to another
 199a agency
 200 of the state in exchange for lands held by such other agency,
 200a and
 201 such other agency may make the necessary conveyance to
 201a transfer and
 202 convey lands held by it to the state historical board to effect
 202a such
 203 exchange. Such transfers may be made at any time the board
 203a and
 204 another agency deem such exchange to be mutually
 204a advantageous.
 205 SECTION 9.) The title to Chapter 55-02 is hereby
 206 amended to read as follows: (((STATE PARKS,)))
 207 STATE MONUMENTS (((, AND STATE RECREATION
 207a RESERVES)))
 208 SECTION 10. AMENDMENT.) Section 55-02-01
 209 of the North Dakota Century Code is hereby amended and
 209a reenacted to
 210 read as follows:
 211 55-02-01. (((AUTHORITY TO ACQUIRE STATE PARKS,
 212 STATE MONUMENTS, AND STATE RECREATION
 212a RESERVES —
 213 HELD IN TRUST.) The state historical society is
 214 hereby authorized:
 215 1. To acquire in behalf of the state of North Dakota, by
 216 purchase, gift, or by the exercise of the power of eminent
 217 domain, lands for state parks, state monuments, and state
 218 recreation reserves, including state parks, state
 218a monuments,
 219 and state recreation reserves, now or hereafter developed
 220 by the national park service of the United States;
 221 2. To set aside for park, monument, or recreation purposes,

221a such
 222 lands as are now owned by the state and not held for some
 223 other purpose;
 224 3. To supervise, control, care for, maintain, and develop any
 225 such state parks, state monuments, state recreation
 225a reserves,
 226 as trustees for the state; and
 227 4. To administer any such state parks, state monuments, and
 228 state recreation reserves, when so authorized, as an agent
 229 of the national park service.)))
 230 STATE HISTORICAL BOARD — APPOINTMENT OF
 231 SUPERINTENDENT — DUTIES.) The board shall
 232 appoint a superintendent who shall act as chief administrative
 232a and
 233 executive officer in carrying out the policies and directives of
 233a the
 234 board and shall have charge of all employees and activities
 234a and shall
 235 perform such other duties as may be assigned to him by the
 235a board.
 236 SECTION 11. AMENDMENT.) Section 55-02-01.1
 237 of the North Dakota Century Code is hereby amended and
 237a reenacted to
 238 read as follows:
 239 55-02-01.1 (((EXCHANGE OF LANDS WITH GAME AND
 239a FISH
 240 DEPARTMENT.) The state historical society may transfer
 241 and convey certain lands held by the state of North Dakota
 241a for the
 242 use and benefit of said society to the state of North Dakota
 242a for the
 243 use and benefit of the state game and fish commissioner in
 243a exchange
 244 for certain lands held by the state of North Dakota for the use
 244a and
 245 benefit of said commissioner, and the said commissioner may
 245a make the
 246 necessary conveyance to transfer and convey lands held by
 246a the state
 247 of North Dakota for his use and benefit to the state of North
 247a Dakota
 248 for the use and benefit of the state historical society to effect
 249 such exchange. Such transfers may be made at any time the
 249a said
 250 society and said commissioner deem such exchange to be de-
 250a sirable for
 251 the benefit of said society and said commissioner respective-
 251a ly.)))
 252 TERM OF OFFICE — VACANCY — SALARY
 253 AND EXPENSES — BOND.) The superintendent shall
 254 serve at the pleasure of the state historical board and until his
 255 successor is appointed and qualified. In case of vacancy by
 255a death,
 256 removal, resignation, or any other cause, the board shall fill the
 257 vacancy by appointment. The salary shall be determined by
 257a the board
 258 within the limits of legislative appropriation and the superin-
 258a tendent
 259 shall be entitled to compensation for his expenses incurred
 259a while in
 260 the discharge of his official duties, paid in the same manner and
 261 amounts as other state officials are paid, from funds available
 261a to
 262 the board. Before entering upon their duties, each shall fur-

262a nish a
 263 bond in the penal sum of ten thousand dollars.
 264 SECTION 12. AMENDMENT.) Section 55-02-01.2
 265 of the North Dakota Century Code is hereby amended and re-
 265a enacted to
 266 read as follows:
 267 55-02-01.2 ((EXCHANGE OF LANDS WITH BOARD OF
 267a UNIVERSITY
 268 AND SCHOOL LANDS.) The state historical society may
 268a transfer
 269 and convey certain lands held by the state of North Dakota
 269a for the
 270 use and benefit of said society to be acquired from the United
 270a States
 271 in exchange for lands now held in the Theodore Roosevelt
 271a National
 272 Memorial Park by the state for the use and benefit of the state
 273 historical society, to the state of North Dakota to constitute a
 273a part
 274 of the school lands of the state in exchange for lands of equal
 274a value,
 275 constituting a part of the permanent school funds of said state,
 275a and
 276 the board of university and school lands may make the neces-
 276a sary
 277 transfer and conveyance to effect such exchange.)))
 278 DUTIES OF THE SUPERINTENDENT.) The superintendent
 279 shall:

- 280 1. Collect books, maps, charts, and other papers and materials
 281 illustrative of the history of this state in particular and
 282 of the west generally;
- 283 2. Obtain from the early pioneers narratives of their exploits,
 284 perils, and adventures;
- 285 3. Procure facts and statements relative to the history,
 286 progress, and decay of our Indian tribes so as to exhibit
 287 faithfully the antiquities and the past and present
 288 resources and conditions of this state;
- 289 4. Purchase books to supply deficiencies in the various de-
 289a part-
 290 ments of its collection, and especially reports on the legis-
 291 lation of other states, on railroads, and geological surveys
 292 and on educational and humane institutions for legislative
 293 reference, and such other books, maps, charts, and
 293a materials
 294 as will facilitate the investigation of historic, scientific,
 295 and literary subjects. The secretary of state shall furnish
 296 to the superintendent for reference and exchange purposes,
 297 as many copies as requested by the superintendent of every
 298 state publication;
- 299 5. Catalogue all of the collections of the board for the more
 300 convenient references of all persons who have occasion to
 301 consult the same. The state shall bind the unbound books,
 302 documents, manuscripts, and pamphlets, and especially
 303 newspaper files containing legal notices, in the possession
 304 of the board;
- 305 6. Prepare annually for publication four quarterly reports of
 306 its collections and such other matters relating to the
 307 transactions of the board as may be useful to the public.
 308 Such report shall be in such form and in such binding as
 308a the
 309 state historical board shall determine, and shall be printed
 310 by the state. The board shall have charge of the distri-
 311 bution and sale of such reports and shall account for the
 312 proceeds received therefrom to the state auditing board;

312a and
 313 7. Keep its rooms open at all reasonable hours on business
 314 days for the reception of the citizens of this state who
 315 may wish to visit the same, without fee.
 316 SECTION 13. AMENDMENT.) Section 55-02-02
 317 of the North Dakota Century Code is hereby amended and re-
 317a enacted
 318 to read as follows:
 319 55-02-02. (((STATE PARK COMMITTEE AUTHORIZED —
 320 DUTIES.) For the purposes provided in this chapter,
 321 the board of directors of the state historical society, with the
 322 advice and consent of the governor, may create a state park
 322a committee
 323 of five persons to consist of members of such board or other
 324 qualified persons who, when so authorized by the board, shall
 325 exercise all of the powers and perform all of the duties herein
 326 vested in the state historical society.)))
 327 TRANSFER OF PROPERTY FROM STATE HISTORICAL
 327a SOCIETY
 328 BOARD TO NORTH DAKOTA PARK SERVICE.) Upon the
 328a effective
 329 date of this Act the superintendent and the director of the
 329a North
 330 Dakota Park Service shall meet for the purpose of determining
 330a which
 331 land or other property presently held by the state of North
 331a Dakota
 332 for the use and benefit of the state historical society should be
 333 transferred to the North Dakota Park Service. All land
 333a presently
 334 held by the state of North Dakota for the use and benefit of the
 335 state historical society shall remain for the use and benefit
 335a of the
 336 board if such land is for predominantly historical purposes. All
 337 other land presently held by the state of North Dakota for the
 337a use
 338 and benefit of the state historical society and which is not of
 339 predominantly historical value, shall be transferred to the
 339a North
 340 Dakota Park Service. If for any reason the superintendent of
 340a the
 341 state historical board and the North Dakota Park Service
 341a director
 342 cannot agree upon which lands are held predominantly for
 342a historical
 343 purposes and which lands are primarily for park purposes, the
 344 governor shall make the determination.
 345 SECTION 14. AMENDMENT.) Section 55-02-03
 346 of the North Dakota Century Code is hereby amended and
 346a reenacted to
 347 read as follows:
 348 55-02-03. RULES AND REGULATIONS TO PROTECT
 348a (((STATE
 349 PARKS,))) STATE MONUMENTS (((, AND STATE
 349a RECREATION
 350 RESERVES))) .) The superintendent of the state historical
 350a (((society,
 351 or of the state park committee))) board, when so authorized
 351a by the
 352 board (((of directors))), shall have the power to make and
 352a enforce
 353 suitable rules and regulations relating to the protection, care,
 353a and
 354 use of any (((state park,))) state monument (((, or state rec-

354a reation
 355 reserve,))) and the violation of any such regulation shall
 355a constitute
 356 a misdemeanor and shall be punishable by a fine of not
 356a exceeding one
 357 hundred dollars or by imprisonment for more than thirty days
 357a or by
 358 both such fine and imprisonment.
 359 SECTION 15. AMENDMENT.) Section 55-02-04
 360 of the North Dakota Century Code is hereby amended and
 360a reenacted to
 361 read as follows:
 362 55-02-04. FEES FOR USE OF FACILITIES —
 362a CONCESSION
 363 AGREEMENTS — DURATION.) The superintendent of the
 363a state historical
 364 ((society,))) board (((or the state park committee,))) when
 364a so
 365 authorized by the state historical board (((of directors))),
 365a shall:
 366 1. Fix and collect such fees as it may deem reasonable for
 367 the use of the facilities of any (((state park,))) state
 368 monument (((, and state recreation reserve))); and
 369 2. Enter into concession agreements or leases with private
 370 persons, firms, or corporations for the operation of any
 371 services, including without limitation motels, cabins or
 372 other lodging places, within the areas of any such (((state
 373 park,))) state monument (((, or state recreation
 373a reserve,)))
 374 but no such concession agreement or lease shall run for
 375 more than twenty years.
 376 All moneys collected as fees, compensation for concession
 377 agreements, or otherwise, shall be placed in the general fund
 378 for the purpose of reimbursing such fund for appropriations
 378a made to
 379 the state historical board, except that funds received in the
 379a normal
 380 course of business from concession operations actually carried
 380a on by
 381 the state as a proprietor shall be deposited in the state treasury
 382 in a special revolving fund, and all moneys in such fund are
 382a hereby
 383 appropriated on a continuing basis for expenditure in the
 383a course of
 384 carrying on the business activities of such concession
 384a operations.
 385 If at the end of any fiscal year the balance in the special fund
 386 shall exceed fifty thousand dollars, the state treasurer upon
 386a order
 387 of the director of accounts and purchases, shall transfer such
 388 portion of the balance of the special fund as exceeds fifty
 388a thousand
 389 dollars to the general fund.
 390 SECTION 16. AMENDMENT.) Section 55-02-05
 391 of the North Dakota Century Code is hereby amended and
 391a reenacted
 392 to read as follows:
 393 55-02-05. (((FEES AND PROCEEDS FROM CONCESSION
 394 AGREEMENTS CONSTITUTE STATE PARK
 394a MAINTENANCE FUND —
 395 USED ONLY FOR MAINTENANCE.)) All moneys collected as
 395a fees,
 396 compensation for concession agreements, or otherwise,
 396a pursuant to

397 the terms of this chapter, shall be deposited in the state
 397a treasury
 398 and placed in a special fund to be known as the "state park
 399 maintenance fund", and shall be used and expended in
 399a carrying out
 400 the provisions of this chapter.))) CONTRACTING
 401 SUPERVISION AND MAINTENANCE WITH OTHER
 401a DIVISIONS
 402 OF FEDERAL AND STATE GOVERNMENT --
 402a COMPENSATION FOR
 403 EXPENSES INCURRED.) The superintendent of the state
 404 historical board, when so authorized by the state historical
 404a board,
 405 shall, for the purpose of avoiding undue expense or
 405a inconvenience
 406 by contract with divisions of federal and state governments or
 407 political subdivisions, make suitable arrangements whereby
 407a one shall
 408 supervise and maintain the holdings and property of the other.
 408a The
 409 board, service, department or division providing such services
 410 shall be entitled to compensation for actual and necessary ex-
 410a penses
 411 incurred in such amounts, if any, as may be agreed upon.
 412 SECTION 17. AMENDMENT.) Section 55-02-06
 413 of the North Dakota Century Code is hereby amended and re-
 413a enacted to
 414 read as follows:
 415 55-02-06. STATE HISTORICAL MUSEUM AT PEMBINA.)
 416 The superintendent of the state historical board (((society may
 417 establish and construct a))) shall maintain and operate the
 417a state
 418 historical museum (((to be))) located at or near the city of
 418a Pem-
 419 bina, in the county of Pembina, (((which shall be supervised
 419a by the
 420 state historical society. The state historical society))) and
 420a shall
 421 have custody of the preserve in the museum at Pembina, for
 421a the people
 422 of the state of North Dakota, objects of primitive Indian art and
 423 other articles of historical value to the state which are acquired
 424 for such purpose. The state historical society board may accept
 425 gifts, donations, or contributions to be used or expended in the
 426 (((construction))) maintenance and operation of the historical
 427 museum(((. At such time as the amount of gifts, donations and
 428 contributions, when combined with the appropriation provided
 428a for
 429 this purpose, become sufficient to construct a building which
 429a can
 430 effectuate the purposes of this section, the state historical soci-
 431 ety shall contract for and supervise the construction of the state
 432 historical museum. The state historical society))) and may
 432a (((,
 433 after the construction of the museum has been completed,)))
 433a transfer
 434 the operation of the museum to the city of Pembina upon such
 434a terms
 435 and conditions as the state historical (((society))) board may
 435a re-
 436 quire. The Chateau de Mores at Medora and Camp Hancock
 436a at Bismarck
 437 shall be maintained and operated as historic house museums
 437a under the direction of the state historical board. ((If, in the

437b judgment of
 438 the state historical society, sufficient gifts, donations and con-
 438a tributions are not received for the construction of the museum
 438b by
 439 July 1, 1961, then the state historical society shall return all
 440 such gifts, donations and contributions to the individual or indi-
 441 viduals giving the same, and in such event the appropriation
 441a pro-
 442 vided for this purpose shall be returned to the general fund.)))
 443 SECTION 18.) Section 55-02-07 of the North Dakota
 443a Century Code
 444 is hereby created and enacted to read as follows:
 445 55-02-07. PROTECTION OF PREHISTORIC OR HISTORIC
 445a ARTIFACTS
 446 OR SITES.) Any historical, archaeological, or paleontological
 447 artifact or site that is found or located upon any land owned
 447a by the
 448 state of North Dakota or its political subdivisions or otherwise
 449 comes into its custody or possession shall be cared for, handled,
 450 protected, excavated, or stored under the direction of or in the
 451 manner prescribed by the superintendent of the state historical
 452 society board.
 453 SECTION 19. AMENDMENT.) Section 55-03-01
 454 of the North Dakota Century Code is hereby amended and re-
 454a enacted to
 455 read as follows:
 456 55-03-01. PERMIT TO EXPLORE PREHISTORIC OR
 456a HISTORIC
 457 SITES AND DEPOSITS REQUIRED — APPLICATION —
 457a FEE.) Any person,
 458 before making an investigation, exploration, or excavation of
 458a any
 459 prehistoric or historic ruins, Indian mounds, graves or village,
 460 or other sites for archaeological or paleontological material, on
 460a any
 461 lands in North Dakota, first shall obtain a permit or annual
 461a license
 462 from the superintendent of the state historical (((society)))
 462a board
 463 of North Dakota. Such permit or license shall be issued when
 463a an
 464 application has been filed with such officer setting forth:
 465 1. The location of the site where applicant proposes to
 465a explore
 466 or excavate for such archaeological or paleontological
 467 material; and
 468 2. The qualifications and scientific fitness of the applicant
 469 to make such investigation, exploration, or excavation.
 470 Each such application shall be accompanied by a filing fee of
 470a five
 471 dollars.
 472 SECTION 20. AMENDMENT.) Section 55-03-02
 473 of the North Dakota Century Code is hereby amended and re-
 473a enacted
 474 to read as follows:
 475 55-03-02. CONTENTS OF PERMIT TO EXPLORE PRE-
 475a HISTORIC
 476 OR HISTORIC SITES AND DEPOSITS.)
 477 Each permit or license issued pursuant to an application made
 477a as is
 478 provided by section 55-03-01 shall describe accurately the
 478a location
 479 and site of the ruins, mounds, graves or deposits where the
 480 exploration or excavation is to be conducted and shall

480a authorize or
481 permit explorations or excavations only at the described
481a location.
482 A supplementary permit or license shall be granted for any
482a other
483 location upon the payment of a fee of two dollars and fifty
483a cents,
484 but no permit shall be granted for investigation, exploration,
484a or
485 excavation on any land owned by the state until the
485a superintendent
486 shall be satisfied that the applicant has the scientific training
487 and fitness to make such investigation, exploration, or
487a excavation.
488 Such permit shall not be granted until the applicant has agreed
488a to
489 deliver to the state historical society one-half of all articles,
490 fossil remains, and archaeological, paleontological, or historical
491 materials found and removed from such state land.
492 SECTION 21. AMENDMENT.) Section 55-03-03
493 of the North Dakota Century Code is hereby amended and
493a reenacted
494 to read as follows:
495 55-03-03. PERIOD FOR WHICH PERMIT GRANTED —
496 RENEWAL — REVOCATION.) Each permit or license issued
496a as is
497 provided by section 55-03-01 shall terminate on December
497a thirty-
498 first of the year in which it is issued but may be renewed
498a within
499 thirty days after the expiration thereof upon payment of two
499a dollars.
500 Any permit or license to explore or excavate on any land
500a belonging
501 to the state of North Dakota, or any county or municipality,
501a may be
502 revoked by the superintendent of the state historical
502a (((society)))
503 board at any time, if it appears that explorations or
503a excavations
504 authorized by the permit or license are being conducted
504a negligently
505 or improperly, and without regard for the careful preservation
505a and
506 conservation of the archaeological, paleontological, or
506a historical
507 material contained in such location, site, or deposit.
508 SECTION 22. AMENDMENT.) Section 55-03-04 of the
509 North Dakota Century Code is hereby amended and reenacted
510 to read as follows:
511 55-03-04. FEES DEPOSITED IN REVOLVING FUND —
512 USE.) All fees collected by the superintendent of
513 the state historical (((society))) board under the provisions of
514 this chapter shall be deposited in the revolving fund of the
514a state
515 historical (((society))) board and shall be used by the
515a superinten-
516 dent in making investigations of applicants for such permits or
517 licenses and of the sites or locations sought to be explored by
517a such
518 applicants.
519 SECTION 23. AMENDMENT.) Section 55-03-05
520 of the North Dakota Century Code is hereby amended and
520a reenacted to

521 read as follows:

522 55-03-05. LANDOWNER MAY EXPLORE ON HIS OWN
522a LAND.)

523 Nothing contained in this chapter shall be construed to limit or
524 prohibit any person owning land in this state from exploring or
525 excavating for archaeological or paleontological material on
525a his own
526 land or by written consent to any other person.

527 SECTION 24. AMENDMENT.) Section 55-03-06
528 of the North Dakota Century Code is hereby amended and
528a reenacted to

529 read as follows:

530 55-03-06. UPON SALE OF LAND BY STATE OR
531 MUNICIPALITY ARCHAEOLOGICAL OR

531a PALEONTOLOGICAL
532 MATERIALS RETAINED.) Where land is sold, conveyed,
533 transferred, or leased by the state of North Dakota, or by any
534 department or agency thereof, or by any municipal subdivision
535 thereof, the title to any and all archaeological or
535a paleontological

536 materials, whether such materials are found upon the surface
536a or

537 below the surface of such land, shall be retained by the state or
537a by

538 the municipal subdivision thereof, as the case may be.

539 SECTION 25. AMENDMENT.) Section 55-03-07
540 of the North Dakota Century Code is hereby amended and

540a reenacted

541 to read as follows:

542 55-03-07. VIOLATION OF PROVISIONS OF CHAPTER —
543 PENALTY.)

544 Any person violating any provision of this chapter is guilty of a
545 misdemeanor and shall forfeit to the state all archaeological,
546 paleontological, or historical articles and materials discovered
547 by him, and shall be fined not more than one hundred dollars.

547a In

548 case of failure to pay such fines, he shall be imprisoned in the
549 county jail for a period of not more than thirty days. Any

549a such

550 violation shall be held to be committed in the county where the
551 exploration or excavation for archaeological, paleontological, or
552 historical material was undertaken.

553 SECTION 26. AMENDMENT.) Subsection 7 of section
553a 55-05-02

554 of the North Dakota Century Code is hereby amended and re-
554a enacted

555 to read as follows:

556 7. That the state historical (((society))) board of the state
557 of North Dakota, as trustee for the state of North Dakota,
558 shall have general supervision of the lands herein

559 described and comprising that part of the International
560 Peace Garden located within the state of North Dakota,
560a and

561 the United States of America, for the purpose of seeing
562 that the terms of this chapter, and the trust imposed by

563 this chapter, are complied with by the International Peace
564 Garden, Inc., and for the purpose of co-operating with such

565 corporation in the promulgation, promotion, and develop-
565a ment

566 of the International Peace Garden, in accordance with the
567 original plans and purposes for the establishment of an

568 International Peace Garden upon the International
568a Boundary

569 Line between the United States and Canada for the

569a purpose
 570 of furthering international peace among the nations of
 570a the
 571 world;
 572 SECTION 27.) Chapter 55-08 of the North Dakota
 573 Century Code is hereby created and enacted to read as follows:
 574 NORTH DAKOTA PARK SERVICE
 575 55-08-01. NORTH DAKOTA PARK SERVICE.) There shall
 576 be a North Dakota Park Service. The service shall be under
 576a the
 577 supervision and control of a director of state parks who shall be
 578 appointed by the governor and shall serve at the will of the
 578a governor.
 579 The director shall be chosen with regards to his knowledge,
 579a training,
 580 experience and ability in administration of park work.
 581 The director shall give a bond to the state in the sum of ten
 582 thousand dollars. The director may employ personnel as may
 582a be
 583 necessary for the work of his service. The director may
 583a designate
 584 one of his employees as a deputy to serve at his pleasure who
 584a may
 585 exercise all the powers of the director, subject to his direction
 585a and
 586 control. The deputy shall give a bond to the state in the sum of
 587 five thousand dollars. In case of a vacancy in the office of the
 588 director, his deputy shall have all of the powers and perform
 588a all of
 589 the duties thereof until a successor, either as an action or
 589a regular
 590 incumbent has been appointed. While serving in such vacated
 590a office
 591 the deputy shall receive the same salary as the regular
 591a incumbent.
 592 The salary of the director of state parks and any deputy of
 592a the
 593 service head hereafter established whose salary is not
 593a specifically
 594 prescribed by law shall be fixed by the governor in amount
 594a comparable
 595 to the salary of a department head, commissioner or a deputy
 595a of a
 596 department head having similar duties and responsibilities.
 597 Except as otherwise prescribed or required by law, the
 597a originals
 598 of all official records, orders, and other documents made,
 598a executed
 599 or issued by or under the authority of the director of state
 599a parks
 600 shall be filed and kept in the respective offices where the same
 601 were made, executed or issued, or in such other office in the
 601a service
 602 as the director or deputy may direct.
 603 55-08-02. STATE PARK ADVISORY COUNCIL.)
 604 There shall be a state park advisory council made up of five
 604a members
 605 appointed by the governor and they shall act as an advisory
 605a council
 606 to the North Dakota Park Service. The advisory council
 606a members shall
 607 meet at least four times a year and shall be entitled to travel
 608 compensation at state expense. The director of state parks
 608a shall

609 furnish the necessary reports and information requested by the
 609a coun-
 610 cil.

611 55-08-03. DUTIES — POWERS — LIMITATIONS.)

612 The director of the state parks shall be the administrative and
 613 executive head of the service. Subject to the provisions hereof
 613a and

614 other applicable laws, he shall have the following powers and
 614a duties:

- 615 1. The director and his authorized agents and employees
 615a shall
 616 have charge and control full powers of management all
 616a state
 617 parks, state campgrounds, state recreation areas and
 618 reserves of the state, included, but not limited to, site
 619 selection and planning, setting of fees and charges,
 620 setting hours and seasons of operation, regulating the
 621 conduct of guests and visitors, employment and bonding of
 622 personnel, compensation of employees, acquisition,
 622a construc-
 623 tion, reconstruction, betterment, improvement, operation
 624 and maintenance of facilities, and promotion of wide
 625 utilization of and the use, sale, leasing and disposition
 626 of facilities and of all records pertaining to the perfor-
 627 mance of his functions relating thereto.
- 628 2. The director shall have all the powers and duties pre-
 629 scribed for the state auditor with respect to the receipt,
 630 filing, keeping, and certification of reports, lists and
 631 records of descriptions of lands, reserving to the state
 632 auditor all other powers and duties prescribed for him by
 633 law.
- 634 3. The director may accept in behalf of the state all gifts or
 635 grants or lands or personal property tendered to the state
 636 for any purpose pertaining to the activities of the North
 637 Dakota Park Service.
- 638 4. The North Dakota Park Service shall have seals in the
 638a form
 639 and design prescribed by the director, bearing the words
 640 "North Dakota Park Service." The seals may be used to
 641 authenticate the official acts of the director or the
 642 deputy, respectively, but omission or absence of the seal
 643 shall not affect the validity or force of any such act.
- 644 5. The director may provide for the issuance at state expense
 645 of such badges and uniforms as he may deem necessary
 645a and
 646 suitable for officers, supervisors, rangers or employees of
 647 of the North Dakota Park Service.
- 648 6. The director is hereby authorized to rent or lease to
 649 employees of the service such cabins, buildings, or living
 650 quarters as are now or may hereafter be constructed upon
 651 state-owned or leased property, under the control of the
 652 service, when this occupancy is found to be necessary or
 653 beneficial to the work of the service. These leases or
 654 rental agreements shall be upon a month to month basis
 654a and
 655 provide for surrender by the lessee upon demand at any-
 655a time
 656 his services with the state may be terminated, without the
 657 necessity of any written notice. All receipts from rents
 658 shall be paid in to the state treasurer and credited to the
 659 state park fund.
- 660 7. The director of state parks may use for any project herein
 661 authorized any land of the state under his jurisdiction or
 662 control so far as is not inconsistent with the laws

- 663 governing the same, may acquire by purchase, gift, or
 664 condemnation any additional lands or interests in lands
 665 required for such projects, including lands or interests in
 666 adjacent states if authorized by the laws thereof, may
 667 accept gifts or grants of money or property from the
 667a United States
 668 States or any other source for such projects, may use and
 669 apply any money or property so received in accordance
 669a with
 670 the terms of the gift or grant so far as is not inconsistent
 671 with the provisions of this Act or other laws, may act in
 672 behalf of the state as sponsor for any such project under-
 673 taken or authorized by the United States, may make any
 674 sponsor's contribution required for any such projects out of
 675 moneys appropriated or otherwise made available therefor,
 676 and may cooperate with the United States or any adjacent
 677 state or any authorized agency of either in planning,
 678 acquiring, construction, maintaining and operating any
 679 such project upon such terms and conditions as he may
 679a deem
 680 proper, not inconsistent with the laws of this state.
 681 8. The director of state parks may, in behalf of the state,
 682 with the approval of the governor, sell or lease to the
 683 United States, or exchange for lands held by another state
 684 agency, any part of the lands or interest in lands hereto-
 685 fore or hereafter acquired by the state for purposes of
 686 such projects, with any structures or improvements there-
 686a on.
 687 9. The director of state parks shall have the power to make
 688 and enforce suitable rules and regulations relating to the
 689 protection, care and use of any state park, state camp-
 690 ground, state recreation area or reserve, and the violation
 691 of any such regulation shall constitute a misdemeanor and
 692 shall be punishable by a fine of not exceeding one hundred
 693 dollars or by imprisonment for more than thirty days or
 694 both such fine and imprisonment.
 695 55-08-04. EMPLOYEES AS PEACE OFFICERS.)
 696 All supervisors, guards, custodians, rangers, keepers, and care-
 697 takers, of state parks, state campgrounds, state recreation areas
 697a or
 698 reserves shall have and possess the authority and powers of
 698a peace
 699 officers while in their employment.
 700 55-08-05. CHARGES FOR SERVICES.)
 701 The director is hereby authorized to provide special services
 701a within
 702 state parks, state campgrounds, state recreation areas and
 702a reserves,
 703 and to make rules and regulations for the use of such services,
 703a and
 704 to charge fees therefor as follows:
 705 1. Provide special parking space for automobile or other
 706 motor-driven vehicles in any state park or state recreation
 707 area.
 708 2. Provide special parking spurs and camp grounds for auto-
 709 mobiles and sites for tent-camping and special auto trailer
 710 coach parking spaces for the use of the individual charged
 711 for such space according to the daily rate which shall be
 712 determined and fixed by the director consistent with the
 713 type of facility provided for the accommodation of visitors
 714 in any particular park and with similar facilities offered
 715 for tourist camping in the area.
 716 3. Charge a fee for entrance to any pageant grounds which
 717 may be created in any state park, state recreation area or

718 reserve for the purpose of having historical or other
 719 pageants conducted by the agent of any authorized agency.
 720 4. Provide water, sewer, and electric service to trailer or
 721 tent camp sites and charge a reasonable fee.
 722 5. Provide concessions or contract for the lease of any such
 723 facilities to a concessionaire to be operated on such terms
 724 and compensation basis as the director shall determine to
 725 be in the best interest of the state. A bond shall be
 726 required of all concessionaires in such amount as the
 727 director shall determine, conditioned upon the faithful
 728 performance of all duties under the contract and proper
 729 accounting for all funds.

730 55-08-06. PERMITS FOR MOTOR VEHICLES.)
 731 No motor vehicle shall enter or be permitted to enter any state
 732 park, state recreational area or reserve over fifty acres in area
 733 unless it has affixed to its windshield in the lower right corner
 734 thereof a permit issued as provided in this section. The
 734a director of
 735 state parks shall procure permits in such form as he shall
 735a prescribe
 736 for each calendar year which by appropriate language shall
 736a grant
 737 permission to use any state park, state recreational area or
 737a reserve
 738 over fifty acres in area. Permits for each calendar year shall be
 739 provided and placed on sale before October one next preceding,
 739a and
 740 may be affixed and used on or at any time after said date until
 740a the
 741 end of the calendar year for which issued. Such permits in
 741a each
 742 category shall be numbered consecutively for each year of
 742a issue.
 743 A fee of two dollars shall be charged for each permit issued,
 743a except
 744 that permits of appropriate special design may be sold
 744a individually
 745 at fifty cents or in lots of twenty five or more to any
 745a organization
 746 at twenty five cents per permit covering the use of state parks,
 747 state recreational area or reserves under such conditions as the
 748 director may prescribe for a designated period of not more
 748a than two
 749 days. The fees collected shall be deposited in the state park
 749a fund
 750 in the state treasury.

751 55-08-07. STATE PARK FUND.)
 752 All revenues collected as permit fees, admissions, use charges,
 753 rentals, compensation for concession agreements, or otherwise,
 753a shall
 754 be placed in the state park fund, together with all proceeds of
 754a bonds
 755 issued pursuant to section 55-08-08. This fund shall be main-
 755a tained
 756 by the state treasurer as a special trust fund and shall be used
 756a and
 757 disbursed solely for the following purposes:
 758 1. To provide for the payment and security of the principal
 759 and interest when due on any state park revenue bonds
 760 issued pursuant to section 55-08-08. For this purpose the
 761 treasurer shall transfer from this fund to the revenue bond
 762 fund described in section 55-08-09, whenever necessary, so
 763 much of the revenues then on hand as may be required, or
 763a all

- 764 thereof, if necessary to produce a balance in the revenue
 765 bond equal to the sum of the interest due and to become
 765a due
 766 within eighteen months plus the principal due and to
 767 become due within twenty-four months thereafter on all
 768 outstanding series of such bonds.
2. To finance the acquisition, construction, reconstruction,
 769 improvement, betterment or extension of park properties,
 770 for state parks, state campgrounds, state recreation areas
 771 and reserves including, but without limitation, the
 772 acquisition of land and water, the erection of buildings
 773 and structures, and the improvement of properties held in
 774 trust for or leased by the state of North Dakota, when and
 775 as authorized from time to time by the legislative assembly
 776 of the state of North Dakota. For this purpose the
 777 director shall authorize the disbursement
 778 from time to time of bond proceeds and revenues received
 779 in
 779a the fund, provided that no such disbursement shall be
 780 made
 780a at any time when the balance in the revenue bond fund is
 781 less than specified in subsection 1 of this section 55-08-07.
 782
3. For any park purpose for which funds have been
 783 appropriated
 783a by the legislative assembly to the North Dakota Park
 784 Service,
 784a in reimbursement of the funds expended pursuant to
 785 such appropriation, provided that no such reimbursement
 786 shall be made at any time when the balance in the
 787 revenue bond is less than specified in subsection 1
 788 of this section 55-08-07.
 789
- 55-08-08. STATE PARK REVENUE BONDS.)
 790 For the purpose of paying all or part of the cost of
 791 acquisition,
 791a construction, reconstruction, improvement, betterment or
 792 extension
 792a of park properties for state parks, state campgrounds, state
 793 recreation areas and reserves, as described in section 55-08-07,
 794 subsection 2, which may, from time to time, be authorized by
 795 the
 795a legislative assembly of the state of North Dakota, the money
 796 may be
 796a borrowed on the credit of the revenues to be received in the
 797 state
 797a park fund. Such borrowing shall be authorized by a board
 798 consisting
 798a of the governor, the treasurer and the director of state parks,
 799 by
 799a resolution or resolutions duly adopted by the vote of a
 800 majority
 800a of all members of such board. In anticipation of the collections
 801 of
 801a such revenues, negotiable bonds may be issued in such amount
 802 as, in
 802a the opinion of the board, may be necessary for such purpose,
 803 within
 803a the limits of the authority granted by the legislative assembly
 804 in
 804a each instance, and the board may provide for the payment of
 805 such
 805a bonds and the rights of the holders thereof as provided in this
 806 chapter. The bonds may be issued in one or more series, may
 807 bear
 807a such date or dates, may mature at such time or times not
 808

808a exceeding
 809 forty years from their date, may be in such denomination or
 810 denominations, may be in such form, either coupon or fully
 811 registered or registered as to ownership of principal, may carry
 812 such registration and conversion privileges, may be executed
 812a in such
 813 manner, may be payable in such medium of payment at such
 813a place or
 814 places, may be subject to such terms of redemption with or
 814a without
 815 premium, and may bear such rate or rates of interest, not
 815a exceeding
 816 six percent per annum, as may be provided by resolution or
 816a resolu-
 817 tions to be adopted by the board, subject to the further pro-
 817a visions
 818 of this section 55-08-08. Upon the issuance of each series of
 818a such
 819 bonds, the stated maturity dates and interest rates and pay-
 819a ment dates
 820 shall be so established that the maximum amount of principal
 820a and
 821 interest to become due in any future fiscal year on all such
 821a bonds
 822 and all similar bonds then outstanding will not exceed seventy-
 822a five
 823 percent of the amount of revenues received in the state park
 823a fund
 824 during the fiscal year immediately preceding such issuance,
 824a or, if
 825 the rate of the motor vehicle permit fee has been changed
 825a prior to
 826 the time of such issuance, seventy-five percent of the amount
 826a of
 827 revenues which would have been received in said fund if the
 827a fee in
 828 effect at the time of such issuance had been in effect through-
 828a out
 829 such fiscal year. Such bonds may be sold in such manner and
 829a at such
 830 price or prices, not less than par plus accrued interest to date of
 831 delivery, as may be considered by the board to be advisable,
 831a but the
 832 average annual interest rate thereon, computed to their stated
 833 maturities, shall not exceed six percent per annum. Such
 833a bonds shall
 834 have all of the qualities and incidents of negotiable paper, and
 834a such
 835 bonds and the income therefrom shall be exempt from any
 835a taxes,
 836 except inheritance, estate, and transfer taxes. The board may
 836a in its
 837 discretion authorize one series of bonds hereunder for more
 837a than one
 838 project, at more than one state park, state campground, state
 839 recreation area or reserve. It may also issue series of bonds
 840 hereunder for the refunding of outstanding bonds issued here-
 840a under
 841 when such action is desirable in its judgment and is consistent
 841a with
 842 the terms of the resolution or resolutions authorizing the out-
 842a standing
 843 bonds.
 844 55-08-09. REVENUE BOND FUND.)

845 From the after the issuance of any bonds under the provisions
845a of
846 section 55-08-08, the state treasurer shall transfer revenues at
846a the
847 times and in the amounts directed in section 55-08-07 to a
847a special
848 trust fund to be known as the "State Park Revenue Bond
848a Fund", which
849 shall be maintained in the state treasury until all bonds issued
850 under section 55-08-08 and all interest thereon are fully paid
850a and
851 discharged. This fund shall be disbursed by the state treasurer
852 solely for the purpose of paying principal and interest when
852a due on
853 said bonds, and the treasurer shall also maintain therein, by
853a the
854 transfer of revenues from the state parks fund whenever
854a necessary and
855 available, a reserve at all times equal to the total amount of
856 principal and interest to become due on all such bonds within
856a the
857 then next succeeding period of twelve months. As principal
857a and
858 interest become due from time to time, the director of the
858a department
859 of accounts and purchases, not less than fifteen days prior to
859a the
860 payment dates, shall issue warrants upon the state treasurer
860a against
861 said revenue bond fund for the amount of such payment
861a coming due, and
862 the state treasurer shall make payments from such fund of the
862a amounts
863 due.

864 55-08-10. COVENANTS OF BOARD.)

865 The board is authorized and directed to pledge irrevocably the
866 revenues appropriated by section 55-08-07 to the state park
866a fund for
867 the payment of principal and interest due on all bonds issued
867a pursuant
868 to section 55-08-08 and for the accumulation and maintenance
868a of the
869 reserve in the state park revenue bond fund as provided in
869a section
870 55-08-09. In order to secure the prompt payment of such
870a principal
871 and interest and the proper application of the revenues
871a pledges
872 thereto, the board is authorized by appropriate provisions in
872a the
873 resolution or resolutions authorizing the bonds to covenant as
873a to
874 the use and disposition of the proceeds of the sale of such
874a bonds;
875 the rights, liabilities, powers, and duties arising from the
875a breach
876 of any covenant or agreement into which it may enter in
876a authorizing
877 and issuing the bonds; the issuance of any other obligation
877a payable
878 from said revenues; and any other matters other than and in
878a addition
879 to those herein expressly mentioned, as to which covenants
879a may be

880 considered necessary or advisable to effect the purposes of this
881 chapter. All such agreements and covenants entered into by
881a the
882 board shall be enforceable by appropriate action or suit at law
882a or in
883 equity, which may be brought by any holder or holders of
883a bonds
884 issued hereunder.
885 55-08-11. LIMITATION ON USE OF BOND PROCEEDS.)
886 No buildings or additions shall be erected, and no bonds shall
886a be
887 issued or the proceeds used for the payment of the cost of any
888 projects under the provisions of section 55-08-08, save and
888a except
889 for such specified projects as may be from time to time
889a designated
890 and authorized by legislative act, or the board if the legislative
891 assembly shall so provide, nor shall any such project be erected
891a at
892 a cost exceeding the amount fixed by the legislative assembly
892a in
893 such act or by the board if the legislative assembly shall so
893a provide,
894 as the maximum to be expended therefor. The proceeds of
894a all bonds
895 credited to the state parks fund shall be used solely for the
895a purpose
896 or purposes for which the bonds are authorized. The board is
897 empowered to make and execute all instruments which may
897a be deemed
898 necessary or advisable to provide for the completion of any
898a project
899 or for the sale of the bonds or for interim financing deemed
900 necessary or advisable pending the sale of the bonds, and
900a pledging
901 the proceeds of the bonds. The director of the department of
902 accounts and purchases is authorized and directed to issue
902a warrants
903 upon the state treasury against said fund for such amounts as
903a he
904 may from time to time find to be due upon audited itemized
904a estimates
905 and claims which bear the approval of the officials designated
905a by
906 the board for such purpose. The state park fund and revenue
906a bond
907 fund may be deposited by the state treasurer with the Bank of
907a North
908 Dakota or in a bank which is a duly designated depository for
908a state
909 funds, or may be invested under direction of the board in
909a securities
910 which are direct obligations of the United States of America,
910a except
911 to the extent that such investment may be prohibited or re-
911a stricted by
912 any covenant made with or for the benefit of bondholders.
913 55-08-12. CONTRACTS WITH FEDERAL AGENCIES.)
914 The director of state parks may enter into any agreements or
914a contracts
915 with the United States of America or any agency or instru-
915a mentality
916 thereof, when the director considers such action advisable or
917 necessary in order to obtain a grant of funds or other aid to be

- 917a used
 918 in connection with the proceeds of the bonds in paying the cost
 918a of a
 919 project.
 920 55-08-13. CONSTRUCTION OF CHAPTER —
 921 STATEMENT TO BE INCLUDED IN BONDS.)
 922 Nothing in this chapter shall be construed to authorize or
 922a permit
 923 any state board or agency or any officer thereof to create any
 924 indebtedness of the state, or to incur any obligation of any kind
 924a or
 925 nature except such as shall be payable solely from the special
 925a trust
 926 funds to be created under the terms and provisions of this
 926a chapter
 927 and the revenues herein appropriated to said funds, nor shall
 927a the
 928 state of North Dakota or any funds or moneys of the state other
 928a than
 929 said special trust funds ever be deemed obligated for the
 929a payment of
 930 bonds issued under section 55-08-08 or any part thereof. All
 930a such
 931 bonds shall include or shall have endorsed thereon a statement
 931a to
 932 the effect that the same do not constitute an indebtedness of
 932a the
 933 state of North Dakota and are payable solely from the
 933a revenues
 934 appropriated to the state park fund and revenue bond fund.
 935 55-08-14. PROJECTS AND REVENUE BONDS
 936 AUTHORIZED.) In accordance with the provisions of
 937 the foregoing sections of this chapter, revenue bonds are
 937a authorized
 938 to be issued and sold for the purpose of financing the
 938a acquisition,
 939 construction, reconstruction, improvement, betterment, and
 939a extention
 940 of park properties for state parks, state campgrounds, state
 941 recreation areas and reserves at the following and in the
 941a following
 942 amounts:
 943 Garrison Lake State Park, five hundred thousand dollars;
 944 Fort Lincoln State Park, four hundred fifty thousand dollars;
 945 Lake Metigoshe State Park, four hundred thousand dollars;
 946 Turtle River State Park, three hundred fifty thousand
 946a dollars;
 947 Totten Trail State Park, one hundred twenty five thousand
 948 dollars;
 949 Icelandic State Park, one hundred twenty five thousand
 950 dollars;
 951 Beaver Lake State Park, fifty thousand dollars
 952 Bonds issued as authorized in this section shall never become
 953 a general obligation or indebtedness of the state of North
 953a Dakota,
 954 but shall be payable solely from the state park revenue bond
 954a fund to
 955 be created from the revenues pledged thereto in accordance
 955a with the
 956 law and Constitution of the state of North Dakota. The pro-
 956a ceeds of
 957 the sale of said bonds, or so much thereof as may be necessary,
 957a are
 958 hereby appropriated for the projects authorized in this section.

- 959 Any unexpended proceeds from the sale of the bonds shall be
 959a placed
 960 in said revenue bond fund for the retirement of the bonds
 960a herein
 961 authorized.
 962 SECTION 28. REPEAL.) Sections 55-07-01, 55-07-02,
 962a 55-07-03
 963 and 55-07-04 of the 1963 Supplement to the North Dakota Cen-
 963a tury
 964 Code are hereby repealed.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Rep. Johnson of Barnes moved that Rep. Miller be permitted to vote on House Bill No. 605, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Industry and Business to whom was referred House Bill No. 605 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Hardmeyer
 Rep. Bloom
 Rep. Christensen
 Rep. Backes
 Rep. Montplaisir
 Rep. Krenz
 Rep. Shablow
 Rep. Williamson
 Rep. Loerch
 Rep. Rustan
 Rep. Haugen
 Rep. Lundene

REP. LUNDENE, Chairman

Mr. Speaker: The Minority of your Committee on Industry and Business to whom was referred House Bill No. 605 has had the same under consideration and recommends that the same do pass.

Rep. Bilden
 Rep. Dornacker
 Rep. Hilleboe
 Rep. Knudsen
 Rep. Brown
 Rep. Haugland
 Rep. Miller
 Rep. Davis
 Rep. Stenhjem

REP. LUNDENE, Chairman

Rep. Shablow moved that the report of the majority be adopted.

Rep. Elken moved a substitute motion that the report of the minority be substituted for the report of the majority.

Rep. Fossum moved that a roll call vote be had on Rep. Elkin's motion, which prevailed.

ROLL CALL

The question was now on the motion of Rep. Elkin that the report of the majority of the Committee on Industry and Business be adopted; the roll was called and there were: ayes, 46; nays, 62; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Duncan	Knudsen	Stenhjem
Bier	Elkin	Kvasager	Stockman
Bilden	Fossum	Lang	Streibel
Boustead	Frank	Larsen	Tough

Brown	Froeschle	Miller	Tweten
Christopher	Ganser	Mueller	Unruh
Coles	Gudajtes	Obie	Wagner
Collette	Haugland	Olafson	Wastvedt
Connolly	Hickle	Olienyk	Welder
Davis	Hilleboe	Powers, Barnes	Wentz
Dick	Johnson,	Reimers	Whittlesey
Dornacker	Barnes	Schaffer	

Those voting in the negative were:

Anderson	Gietzen	Linderman	Rustan
Backes	Giffey	Loerch	Sanstead
Belquist	Glaspey	Lundene	Schoenwald
Bergman	Gronhovd	Meschke	Shablow
Bloom	Hardmeyer	Meyer	Shorma
Borstad	Harrison	Montplaisir	Skaar
Bowles	Hauf	Myhre	Solberg
Bowman	Haugen	Olson	Stallman
Breum	Hertz	Opedahl	Staven
Bruner	Hoffner	Poling	Strand
Christensen	Ivesdal	Powers, Cass	Vogel
Dahlen	Johnson, G. V.	Rieger	Wilkie
Erickson,	Jungroth	Rivinius	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Larson	Ruddy	Mr. Speaker
Gengler	Leer	Rundle	

Absent and not voting:

Burk

So the motion of Rep. Elkin was declared lost.

The question was now on the original motion of Rep. Shablow, which motion prevailed, on a voice vote.

EIGHTH ORDER OF BUSINESS

Rep. Tweten moved that he be permitted to withdraw House Bill No. 653.

Rep. Dornacker moved a substitute motion that the amendments to House Bill No. 653 as recommended by the Committee on Finance and Taxation be read, which motion lost on a voice vote.

The question was now on the original motion of Rep. Tweten that he be permitted to withdraw House Bill No. 653, which motion lost on a voice vote.

The Committee on Appropriations was excused for a short meeting, on request of Rep. Solberg.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 681 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the period and insert in lieu thereof the following language: "provided, however, that the privilege of severing coal for the purpose of sale to the state or its political subdivisions shall be exempt from the provisions of this Act if such sale is actually consummated."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Powers of Barnes moved that the report be adopted.

Rep. Brown moved a substitute motion that House Bill No. 681 be indefinitely postponed.

Rep. Miller moved a substitute motion that further discussion on House Bill No. 681 be delayed to a later time in the sixth order which motion lost.

The question was now on the substitute motion of Rep. Brown that House Bill No. 681 be indefinitely postponed, which motion was declared passed.

Rep. Gengler: "I was a co-sponsor of this Bill, House Bill No. 681 but from facts brought out since its introduction, I feel it would do more harm than good and I intend to vote against it."

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 715 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title after the word "activities" and before the period, insert the following language: ", and declaring an emergency"

In line 4 of the bill, delete the sum \$1,000,000.00 and in lieu thereof insert the sum \$500,000.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 715 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 724 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 726 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 727 has had the same under consideration and recommends that the same be amended as follows:

In line 15: after the word "notice" delete the word "and" and insert in lieu thereof the language "of opportunity for"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 727 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 728 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Rundle moved that the report be adopted.

Rep. Johnson of Barnes moved a substitute motion that House Bill No. 728 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 800 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Christensen moved that the report be adopted.

Rep. Dornacker moved a substitute motion that House Bill No. 800 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 815 has had the same under consideration and recommends that the same be amended as follows:

In Line 17 delete everything after the words "that the" and in lieu thereof insert the words "Legislative Research"

Line 18, delete the first word which is "education" and in lieu thereof insert the word "Committee"

Line 24, delete everything after the words "to the" and in lieu thereof insert the words "Legislative Research Committee"

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Erickson of Ward moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 815 would be considered in the sixth order of business.

EIGHTH ORDER OF BUSINESS

Rep. Solberg moved that the House reconsider the action by which House Bill No. 800 was placed on the calendar, which motion prevailed.

Rep. Solberg moved that House Bill No. 800 be referred to the Committee on Appropriations, which motion prevailed.

Rep. Solberg requested that the Appropriations Committee be excused for a short meeting, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 832 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 845 has had the same under consideration and recommends that the same be amended as follows:

On line 9 after the word "employ" insert the following language "the state geologist or other"

On line 15 following the words "The commission" insert the following language "acting through the state geologist or other qualified personnel"

On line 89 following the "comma" insert the following language "or its designee"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 845 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 914 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was

referred House Bill No. 924 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$725,000.00 and in lieu thereof insert the sum \$600,000.00

In line 4 after the comma, insert the following language: "to be used if and when federal or other funds become available,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 924 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 934 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution "R" has had the same under consideration and recommends that the same be amended as follows:

Delete lines 1 and 2.

In line 10: delete the words "presently lost" and insert in lieu thereof "appropriated"

In line 11: delete the words "in farming operations"

And when so amended recommends the same do pass and be referred to the Legislative Research Resolutions Committee.

REP. HAUGEN, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Concurrent Resolution "R" would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "V" has had the same under consideration and recommends that the same be amended as follows:

On line 8 after the word "control," insert the word "irrigation,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Concurrent Resolution "V" would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "W" has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution "Z" has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 875 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERTZ, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 657 has had the same under consideration and recommends that the same be amended as follows:

In line 14 insert a “” after the word “dollars” and insert triple brackets before the first comma and delete the triple brackets before the word “two”

In line 15 delete the triple brackets and the word “thereto”

In line 19 delete the triple brackets

In line 20 delete the triple brackets

In line 21 delete the triple brackets and all underlined material

In line 22 delete all triple brackets and insert triple brackets after the period

In line 14 insert the following language after the triple brackets:

“It is provided, however, that in the event an employer shall find himself unable to comply with all the provisions of the safety code, prior to the commencement of such work project, he shall make application to the compensation bureau for a non-compliance waiver which the bureau may provide after all possible precautionary measures for the protection of the employee or employees have been met. No such non-compliance waiver shall be granted until the work project shall have been inspected by the bureau or its authorized agent.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 657 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 653 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after “A BILL” and insert in lieu thereof the following:

For an Act to repeal chapter 57-55 of the 1963 Supplement to the North Dakota Century Code, relating to taxation of house trailers or mobile homes; to enact new provisions, including penalties, for the taxation of house trailers or mobile homes to be administered by the motor vehicle registrar; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. DEFINITIONS.) In this Act, unless the context

1a or

2 subject matter otherwise requires:

3 1. “House trailer” or “mobile home”, shall mean a vehicle with-

4 out motive power designed:

5 a. To be drawn by a motor vehicle, and

6 b. To carry property or passengers wholly on its own

7 structure, and

- 8 c. To be used for living, including sleeping quarters, for
 9 people.
 10 "House trailer" or "mobile home", shall not include remov-
 10a able
 11 boxes or units designed to fit in the back of trucks or pick-
 12 up trucks and to travel upon the motor vehicle instead of
 13 being drawn by a motor vehicle, nor shall those terms in-
 13a clude
 14 what is commonly known as a camping trailer or sleeping
 14a trailer
 15 or other vehicle not designed to be lived in on a more or less
 16 permanent basis;
 17 2. "Registrar" shall mean the registrar of motor vehicles;
 18 3. "Licensed mobile home dealer" shall mean a mobile home
 18a dealer
 19 licensed by a motor vehicle department in accordance with
 20 chapter 39-18;
 21 4. "Tax" or "taxes" shall include both the tax and any penalties
 22 attaching thereto; and shall be in addition to any registra-
 22a tion
 23 fees required by title 39.
 24 5. "Owner of a house trailer or mobile home" shall mean and
 25 include the owner of the legal title to a house trailer or
 26 mobile home or the purchaser of it under a conditional sales
 27 contract;
 28 6. "Average statewide millage rate" shall mean the rate in mills
 29 that is obtained by dividing the total taxable valuation of
 30 all property within the state into the total of all state
 31 and local taxes levied within the state on a millage basis
 32 for the preceeding year;
 33 7. "Taxable valuation of a house trailer or mobile home" shall
 34 mean the same portion of its assessed value as that portion
 35 of the assessments on real estate against which the mill
 35a levies
 36 are applied; and
 37 8. "Total taxable valuation" shall mean that portion of the
 38 valuation of all property in the state as finally equalized
 39 by the state board of equalization and which by law is
 40 subject to tax.

41 SECTION 2. IMPOSITION OF TAX.) Except as otherwise
 41a expressly
 42 provided, there is hereby imposed an annual tax on each house
 42a trailer
 43 or mobile home situated in this state at the rate and in the
 43a manner
 44 hereinafter provided.

- 45 SECTION 3. EXEMPTIONS.) A house trailer or mobile
 45a home shall be
 46 exempt from the tax imposed by this act, which exemption
 46a shall be
 47 allowed to the extent and under the conditions as follows:
 48 1. When located on agricultural land and owned and occupied
 48a by
 49 a person engaged primarily in agricultural activities,
 49a regard-
 50 less of whether or not it is affixed to the land;
 51 2. When owned by a licensed mobile home dealer and held
 51a for sale,
 52 but not for leasing or renting, by him;
 53 3. When owned by, but not used in a trade or business by, a
 54 member of the military or naval forces of the United States
 55 who is a resident of another state and who is in this state
 56 in compliance with military or naval orders;
 57 4. When owned and occupied by a blind person up to an

57a assessed
 58 value of six thousand dollars; for purposes of this section
 59 a blind person shall be defined as one who is totally blind,
 60 has visual acuity of not more than 20/200 in the better eye
 61 with correction, or whose vision is limited in field so that
 62 the widest diameter subtends an angle no greater than
 62a twenty
 63 degrees; and
 64 5. When it bears a valid license plate for the current year
 65 issued by another state or county and is being hauled
 65a through
 66 the state or is being used in this state by the owner while
 67 on vacation in this state;

68 6. When it is attached to the land so as to become a fixture.
 69 SECTION 4. CERTIFICATE OF TAX COMMISSIONER.)

69a The state tax
 70 commissioner each year after final equalization of property
 70a assessments
 71 by the state board of equalization shall certify to the registrar
 71a the
 72 average statewide millage rate for that year and the statewide
 72a average
 73 percentage of market value at which he has determined all
 73a taxable real
 74 estate has been assessed.

75 SECTION 5. DESCRIPTION OF HOUSE TRAILER OR

75a MOBILE HOME TO BE
 76 FURNISHED.) In addition to the information required by
 76a section 39-04
 77 02 to be furnished in the annual application for registration
 77a of a
 78 house trailer or mobile home, the registrar shall require the
 78a applic-
 79 ation of the owner of the house trailer or mobile home to
 79a contain such
 80 other information as may be necessary for the registrar to
 80a properly
 81 administer this tax.

82 SECTION 6. ASSESSMENT — COMPUTATION OF TAX

82a — NOTICE TO OWNER —

83 LIABILITY FOR TAX.)

84 1. Each house trailer or mobile home subject to taxation
 84a pursuant
 85 to the provisions of this Act shall be assessed by the registrar
 86 according to its value on January first of each year, except that
 86a if
 87 it first becomes subject to taxation during the year it shall be
 88 assessed according to its value on the day that it first becomes
 89 subject to taxation. The assessment on any house trailer or
 89a mobile
 90 home shall be substantially the same portion of its market
 90a value as is
 91 The statewide average percentage of market value at which
 91a the state
 92 tax commissioner has determined that all taxable real estate
 92a has been
 93 assessed.

94 2. The registrar shall compute the tax due on each house
 94a trailer
 95 or mobile home by multiplying the taxable valuation of the
 95a house trailer
 96 or mobile home by the average statewide millage rate for the
 96a previous
 97 calendar year; provided that if the house trailer or mobile

97a home be-
 98 comes subject to taxation during the year, the tax levied on it
 98a shall
 99 be computed according to the number of months remaining in
 99a the year by
 100 levying one-twelfth of the tax, as hereinbefore computed, for
 100a each
 101 calendar month or major fraction thereof remaining in the
 101a year after the
 102 day it first became subject to taxation.

103 3. As soon as the registrar has determined the amount of tax
 103a due
 104 on any house trailer or mobile home, he shall give the owner
 104a written
 105 notice of the amount due, together with a summary of the
 105a calculations
 106 necessary to determine the tax, and the date on which the tax
 106a will
 107 become delinquent and subject to penalty if not paid.

108 4. The person who was the owner of a house trailer or
 108a mobile
 109 home at the time the tax on it became due shall be personally
 109a liable
 110 for payment of the tax and any penalties thereon.

111 SECTION 7. DUE DATE OF TAX — PENALTY.)

112 1. The tax provided for in this Act shall become due on
 112a January
 113 first of each year, except that if the house trailer or mobile
 113a home
 114 becomes subject to assessment and taxation during the year the
 114a tax
 115 shall become due on the date on which it first becomes subject
 115a to
 116 taxation.

117 2. If the tax on any house trailer or mobile home becomes
 117a due
 118 between January first and April fifteenth, inclusive, it shall
 118a become
 119 delinquent on May first and, if not paid on or before that date,
 119a shall
 120 be subject to a penalty of three percent of the amount of
 120a delinquent
 121 tax. If the tax on any house trailer or mobile home becomes
 121a due after
 122 April fifteenth it shall become delinquent on the fifteenth day
 122a day after
 123 it becomes due and, if not paid on or before that day, shall be
 123a subject
 124 to a penalty of three percent of the amount of delinquent tax.

124a In any
 125 event, the tax shall become delinquent as soon as such house
 125a trailer
 126 or mobile home is used upon the highways of this state. An
 126a additional
 127 penalty of one percent of the amount of any delinquent and
 127a unpaid tax
 128 shall attach on the first day of each calendar month, not
 128a including
 129 however, the month in which the tax becomes delinquent.
 129a The total of
 130 all penalties shall not exceed ten percent of the amount of the
 130a tax.

131 SECTION 8. REFUNDS.) 1. If the owner of any house
 131a trailer

132 or mobile home has paid the full amount of tax due under this
 132a Act and
 133 thereafter during the current year permanently removes it
 133a from this
 134 state to a state in which he is required to pay a tax or fee on it
 135 that is substantially the same as that imposed by this Act, he
 135a shall be
 136 granted a refund of a part of the tax paid under this Act, but
 136a not
 137 including any penalty paid, which refund shall be computed
 137a by dividing
 138 the amount of tax paid by the number of months of the year
 138a for which
 139 it was paid and multiplying that quotient by the number of
 139a calendar
 140 months remaining in the year during which the house trailer
 140a or mobile
 141 home was permanently situated outside of this state. The
 141a owner may
 142 file with the registrar an application for refund on such form
 142a as the
 143 registrar may prescribe and the registrar, after determining
 143a the
 144 correct amount of refund, shall approve it for payment.
 145 2. If the owner of any trailer house or mobile home has paid,
 146 through mistake or otherwise, a greater amount of tax or
 146a penalty than
 147 was justly due, he shall be granted a refund of the unjust
 147a portion paid.
 148 The registrar shall approve payment of the refund upon dis-
 148a covery by
 149 him of such an error or upon application of the owner.
 150 3. The registrar shall furnish the state treasurer a schedule
 151 in duplicate for each county showing the amount of refund
 151a approved
 152 by him and the name and address of the person to whom the
 152a refund is
 153 to be paid and the city, village or other location by legal
 153a description
 154 in the county to which the collection was credited. The state
 154a treasurer
 155 shall furnish one copy of each such schedule to the treasurer
 155a of the
 156 county to which the collection was credited.
 157 4. All refunds shall be charged against the fund and the
 157a county
 158 to which the collection was credited and a continuing
 158a appropriation
 159 to pay such refunds is hereby made. The county treasurer
 159a shall charge
 160 all refunds against the taxing districts to which the collection
 160a was
 161 credited.
 162 SECTION 9. ENFORCEMENT AND COLLECTION —
 162a DUTIES OF REGISTRAR,
 163 TRAILER PARK OPERATORS AND LOCAL LAW
 163a ENFORCEMENT AGENCIES.) 1.
 164 Whenever the application required by section 5 of this Act has
 164a not
 165 been filed with the registrar and the tax is due and delinquent,
 165a the
 166 registrar shall assess the tax according to his best judgment
 166a and
 167 information and shall give notice by mail to the owner of the

167a amount
168 of tax and penalties due and that if the amount due is not paid
168a with-
169 in ten days after the date of the mailing of the notice, he will
170 enforce collection of the tax in any of the ways authorized by
170a law.
171 If any tax or penalty remains unpaid and delinquent under
171a any
172 circumstances other than that specified in this subsection, the
173 registrar shall give notice by mail to the owner, which notice
173a shall
174 be in substantially the same form as that required in the first
175 paragraph of this subsection.
176 2. If, after notice given as provided in subsection 1 of this
177 section, the owner does not pay the amount due, the registrar
177a shall
178 have available to him to enforce collection of the amount due
178a either
179 or both of the following procedures:
180 a. Institute an action in the name of the state for and on
181 behalf of the state against the person charged with such
182 tax and penalties; or
183 b. Require the sheriff of the county in which the house
184 trailer or mobile home is located to collect the amount
185 due by distraint in accordance with the provisions of
186 chapter 57-22, relating to collection of other personal
187 property taxes by distraint. The sheriff shall make a
188 receipt in triplicate for all moneys collected, and shall
189 give the original to the owner from whom collection
189a was
190 made, retain one copy for himself, and send one copy to
191 the registrar along with any moneys collected by him.
192 3. It shall be the duty of the owner, operator, or manager of
193 each trailer park, or trailer lot, or any person permitting a
193a trailer
194 to be parked on his property to inform each trailer owner
194a applying
195 for admission to such park, lot or property of the requirements
195a of
196 this act and the penalties for failure to comply. Such infor-
196a mation
197 shall also be posted in a conspicuous place on the premises of
197a such
198 lot or property. The local law enforcement agency shall
198a make inspec-
199 tions at least quarterly of each trailer park, trailer lot, or place
200 where trailers are known to be located, for the purpose of
200a determining
201 if the provisions of this Act are being complied with. If he shall
202 determine that any person is not complying with the provisions
202a of
203 this act he shall give such person a warning and inform him
203a that if
204 he fails to comply within ten days after issuance of such
204a warning,
205 the registrar will take such action as is necessary to assess and
206 collect the tax and penalty due. A copy of the warning shall
206a be sent
207 immediately to the registrar by the sheriff or other local law
208 enforcement officer who gave the warning.
209 SECTION 10. ALLOCATION AND DISTRIBUTION OF
209a REVENUE.) 1. All
210 moneys collected and received under this Act shall be trans-
210a ferred at

- 211 the end of each month into the state treasury. The registrar
 211a shall
 212 furnish with each transfer of moneys to the state treasurer a
 212a schedule
 213 in duplicate for each county showing the name and address of
 213a each
 214 taxpayer, the amount of taxes paid by him, and the city,
 214a village or
 215 other location by legal description of the house trailer or
 215a mobile
 216 home on which the taxes were paid.
 217 2. The state treasurer on the last day of June and the last
 217a day
 218 of December of each year shall distribute to the county one
 218a copy of the
 219 schedules furnished by the registrar representing the total
 219a amount
 220 transmitted to the county treasurer.
 221 3. Upon receipt by the county treasurer of the amount
 221a trans-
 222 mitted by the state treasurer, the county treasurer shall
 222a apportion
 223 and distribute to the state, the county and local taxing districts
 224 of the county in which the house trailers or mobile homes were
 225 situated the amount so received by him on the basis on which
 225a the
 226 general property tax levy is apportioned and distributed
 226 SECTION 11. UNLAWFUL TO DISPOSE OF HOUSE
 226a TRAILER OR MOBILE
 227 HOME WITHOUT PAYING TAX.) Any person who shall
 227a remove a house
 228 trailer or mobile home from this state or dispose of it with
 228a intent
 229 to avoid payment of such taxes and without paying the same
 229a shall be
 230 guilty of a misdemeanor.
 231 SECTION 12. TAX ON A PARAMOUNT LIEN.) Any
 231a person owing
 232 taxes on a house trailer or mobile home shall be liable civilly
 232a to
 233 purchaser of it but the trailer house or mobile home purchased
 233a or
 234 transferred shall be liable in the hands of the purchaser or
 235 transferee for such taxes. In that case, the taxes shall constitute
 236 a paramount lien on the house trailer or mobile home and no
 236a sale or
 237 transfer shall affect such lien.
 238 SECTION 13. CONDITIONAL SALES — TAXES
 238a PAYABLE BEFORE CHANGE
 239 OF POSSESSION.) If a house trailer or mobile home has been
 239a sold or
 240 transferred under a conditional sale contract, the owner,
 240a holder, or
 241 assignee of such contract shall not attach nor repossess such
 242 property nor acquire it by bill of sale, on account of the
 242a cancell-
 243 ation or foreclosure of such contract, until the taxes levied
 243a upon
 244 the said property have been fully paid in full.
 245 SECTION 14. HEARING AND APPEAL.) Any person who
 245a feels
 246 aggrieved by any determination or decision of the registrar
 246a under
 247 the provisions of this Act shall have the right to a hearing

247a before
 248 the registrar on the hearing, all in accordance with the
 248a provisions
 249 of chapter 28-32.
 250 SECTION 15. RULES AND REGULATIONS.) The registrar
 250a may make
 251 any rules and regulations that are necessary to carry out the
 252 provisions of this Act.
 253 SECTION 16. REPEAL.) Chapter 57-55 of the 1963
 253a Supplement to
 254 the North Dakota Century Code is hereby repealed
 255 SECTION 17. EFFECTIVE DATE.) The provisions of this
 255a Act
 256 shall become effective on January 1, 1966.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 653 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 896 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 897 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "the" insert the word "bureau"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 897 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 926 has had the same under consideration and recommends that the same be amended as follows:

On line 11 after the "comma" insert the following language "the drilling of unnecessary wells eliminated,"

On line 70 delete the word "recommended" and insert in lieu thereof "proposed"

On line 82 through line 85 inclusive delete the following language "only so much of a common source of supply as has been defined and determined to be productive of oil and gas by actual drilling operations may be so included within the unit area."

In line 174 after the parentheses insert the following language "At the time of filing of the petition for the approval of a unit agreement and the filing of the unit agreement, the Commission shall set a time and place for the hearing. At least 45 days prior to the hearing, the applicant or someone under his direction and control shall give notice of the time and place of said hearing and shall serve a copy of the application and the application and the unit agreement on each person owning an interest of record in the pool, field, or common source of supply affected by mailing, post-age prepaid, to each of the said known interest owners at their

last post office address. In addition, such applicant shall file with the Commission engineering, geological, and all other technical exhibits to be used at said hearing, and further, the notice shall so specify that such material is filed and is available for inspection. Service shall be complete in the mailing of the notice of hearing and unit agreement to each interest owner as hereinbefore prescribed at their last known address and the filing of an affidavit of mailing with the Commission."

Delete lines A 26 through A 59 inclusive and insert in lieu thereof the following language "Subject to such reasonable limitations as may be set out in the plan of unitization, the unit shall have a first and prior lien upon the leasehold production (exclusive of such interests which are free of costs, such as royalties, overriding royalties, and production payments) in and to each separately owned tract, the interest of the owners thereof in and to the unit production in the possession of the unit, to secure the payment of the amount of the unit expense charged to and assessed against such separately owned tract. The interest of the lessee or other persons who by lease, contract, or interest of the lessee or other persons who by lease, contract, or otherwise are obligated or responsible for the cost and expense of developing and operating a separately owned tract for oil and gas in the absence of unitization, shall, however, be primarily responsible for and charged with any assessment for unit expense made against such tract. Any land owner, royalty or any overriding royalty, or any production payment which is a part of the unit production allocated to each separately owned tract shall in all events be regarded as royalty to be distributed to and among, or the proceeds thereof paid to the royalty owners free and clear of all unit expense and free of any lien thereof.

In line A90 following the word "affairs" insert a "period" and delete the remaining language

In line A 91 delete all the language

In line A138 after the word "enlarged" insert the following language: "at any time by the commission"

In line A158 following the word "Act" delete the "comma" and insert the following language: and notwithstanding any of the limitations hereinbefore set forth."

Delete lines A166 through A172 inclusive

In line A178 following the second period delete the following language "MEETINGS TO BE HELD WITHIN STATE — INFORMATION AVAILABLE TO THE COMMISSION"

Delete lines A181 through A187 inclusive

In line A225 following the word "also" delete the following language through line A227 inclusive and insert in lieu thereof "includes owners of unleased mineral rights having the right to develop the same for oil and gas to the extent of a 7/8ths interest."

On line A251 delete the first "comma" and insert the word "and" in lieu thereof and following the word "expense" delete the "comma" and the following language "or indebtedness incurred by the unit in the establishment of its organization, or incurred"

In line A279 following the word repealed delete the "period" and insert in lieu thereof a "comma" and add the following language: "and the repeal thereof shall not be construed to prohibit a voluntary plan of unitization under the terms of this Act."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 926 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 922 has had the same under consideration and recommends that the same be amended as follows:

In line 20 delete the triple brackets

In line 22 insert a comma after the word "thereto" and insert triple brackets before the word "ten" and insert the following language after the comma:

"When there is no parent said payments shall be made to the guardian of such child, children or issue and the payments shall cease as to any such child or issue of the deceased employee upon his or her reaching the age of eighteen years, dies, marries, or if incapable of self-support when it becomes capable of self-support or is adopted."

In line 30 delete the word "To" and insert in lieu thereof the word "for"

In line 96 insert triple brackets around the last "to" and insert in lieu thereof the word "for"

In line 99 following the word "the" insert the word "Bureau"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 922 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "Y" has had the same under consideration and recommends that the same do pass.

And be re-referred to Legislative Research Resolutions Committee.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "J-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to Legislative Research Resolution Committee.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "G-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to Legislative Research Resolution Committee.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "C-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to Legislative Research Resolution Committee.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "F-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "A-1" has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

REP. BELQUIST, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: The majority of your Committee on Industry and Business to whom was referred House Bill No. 822 has had the same under consideration and recommends that the same be amended as follows:

"In line 2 of the title delete "26-22-33 and".

In line 2 of the title after "26-22-54" insert "and 26-22-09".

In line 3 of the title delete "to provide for the time of payment of".

Delete lines 4 and 5 of the title.

In line 6 of the title delete "insurance fund,".

Delete lines 301 through 323, inclusive, of the bill.

Delete lines 360 through 370, inclusive, of the bill, and in lieu thereof insert the following language:

SECTION 5. AMENDMENT.) Section 26-22-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-22-09. LOANS MAY BE MADE TO REPLENISH STATE HAIL INSURANCE FUND.) ((Whenever)) If during the period ending January 1, 1967 the moneys in the state hail insurance fund are insufficient to pay warrants drawn, or about to be drawn, upon such fund in payment of hail losses, the commissioner of insurance, with the approval and assistance of the industrial commission, may negotiate a loan upon the best terms possible; Provided, however, that such loan may not exceed the amount reasonably necessary to pay hail losses occurring prior to January 1, 1967. The proceeds of such loan shall be turned over to the state treasurer and by him placed in the state hail insurance fund for disbursement pursuant to the provisions of this chapter. In order to negotiate such loan, the commissioner, with the assistance and approval of the industrial commission, may issue warrants, debentures, or certificates of indebtedness in such amounts and payable at such times as is deemed advisable. Such warrants, debentures, or certificates of indebtedness shall be drawn upon the state treasurer and shall be payable out of the state hail insurance fund. All warrants, debentures, or certificates of indebtedness so issued shall be countersigned by the department of accounts and purchases and the state auditor and entered by the department upon its records as obligations issued against and payable out of the state hail insurance fund. If bonds are used as security by the state hail insurance department when a loan is obtained, it shall not be

mandatory to issued certificates of indebtedness based on anticipated collections of hail taxes. The state treasurer shall pay all such warrants, debentures, certificates of indebtedness, or contracted debts out of any moneys in the state hail insurance fund properly applicable thereto."

And renumber the sections and lines accordingly.

Rep. Hardmeyer
Rep. Bloom
Rep. Christensen
Rep. Backes
Rep. Montplaisir
Rep. Krenz
Rep. Shablow
Rep. Williamson
Rep. Loerch
Rep. Rustan
Rep. Haugen
Rep. Lundene

And when so amended recommends the same do pass .

REP. LUNDENE, Chairman

Mr. Speaker: The minority of your Committee on Industry and Business to whom was referred House Bill No. 822 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Bilden
Rep. Dornacker
Rep. Hilleboe
Rep. Knudsen
Rep. Brown
Rep. Haugland
Rep. Miller
Rep. Davis
Rep. Stenhjem

REP. LUNDENE, Chairman

Rep. Hardmeyer moved that the report of the majority be adopted.

Rep. Davis moved a substitute motion that the report of the minority be substituted for the report of the majority.

The question was now on the substitute motion of Rep. Davis that the report of the minority of the Committee on Industry and Business be adopted, which motion lost.

The question was now on the original motion of Rep. Hardmeyer that the report of the majority of the Committee on Industry and Business be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 822 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 793 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 811 has had the same under consideration and recommends that the same be amended as follows:

In the bill, delete all of Lines 94 to 108 inclusive and in lieu thereof insert a new section, as follows:

"SECTION 6. APPROPRIATION.) There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, the sum of \$32,000.00, of which the amount of \$16,000.00 shall be allocated for the Governor's Committee on Children and Youth and

the sum of \$16,000.00 allocated for the Governor's Committee on Employment of the Handicapped. The Public Welfare Board, through state and federal funds, shall provide the costs, in the amount of \$16,000.00 for the Governor's Committee on Aging. These moneys shall be used for the biennium beginning July 1, 1965, and ending June 30, 1967."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Erickson of Ward moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 811 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 618 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the bill after the words "the sum of", delete the sum \$127,500.00 and in lieu thereof insert the sum \$67,840.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 618 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Labor to whom was referred House Bill No. 775 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Opedahl
Rep. Bergman
Rep. Erickson of Mountrail
Rep. Gengler
Rep. Ivesdal
Rep. Kvasager
Rep. Loerch
Rep. Lundene
Rep. Ruddy
Rep. Schoenwald

REP. HERTZ, Chairman

Mr. Speaker: The minority of your Committee on Labor to whom was referred House Bill No. 775 has had the same under consideration and recommends that the same be amended as follows:

In line 93 delete the blank line and in lieu thereof insert the word "ten"

Delete all of line 149

In line 150 delete the numeral "5" and insert in lieu thereof the numeral "4"

In line 151 delete the numeral "6" and insert in lieu thereof the numeral "5"

In line 153 delete the numeral "7" and insert in lieu thereof the numeral "6"

And renumber the lines accordingly.

Rep. Aamoth
Rep. Connolly
Rep. Duncan
Rep. Lang
Rep. Miller
Rep. Olafson
Rep. Powers of Barnes
Rep. Rivinius
Rep. Unruh

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Gengler moved that the report of the majority be adopted.
Speaker Link called Rep. Burk to the Chair.

Rep. Miller moved a substitute motion that the report of the minority be substituted for the report of the majority.

A roll call vote was requested and granted.

ROLL CALL

The question was on the motion of Rep. Miller that the report of the minority of the Committee on Labor be adopted, the roll was called and there were: ayes, 31; nays, 76; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Elkin	Larsen	Rundle
Bier	Froeschle	Miller	Shablow
Bilden	Ganser	Mueller	Tough
Bowles	Hickle	Olafson	Tweten
Bowman	Johnson,	Olienyk	Unruh
Connolly	Barnes	Opedahl	Wagner
Davis	Knudsen	Powers, Barnes	Wastvedt
Dornacker	Lang	Reimers	Whittlesey

Those voting in the negative were:

Anderson	Erickson, Ward	Jungroth	Ruddy
Backes	Fossum	Krenz	Rustan
Belquist	Frank	Kvasager	Sanstead
Bergman	Gengler	Larson	Schoenwald
Bloom	Gietzen	Leer	Shorma
Borstad	Giffey	Linderman	Skaar
Boustead	Glaspey	Loerch	Solberg
Breum	Gronhovd	Lundene	Stallman
Brown	Gudajtes	Meschke	Staven
Bruner	Hardmeyer	Meyer	Stenhjem
Burk	Harrison	Montplaisir	Stockman
Christensen	Hauf	Myhre	Strand
Christopher	Haugen	Obie	Streibel
Coles	Haugland	Olson	Vogel
Collette	Hertz	Poling	Wentz
Dahlen	Hilleboe	Powers, Cass	Wilkie
Dick	Hoffner	Rieger	Williamson
Duncan	Ivesdal	Rivinius	Winge
Erickson,	Johnson, G. V.	Rosendahl	Mr. Speaker

Mountrail

Absent and not voting:

Schaffer Welder

So the motion of Rep. Miller was declared lost.

Speaker Link returned to the Chair.

The question was now on the motion of Rep. Gengler that the report of the majority of the Committee on Labor be adopted, which motion prevailed.

Mr. Speaker: The Majority of the Committee on Transportation to whom was referred House Bill No. 866 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Bowman
Rep. Christopher
Rep. Coles
Rep. Duncan
Rep. Elkin
Rep. Opedahl
Rep. Schaffer
Rep. Gudajtes

Rep. Tweten
Rep. Hickle

REP. WINGE, Chairman

Mr. Speaker: The Minority of the Committee on Transportation to whom was referred House Bill No. 866 has had the same under consideration and recommends that the same be amended as follows:

Delete line 4 of the bill

In line 5 of the bill delete the following language: "lines or any part thereof" and after the word "Dakota" insert the following language: "shall operate"

In line 15 following the period insert the following language:

"These provisions will apply only to local freight service and switching service."

And renumber the lines accordingly.

Rep. Bergman
Rep. Dahlen
Rep. Hertz
Rep. Olafson
Rep. Ruddy
Rep. Schoenwald
Rep. Stallman
Rep. Staven

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Tweten moved that the report of the majority be adopted.

Rep. Jungroth moved a substitute motion that the report of the minority be substituted for the report of the majority.

Rep. Brown moved that Representatives Hertz, Gengler and Schoenwald be permitted to vote on Rep. Jungroth's motion, which motion prevailed.

The question was now on the motion of Rep. Jungroth that the report of the minority of the Committee on Transportation be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 866 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 703 has had the same under consideration and recommends that the same be amended as follows:

In the seventh line of the title delete the word "sixteen" and insert the word "eighteen" in lieu thereof and after the semicolon insert the following language: "persons employing three or more employees;"

In the thirteenth line of the title after the numbers "34-06-10," insert the numbers "34-06-11,"

In line 9 of the bill delete the word "sixteen" and insert the word "eighteen" in lieu thereof

In line 19 insert the following language after the period: "An apprentice or learner may apply for special permit not to exceed twelve months under conditions as determined by the commissioner at a wage less than the minimum wage as specified herein."

In line 30 insert triple brackets before the word "agriculture" and after the word "and"

In line 43 delete the word "twenty-one" and insert the word "eighteen" in lieu thereof

In line 47 delete the word "twenty-one" and insert the word "eighteen" in lieu thereof

In line 52 insert the following language after the word "employing" "three or more employees" and delete the remaining language

Delete line 53

In line 54 delete the following language "relation to an employee"

In line 57 after the word "including" delete the remaining language and delete lines 58 and 59 and insert the following language in lieu thereof: "lodging, fuel, and meals for board which the employee receives from the employer as a part of his remuneration. Meals received shall not exceed \$1.50 per day."

In line 124 insert triple brackets after the word "or"

In line 125 delete the number "4" and insert the number "3" and delete the triple brackets

In line 187 after the numbers "34-06-10," insert the numbers "34-06-11,"

And renumber the section and lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 703 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 894 has had the same under consideration and recommends that the same be amended as follows:

In line 19 insert the following language after the period: "Any appeal to the district court shall be heard on the record, transmitted from the bureau, and, in the discretion of the court, additional evidence may be presented pertaining to the questions of law involved in the appeal."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 894 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 704 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Shablow
Rep. Wilkie
Rep. Christensen
Rep. Lundene
Rep. Myhre
Rep. Kvasager
Rep. Ivesdal
Rep. Harrison
Rep. Meschke
Rep. Bruner
Rep. Opedahl
Rep. Strand
Rep. Backes

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 704 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "reenact" insert the words "subsections 2, 3, and 5 of section 57-39-01 and"

After the enacting clause and before line 1 insert the following language:

"SECTION 1. AMENDMENT.) Subsections 2, 3, and 5 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code are hereby amended and reenacted to read as follows:

2. "Sale" means any transfer of title or possession, exchange or barter, conditional or otherwise, in any manner or by any means whatsoever, for a consideration and includes (((the furnishing of services relating to personal property;))) the furnishing or service of steam, gas, electricity, water, or communication, the furnishing of hotel, motel, or tourist court accommodations, the furnishing of tickets or admissions to any place of amusement, athletic event or place of entertainment including the playing of any machine for amusement or entertainment in response to the use of a coin, and sales of subscriptions to magazines and other periodicals regardless of whether or not such magazines or periodicals are to be delivered in the future and regardless of whether or not they are in existence at the time of the sale of any subscription; provided that the words "magazines and other periodicals" as used herein shall not include newspapers nor shall they include magazines or periodicals that are furnished free by a non-profit corporation or organization to its members or because of payment by its members of membership fees or dues;
3. "Retail sale" or "sale at retail" means the sale, including the leasing or renting, to a consumer or to any person for any purpose, other than for processing or for resale, of tangible personal property; the sale of steam, gas, electricity, water, and communication service to retail consumers or users; the ordering, selecting or aiding a customer to select any goods, wares, or merchandise from any price list or catalog, which the customer might order, or be ordered for such customer to be shipped directly to such customer; the sale or furnishing of hotel, motel, or tourist court accommodations, (((services relating to personal property,))) tickets or admissions to any place of amusement, athletic event or place of entertainment including the playing of any machine for amusement or entertainment in response to the use of a coin; and the sales of magazines and other periodicals. By the term "processing" is meant any tangible personal property including containers which it is intended, by means of fabrication, compounding, manufacturing, producing or germination shall become an integral or an ingredient or component part of other tangible personal property intended to be sold ultimately at retail. The sale of an item of tangible personal property for the purpose of incorporating it in or attaching it to other real or personal property otherwise exempt from the sales tax shall be considered as a sale of tangible personal property for a purpose other than for processing; the delivery of possession within the state of North Dakota of tangible personal property by a wholesaler or distributor to an out-of-state retailer who does not hold a North Dakota retail sales tax permit or to a person who by contract incorporates such tangible personal property into, or attaches it to, real property situated outside of North Dakota shall not be considered a taxable sale;
5. "Retailer" includes every person engaged in the business of leasing or renting hotel, motel, or tourist court accommodations, and every person engaged in the business of selling tangible goods, wares, or merchandise at retail, or furnishing of steam, gas, electricity, water and communication services, or tickets, or admissions to places of amusement, entertainment and athletic events including the playing of any machine for amusement or entertainment in response to the use of a coin, (((or services relating to personal property,))) or magazines, or other periodicals; and shall include any person as herein

defined who by contract or otherwise agrees to furnish for a consideration a totally or partially finished product consisting in whole or in part of tangible personal property subject to the sales tax herein provided, and all items of tangible personal property entering into the performance of such contract as a component part of the product agreed to be furnished under said contract shall be subject to the sales tax herein provided and the sales tax thereon shall be collected by the contractor from the person for whom the contract has been performed in addition to the contract price agreed upon, and shall be remitted to the state in manner provided in this chapter; and shall include the state or any municipality furnishing steam, gas, electricity, water, or communication service to members of the public in its proprietary capacity;"

In line 1 delete the number "1" and insert in lieu thereof the number "2"

In line 26 insert triple brackets before the number "6"

In line 30 insert triple brackets after the semicolon

In line 31 insert triple brackets before and after the number "7" and insert the number "6" before the word "The"

And renumber the sections and lines accordingly.

Rep. Dornacker
Rep. Whittlesey
Rep. Powers of Barnes
Rep. Knudsen
Rep. Boustead
Rep. Welder
Rep. Miller
Rep. Davis

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report of the majority be adopted.

Rep. Streibel moved a substitute motion that the report of the minority be substituted for the report of the majority.

Rep. Streibel requested a roll call vote which was granted.

ROLL CALL

The question was now on the motion of Rep. Streibel that the report of the minority of the Committee on Finance and Taxation be adopted.

The roll was called and there were: ayes, 41; nays, 62; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Dick	Johnson, G. V.	Stockman
Bier	Dornacker	Knudsen	Streibel
Bilden	Duncan	Lang	Tough
Boustead	Elkin	Larsen	Tweten
Bowman	Fossum	Miller	Unruh
Brown	Frank	Mueller	Wagner
Christopher	Ganser	Olienyk	Wastvedt
Coles	Hickle	Reimers	Welder
Connolly	Hilleboe	Rivinius	Wentz
Davis	Johnson,	Rundle	Whittlesey
	Barnes	Schaffer	

Those voting in the negative were:

Anderson	Giffey	Leer	Ruddv
Backes	Glaspay	Linderman	Rustan
Belquist	Gronhovd	Loerch	Sanstead
Bergman	Gudajtes	Lundene	Schoenwald
Bloom	Hardmeyer	Meschke	Shablow
Bowles	Harrison	Meyer	Shorma

Breum	Hauf	Montplaisir	Skaar
Bruner	Haugen	Myhre	Solberg
Burk	Haugland	Olafson	Stallman
Christensen	Hertz	Olson	Staven
Dahlen	Hoffner	Opedahl	Stenhjem
Erickson,	Ivesdal	Poling	Strand
Mountrail	Jungroth	Powers, Cass	Vogel
Erickson, Ward	Krenz	Rieger	Williamson
Gengler	Kvasager	Rosendahl	Winge
Gietzen	Larson		Mr. Speaker

Absent and not voting:

Borstad	Froeschle	Powers, Barnes	Wilkie
Collette	Obie		

So the motion of Rep. Streibel was declared lost.

The question was now on the motion of Rep. Harrison that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Rep. Streibel:

"There were many propelling reasons for the introduction of House Bill No. 704, the 3% Sales Tax Measure. The people of North Dakota, more especially the retail merchants who have to administer the 2¼% law, are irritated with the ¼% and the difficulty of its application.

Another area, and one which provides even more irritation, is the wide variance in the area of service, the so-called "labor tax", to which it applies. The broadening which was applied two years ago has not been received with favor, yet there are some of us who are contemplating a blanket coverage. A coverage if you please that will be much more regressive and considerably more irritating than the ¾ths of one percent increase which House Bill No. 704 proposes.

Tourism has fast become one of the front-running catalysts in our state's economy. We have measures before us that will provide tax revenue to promote this valuable potential in our state's economy. House Bill No. 704 provides an additional avenue for tourists to contribute when they tour our state and enjoy that which it has to offer them in terms of nature and its original beauty, and the intriguing history of the old West. I pose this question, 'How will the tourist participate through the Income Tax Program?' He will contribute nothing!

Sales Tax is one of the most stable taxes we have outside of the area of property. Contrast this with the fluctuating potential of the Income Tax area. Just recently one of the Governor's close economic advisors in a talk on government financing advocated that strong consideration be given to the sales tax approach.

Sales Tax has many factors in its favor, one of which is 'ease of collection,' another 'minimum evasion,' another 'low administrative costs.' Contrast this, if you please, with the 'enforcement problems' in many areas of income tax, 'high administrative costs' in the form of personnel and IBM machine installations.

Another factor favoring the sales tax approach to financing this session is that it has always been closely allied with primary and secondary education, and this is the very area where the demands are the greatest. The people of North Dakota have long associated sales tax with educational needs.

Perhaps the post propelling reason that Sales Tax should be the approach is the people of North Dakota. Only 18 months ago they said 'No' to the very program being advanced by the majority of this House, and even today, this month, the polls show them turning it down by a four to one ratio, while at the same time asking us to consider a 3% sales tax."

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 619 has had the same under consideration and recommends that the same be amended as follows:

In line 23 after the word "a" insert the words "sixty percent"

In line 51 after the word "a" insert the words "sixty percent"

In line 74 after the word "a" insert the words "sixty percent"

In line 97 delete the triple brackets

In line 98 insert triple brackets before the word "seven" and after the word "hundred" and insert in lieu thereof the words "four thousand"

In line 99 delete the triple brackets

In line 103 after the word "question" insert the following "except that in districts of less than four thousand, a sixty percent majority shall be required to approve"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 619 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 898 has had the same under consideration and recommends that the same be amended as follows:

In line 26 insert the following language after the period: "Within 60 days after both the injured employee and the bureau have declined to commence an action against a third person as provided above, the employer may bring the action in his own name and/or in the name of the employee, and in trust for the bureau and for the employee. The party bringing the action may determine if the trial jury should be informed of the trust relationship."

In line 27 insert the following language after the comma "or the employer as provided above and"

In line 31 after the word "the" insert the word "bureau"

In line 41 after the second "the" insert the word "bureau"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 898 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 694 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 7 through 28 and insert in lieu thereof the following:

"(((Before issuing the annual certificate required by law, the commissioner of insurance shall collect the following annual taxes from insurance companies doing business within the state:))) 1. There is hereby imposed, and the commissioner of insurance shall collect, the following taxes on insurance companies doing business within this state:

((1. From)) a. On every insurance company doing business in this state except stock and mutual companies organized under the laws of this state, a tax equal in amount to ((two and one-half)) three per cent of the gross amount of premiums (including reinsurance premiums), considerations for annuities, membership

fees, and policy fees received ((in this state during the preceding year, such tax to be payable at the time when the annual statement of business required by law is filed))) by such company upon its business done in this state;

- b. On every domestic stock and mutual company, a tax equal in amount to two percent of the gross amount of premiums (including the reinsurance premiums), considerations for annuities, membership fees, and policy fees received by such company upon its business done in this state; provided, however, that every domestic stock and mutual company shall receive credit against the tax imposed in this subsection in an amount equal to one-half of one percent of the gross amount of premiums on which a retaliatory tax is imposed by any other state by reason of the tax imposed in subsection a of this section.

((2. From))) c. On every domestic fire insurance company, whether mutual, stock, or otherwise, other than a county mutual insurance company, a tax upon its fire insurance premiums of assessments, or both, equal to one-half of one per cent of the gross premiums and assessments, less return premiums ((on all direct business)) received by it, or by its agent for it, in cash or otherwise, upon its business done in this state. Such tax shall be collected for the purpose of assisting in the maintenance of the fire marshal's department ((and shall be payable on or before April first in each year)).

2. The taxes imposed by this section are due and payable on or before September 15th of each year and are in lieu of corporate income taxes upon such insurance companies.

3. On or before September 15th of each year every company which is subject to any tax imposed by this section in respect to the year ending the preceding June 30th shall file with the commissioner of insurance an insurance premium tax return in such form as the commissioner of insurance may prescribe. Such return shall show for the year ending the preceding June 30th the gross amount of premiums (including reinsurance premiums), considerations for annuities, membership fees and policy fees received by such company upon its business done in this state during the period covered by such return, and such further information as the commissioner of insurance may require to enable him correctly to compute and collect the taxes imposed by this section; provided, however that the return required to be filed on September 15, 1965, shall be for the period beginning aJanuary 1, 1965, and ending June 30, 1965.

4 Any insurance company which fails to pay any tax imposed by this section within the time required shall be subject to a penalty of ten per cent of the amount of tax due, plus one-half of one per cent of such tax for each month, or fraction thereof, from September 15th of the year in which the tax became due until the date of payment. Such penalties shall be paid to the commissioner of insurance and disposed of in the same manner as other receipts under this chapter.

5. The commissioner of insurance shall give to each insurance company which fails to pay the taxes and penalties imposed by this section at least ten days notice in writing by certified mail of the time and place of a hearing to show cause why its certificate of authority should not be revoked. Upon hearing, the commissioner of insurance shall revoke the certificate of authority of any insurance company which does not establish to his satisfaction at or before the hearing that the taxes and penalties due from it have been paid. An insurance company whose certificate of authority has been revoked pursuant to the provisions of this section may have the certificate restored by the commissioner of insurance during the period for which it was issued upon the payment by the insurance company of all taxes and penalties due from it the payment to the commissioner of insurance of a fee of ten dollars."

And number all lines accordingly.

Rep. Shablow
 Rep. Wilkie
 Rep. Christensen
 Rep. Lundene
 Rep. Myhre
 Rep. Kvasager
 Rep. Ivesdal
 Rep. Harrison
 Rep. Meschke
 Rep. Bruner
 Rep. Opedahl
 Rep. Strand
 Rep. Backes

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 694 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
 Rep. Whittlesey
 Rep. Powers (Barnes)
 Rep. Knudsen
 Rep. Boustead
 Rep. Welder
 Rep. Miller
 Rep. Davis

REP. BACKES, Chairman

Rep. Harrison moved that the report of the majority be adopted.

Rep. Brown moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

The question was now on the motion of Rep. Harrison that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 694 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Agriculture to whom was referred House Bill No. 708 has had the same under consideration and recommends that the same do pass.

Rep. Wilkie
 Rep. Erickson, Mountrail
 Rep. Meyer
 Rep. Belquist
 Rep. Glaspey
 Rep. Rieger
 Rep. Kvasager
 Rep. Larson
 Rep. Harrison
 Rep. Leer
 Rep. Strand
 Rep. Sanstead

REP. WILKIE, Chairman

Mr. Speaker: The minority of your Committee on Agriculture to whom was referred House Bill No. 708 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Johnson, Barnes
 Rep. Bier
 Rep. Lang
 Rep. Wentz
 Rep. Welder

Rep. Johnson, Slope
 Rep. Ganser
 Rep. Rundle
 Rep. Rivinius

REP. WILKIE, Chairman

Rep. Loerch moved that Rep. Dornacker be permitted to vote on House Bill No. 708, which motion prevailed.

Rep. Glaspey moved that the report of the majority be adopted.

Rep. Reimers moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost on a division vote.

The question was now on the motion of Rep. Glaspey that the report of the majority of the Committee on Agriculture be adopted, which motion prevailed.

Rep. Giffey moved that the House be on the 12th order of business and on the conclusion thereof be recessed to the call of the chair, which motion prevailed.

FIRST READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 8. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 23. A Bill for an Act to provide for payment of expenses to certain state officers, Judges of district court and supreme court judges, making an appropriation, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of legislative sessions.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 79. A Bill for an Act to amend and reenact section 57-15-14 of the 1963 Supplement to the North Dakota Century Code, relating to mill levy limitations in school districts.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 101. A Bill for an Act to amend and reenact sections 20-02-30 and 20-02-31 of the North Dakota Century Code, relating to the state game and fish advisory board and the meetings held by its members.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 128. A Bill for an Act to amend and reenact section 14-05-03 of the North Dakota Century Code, relating to the causes for divorce.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 132. A Bill for an Act to create and enact chapter 57-54.1 of the North Dakota Century Code, imposing a tax on Motor Vehicle Fuel imported for use upon public highways in this state, providing for the administration and enforcement thereof and providing a penalty.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 134. A Bill for an Act to amend and reenact sections 57-35-04 and 57-35.1-02 of the North Dakota Century Code, relating to the rate of taxation of banks, trust companies, and building and loan associations.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 141. A Bill for an Act to create and enact subsection 8 of section 39-03A-01 and 39-03A-21.1 of the North Dakota Century Code, to amend and reenact subsection 7 of section 39-03A-01, sections 39-03A-09, 39-03A-10, 39-03A-15, 39-03A-17 and 39-03A-21 of the North Dakota Century Code, and to repeal sections 39-03A-19 and 39-03A-20 of the North Dakota Century Code relating to the highway patrolmen's retirement system.

Was read the first time and referred to the Committee on Labor Relations.

Senate Bill No. 149. A Bill for an Act to allow certain school districts, upon approval of the electorate of such districts and the superintendent of public instruction, to enter into agreements with school districts of adjoining states for the joint operation and maintenance of school facilities and activities and to levy and collect taxes for such purpose.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 156. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, so as to permit municipalities to file special assessment lists for public inspection, in lieu of publication, when more than five thousand lots or tracts are included within the list, and declaring an emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 167. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to disabled veteran's homestead general property assessment.

Was read the first time and referred to the Committee on Veterans and Military Affairs.

Senate Bill No. 169. A Bill for an Act relating to weather control and artificial modification thereof; designating an authority for licensing and registration of controllers; fixing fees; declaration of the state's sovereign right to use of moisture contained in clouds; providing for intergovernmental cooperation; permitting counties to levy a tax for weather modification activities; fixing penalties; acceptance and expenditure of funds or grants by the authority and exclusion of the state of North Dakota and any county of any liability in connection therewith, and declaring an emergency.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 172. A Bill for an Act to amend and reenact section 39-06-04 of the North Dakota Century Code relating to the time that driver's permits shall be effective.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 174. A Bill for an Act to amend and reenact sections 15-40-18, 15-40-19, and 57-15-24 of the North Dakota Century Code, relating to the determination of amounts due from the state to the county equalization funds.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 190. A Bill for an Act amending and reenacting section 57-38-21 of the 1963 Supplement to the North Dakota Cen-

tury Code relating to the definition of and computation of net income.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 201. A Bill for an Act to amend and reenact section 23-06-01 of the North Dakota Century Code relating to the right to dispose of one's own body and to provide and regulate the manner of disposition of one's own body and to provide certain immunities in the procedures of such disposition.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 205. A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 210. A Bill for an Act to provide for the disposition of unexpended and unencumbered county taxes levied for a specific purpose.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 213. A Bill for an Act making an appropriation to the legislative research committee for the payment of the per diem and expenses of the natural resources council's legislative members while in the performance of their duties as members of the council.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 222. A Bill for an Act to provide for an office of the budget within the department of accounts and purchases for the executive branch of state government and to amend and reenact sections 15-10-15, 15-12-06.1, 18-03-05, 18-03-06, and 54-42-04 of the North Dakota Century Code, relating to the state budget board, and to repeal subsections 1, 2, 3, 4, 6, and 7 of section 54-44-04, chapter 54-15, and section 54-27-09 of the North Dakota Century Code, relating to the state budget board and providing for a penalty.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 224. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities or villages, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and improvements incidental to urban renewal projects.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 230. A Bill for an Act to amend and reenact section 24-09-08.1 of the 1963 Supplement to the North Dakota Century Code relating to apportionment of cost of automatic grade crossing protection devices and payment of the state of North Dakota's apportioned share of such cost.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 243. A Bill for an Act to amend and reenact sections 57-06-07 and 57-06-08, subsection 5 of section 57-06-14, and subsection 2 of section 57-06-19 of the North Dakota Century Code, relating to information required from various companies, definition

of "mileage", and certification of assessments by tax commissioner, all with respect to companies whose property is assessed by the state board of equalization.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 244. A Bill for an Act relating to income tax clearance to be obtained by individuals, corporations and others performing contracts for the state of North Dakota or any political subdivision or governmental subdivision thereof and providing for an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 250. A Bill for an Act to amend and reenact subdivision 1. of subdivision a of subsection 5 of section 65-01-02 of the North Dakota Century Code relating to the definition of employee under workmen's compensation.

Was read the first time and referred to the Committee on Labor Relations.

Senate Bill No. 255. A Bill for an Act to amend and reenact section 57-44-03 of the North Dakota Century Code, relating to relevy of invalid property taxes.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 265. A Bill for an Act to amend and reenact section 57-02-41 of the 1963 Supplement to the North Dakota Century Code, relating to the attachment of real estate tax liens as between vendor and purchaser.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 285. A Bill for an Act to amend and reenact sections 6-01-17 and 6-09-29 of the North Dakota Century Code, relating to fees charged by the state examiner.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 292. A Bill for an Act to amend and reenact subsection 5 of section 15-03-04 of the North Dakota Century Code, relating to the investment of school funds by the board of university and school lands.

Was read the first time and referred to the Committee on General Affairs.

Senate Bill No. 305. A Bill for an Act to amend and re-enact section 40-57-02, subsection 11 of section 40-57-03, and section 40-57-10 of the North Dakota Century Code Supplement, and subsection 9 of section 40-57-03 of the North Dakota Century Code relating to municipal industrial development and the issuance of municipal revenue bonds for industrial development projects, authorizing counties to engage in such projects, authorizing sale of a project to the lessee, authorizing construction of a project by the lessee and authorizing private sale of such bonds at not less than ninety-five per cent of par plus accrued interest.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 306. A Bill for an Act to provide for a uniform division of income for tax purposes for taxpayers engaged in multi-state business activities.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 322. A Bill for an Act to amend and reenact section 57-37-21 of the North Dakota Century Code, relating to the basis of appraisals for estate tax purposes.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 323. A Bill for an Act to amend and reenact subsection 1 of section 57-38-42 of the North Dakota Century Code, relating to the filing of returns of information at the source.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 324. A Bill for an Act to provide for a legislative budget analyst and auditor and describing the powers and duties of such office and making an appropriation.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 328. A Bill for an Act to amend and reenact subsection 5 of section 28-26-06 of the North Dakota Century Code, relating to expert witness fees.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 336. A Bill for an Act to amend and reenact section 15-18-04, 15-18-07, 15-18-08, and 15-18-09 of the North Dakota Century Code, relating to supervision and aid to junior colleges.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 340. A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to reinsurance of the state fire and tornado fund.

Was read the first time and referred to the Committee on General Affairs.

Senate Bill No. 342. A Bill for an Act to amend and reenact section 15-39-27 of the North Dakota Century Code, to create and enact subsection 4 of section 15-39-27, and to create and enact subsection 5 of section 15-39-28 of the North Dakota Century Code, relating to the eligibility to participate in the teachers' insurance and retirement fund and retirement annuities.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 344. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchase of motor vehicle fuel by the department of accounts and purchases.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 346. A Bill for an Act to amend and reenact sections 54-23-24, 54-23-25, 54-23-38, of the North Dakota Century Code, relating to inventory of assets of a permanent nature, moneys remitted to state treasurer, supplies of institutions and duties of officers of institutions under the board of administration.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 352. A Bill for an Act to amend and reenact section 6-01-21.2 of the North Dakota Century Code, relating to auditing municipalities.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Concurrent Resolution "N". A concurrent resolution urging the governor of the state of North Dakota to call a conference of leaders of the sugar-beet industry and allied industries within the state, to form a governor's advisory committee on sugar beets.

Was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution "T". A concurrent resolution recognizing the annual Dakota Cup Regatta as a beneficial sporting event to the state of North Dakota and requesting that certain state departments provide assistance in maintaining adequate traffic, safety, and health control and assist in the promotion and development of such regatta.

Was read the first time and referred to the Committee on Natural Resources.

Senate Concurrent Resolution "BB". A concurrent resolution relating to public printing.

Was read the first time and referred to the Committee on General Affairs.

The House stood recessed to the call of the chair, pursuant to the motion of Rep. Giffey.

The House reconvened at the call of the chair, pursuant to recess taken.

Speaker Link announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 901 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Stockman moved the report be adopted, which motion prevailed.

Mr. Speaker: The majority of the Committee on Labor to whom was referred House Bill No. 797 has had the same under consideration and recommends that the same do pass.

Rep. Hertz
Rep. Opedahl
Rep. Bergman
Rep. Erickson of Mountrail
Rep. Gengler
Rep. Ivesdal
Rep. Kvasager
Rep. Lundene
Rep. Ruddy
Rep. Schoenwald

REP. HERTZ, Chairman

Mr. Speaker: The minority of your Committee on Labor to whom was referred House Bill No. 797 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Aamoth
Rep. Connolly
Rep. Duncan
Rep. Lang
Rep. Miller
Rep. Olafson
Rep. Powers of Barnes
Rep. Rivinius
Rep. Unruh

REP. HERTZ, Chairman

Rep. Gengler moved that the report of the majority be adopted.

Rep. Aamoth moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost, on a division vote.

The question was now on the motion of Rep. Gengler that the report of the majority of the Committee on Labor be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 774 has had the same under consideration and recommends that the same be amended as follows:

In the fourth line of the title after the word "penitentiary" and before the period insert the following: "and to convey certain real property to the state water commission."

In line 7 after the comma and before the word "said" insert "or so much thereof as is necessary to effect the purpose of this act."

Delete all of lines nine through twenty-five, inclusive, and insert in lieu thereof the following: "In the north $\frac{1}{2}$ of section two, township one hundred thirty-eight north range eighty west of the fifth principal meridian, Burleigh County, North Dakota, and beginning at the northwest corner of said section two, which shall be called the point of beginning, thence running in a southerly direction along the west boundary of said section two for a distance of seven hundred seventy-four and six tenths feet; thence running, in section two, for a distance of three thousand three hundred feet, more or less, on a line parallel to the north boundary of said section two, to the west right-of-way boundary of the Minneapolis, St. Paul and Sault Ste. Marie Railroad; thence running along that right-of-way boundary in a northerly and easterly direction to the north boundary of said section two; thence running in a westerly direction along the north boundary of said section two, to the northwest corner of said section two, which is the point of beginning.

Less all rights-of-way and easements heretofore granted.

The above-described tract of land contains fifty-four and seven-tenths acres of land, more or less."

Following line 28 insert the following: "SECTION 3.) THE BOARD OF ADMINISTRATION SHALL TRANSFER THE FOLLOWING-DESCRIBED LAND TO THE STATE WATER COMMISSION: A tract of land lying in the northwest quarter of section two, township one hundred thirty-eight north, range eighty west of the fifth principal meridian, Burleigh County, North Dakota, and described as follows: commencing at the northwest corner of said section two; thence running in a southerly direction along the west boundary of said section two for a distance of nine hundred twenty-four and six-tenths feet to a point which shall be called the point of beginning; thence running in an easterly direction with an interior angle of $90^{\circ} 22'$ for a distance of eight hundred eighty-nine and nine-tenths feet; thence running in a southerly direction with an interior angle of $89^{\circ} 38'$ to intersect the Minneapolis, Saint Paul and Sault Ste Marie Railroad right-of-way; thence running in a westerly direction along said railroad right-of-way to a point of intersection with the west boundary of said section two; thence running in a northerly direction along the west boundary of said section two for a distance of four hundred seventy-two and one-tenth feet to the point of beginning. Including all of the property bounded by the above described line, less existing rights-of-way and less a 2.41 acre tract of land presently owned by the North Dakota state water commission, and containing 6.46 acres of land, more or less.

In line 29 delete the numeral "3" and insert in lieu thereof the numeral "4".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 774 would be considered in the sixth order of business.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 698 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after "A BILL" and insert in lieu thereof the following:

"For an Act relating to tax equalization and simplification and declaring legislative intent; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for property tax purposes; to amend and reenact subsection 20 of section 57-38-01, sections 57-38-06, 57-38-07, 57-38-30, 57-38-31, and 57-38-32 of the North Dakota Century Code and section 57-38-29 of the 1961 Supplement to the North Dakota Century Code, relating to definitions, nonresidents, fiduciaries, filing of returns, and income tax rates for income tax purposes; to amend and reenact section 57-35-02 of the North Dakota Century Code relating to taxation of banks and trust companies; to amend and reenact section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code relating to taxation of building and loan associations; to amend and reenact subsection 10 of section 57-39-03, subsections 2 and 4 of section 57-40-01, subsection 7 of section 57-40-01, and subsection 5 of section 57-40-03, all of the North Dakota Century Code, subsections 2, 3, 5 and 6 of section 57-39-01, sections 57-39-02 and 57-39-06, subsections 5 and 10 and subdivision a of subsection 6 of section 57-40-01, and sections 57-40-02, 57-40-17 and 57-40.1-02 of the 1963 Supplement to the North Dakota Century Code, all relating to definitions, tax rates, exemptions, and contractor's bonds for purposes of retail sales and use or excise taxes; to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code, relating to exemption of personal property from assessment and taxation; to create and enact four new sections to chapter 57-38 of the North Dakota Century Code, relating to withholding of taxes from wages, payment of taxes withheld, filing and paying declarations of estimated income taxes and providing for adjustments to taxable income, all relating to administration of the income tax law; to create and enact a new section to chapter 57-39, and a new section to chapter 57-40 of the North Dakota Century Code and to create and enact a new section to chapter 57-40.1 of the 1963 Supplement to the North Dakota Century Code, to provide for a separate and additional one percent retail sales tax and separate and additional one percent excise or use taxes, to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for a separate and additional one percent excise tax on any casual sales or transfers in this state of motor vehicles that may be subjected to any other similar tax imposed by any other provision of law and to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for effective dates for amendments to the income tax law, bank and trust company tax law and building and loan association tax law; to provide the tax commissioner with access to official records of other state departments for income tax purposes; to provide for a tax levy on property by counties, cities, villages and city and village park districts; to provide a continuing appropriation for the school foundation payments program; to repeal subsections 9, 10, and 11 of section 57-02-05, sections 18-03-09, 37-01-27, 57-15-23, 57-38-20, 57-38-21, 57-38-22, 57-38-23, 57-38-24, 57-38-26, 57-38-27 and 57-38-28 and chapters 57-03 and 57-31 of the North Dakota Century Code and sections 5-03-26, 57-38-22.1 and 57-38-36 of the 1963 Supplement to the North Dakota Century Code; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. SHORT TITLE — DECLARATION OF

1a LEGISLATIVE

2 INTENT.)

3 1. This Act may be referred to as "The 1965 Act for Tax
4 Simplification and Equalization".

5 2. It is the intent of the legislative assembly to equalize,
6 in part, taxation by replacing taxes on personal property, to the
6a extent
7 provided in this Act, with taxes on incomes, with privilege taxes on
8 building and loan associations and on banks and trust companies,
8a and
9 with retail sales taxes and excise or use taxes.

10 It is the further intent of the legislative assembly to simplify
11 the state income tax laws so that every person, including every
12 corporation, required to file a North Dakota income tax return is
12a able
13 to compute the amount of income tax liability, if any, to this state
14 in the easiest and most simple way feasible.

15 SECTION 2. AMENDMENT.) Section 57-02-04 of the
16 North Dakota Century Code is hereby amended and reenacted to
16a read as

17 as follows:

18 57-02-04. "REAL PROPERTY" DEFINED.) Real property, for
19 the purpose of taxation, includes the land itself, whether laid out
20 in town lots or otherwise, and, except as otherwise provided, all
21 buildings, structures, and improvements except plowing and trees,
22 and all rights and privileges thereto belonging or in anywise
23 appertaining, and all mines, minerals, and quarries in and under the
24 same and shall expressly include all improvements made by
24a persons upon
25 lands held by them under the laws of the United States, all such
26 improvements on land the title to which still is vested in any
26a railroad
27 company and which is not used exclusively for railroad purposes,
27a and
28 the improvements of any other corporation whose property is not
28a subject

29 to the same mode and rule of taxation as other property.

30 SECTION 3. AMENDMENT.) Section 57-02-08 of the
31 North Dakota Century Code is hereby amended by creating and
31a enacting

32 a new subsection thereto to read as follows:

33 All household goods, clothing and other personal belongings,
34 all musical instruments including such instruments as radios,
35 television sets, pianos, and organs, not held for sale in
36 the regular course of business, provided that this exemption
37 shall not apply to any of the foregoing items in any hotel,
38 motel or tourist court accommodation ordinarily leased or
39 rented out for periods of less than thirty consecutive
40 calendar days or one month; provided that this exemption
41 shall not become effective at any time if for any reason
42 any other provision of this Act does not become effective,
43 nor shall this exemption continue in effect if this Act does
44 become effective and any part of it is invalidated or
45 disapproved in any way, other than by action of the legis-
46 lative assembly, that would cause it to become ineffective.

47 SECTION 4. DECLARATION OF LEGISLATIVE INTENT-
48 ADDITIONAL LEVY AUTHORIZED.)

49 1. It is the intent of the legislative assembly in enacting
50 section 3 of this Act that each school district shall endeavor
51 to reduce its property tax levies, insofar as it reasonably
52 can, by the amount that any personal property tax replacement
53 moneys it receives through the foundation payment program,

54 pursuant to appropriation made by this Act, exceeds the
 55 amount of personal property tax revenue lost to it because
 56 of the exemption of personal property by section 3 of this
 57 Act.

58 2. Each county, city, village and each city or village park
 59 district is hereby authorized to levy an amount for its
 60 general fund for the year 1965 and for each year thereafter
 61 that is equal to the amount levied by it for the year 1964
 62 on the classes of personal property that are exempted by
 63 section 3 of this Act from assessment and taxation, and such
 64 levy shall be over and above any tax levy limitation provided
 65 by law; provided, however, that the increased levy authorized
 66 by this subsection shall not be made in the year 1965 if the
 67 exemption provided in section 3 of this Act does not become
 68 effective in 1965.

69 SECTION 5. AMENDMENT.) Section 57-02-08 of the
 70 North Dakota Century Code is hereby amended by creating and
 70a enacting

71 a new subsection thereto to read as follows:

72 All personal property not required to be assessed by the
 73 state board of equalization shall become exempt from
 74 assessment and taxation in the year 1966 and such property
 75 shall not be assessed or taxed for that year or for any year
 76 thereafter; provided that this provision shall not apply to
 77 any property that is either subjected to a tax which is
 78 imposed in lieu of ad valorem taxes or to any particular
 79 kind or class of personal property that is subjected to a
 80 tax imposed pursuant to any other provision of law; provided,
 81 further, that this exemption shall not become effective if
 82 for any reason any other provision of this Act does not
 83 become effective, nor shall this exemption continue in
 84 effect if this Act does become effective and any part of it
 85 is invalidated or disapproved in any way, other than by
 86 action of the legislative assembly, that would cause it
 87 to become ineffective.

88 SECTION 6. AMENDMENT.) Subsection 20 of section
 89 57-38-01 of the North Dakota Century Code is hereby amended and
 90 reenacted to read as follows:

91 20. "Taxable income" in the case of individuals, estates,
 92 trusts and corporations ((or "income taxable" shall mean
 93 the net income as defined in this chapter less allowable
 94 deductions and exemptions in the case of individuals; with
 95 respect to fiduciaries, estates and trusts and the quoted
 96 phrases))) shall mean the taxable income as computed for
 97 an individual, estate, trust or corporation for federal
 98 income tax purposes under the United States Internal Revenue
 99 Code of 1954 as amended, plus or minus (((the federal personal
 100 exemption deduction, but with))) such adjustments ((,
 101 deductions and exemptions under))) as may be provided by
 102 this act and chapter or other provisions of law;

103 SECTION 7. AMENDMENT.) Section 57-38-06 of the
 104 North Dakota Century Code is hereby amended and reenacted to
 104a read

105 as follows:

106 57-38-06. GENERAL PROVISIONS APPLICABLE

107 TO NONRESIDENTS.) The provisions of law applicable

108 to the assessment, levy, and collection of income taxes from
 108a resident

109 individuals, as to (((gross))) income, (((deductions allowed, items
 110 not deductible, personal exemptions,))) taxable income,
 110a adjustments

111 to taxable income, and the allocation or proration of any of such

112 items, and all other provisions not inconsistent with the provisions
113 of this chapter especially made applicable to nonresidents, shall
114 govern the levy and collection of income taxes from nonresident
115 individuals.

116 SECTION 8. AMENDMENT.) Section 57-38-07 of the
117 North Dakota Century Code is hereby amended and reenacted to
118 read as follows:

119 57-38-07. TAX IMPOSED ON ((RESIDENT))
120 FIDUCIARIES — A CHARGE AGAINST ESTATE OR TRUST.)
121 The tax imposed by this chapter shall apply to and become a charge
122 against estates and trusts with respect to their taxable income as
123 defined in this chapter, and the rates shall be the same as those
124 applicable to individuals. ((Adjustments, deductions and
125 exemptions shall be according to the provisions of this chapter.))
126 The fiduciary shall be responsible for making the return of income
127 for the estate or trust for which he acts, whether such income be
128 taxable to the estate or trust or to the beneficiaries thereof
129 Fiduciaries required to make returns shall be subject to all of the
130 provisions of this chapter which apply to individuals.

131 SECTION 9. AMENDMENT.) Section 57-38-29 of the
132 1961 Supplement to the North Dakota Century Code is hereby
132a amended

133 and reenacted to read as follows:

134 57-38-29. RATE OF TAX ON INDIVIDUALS, ESTATES

135 AND TRUSTS.) A tax is hereby imposed upon every individual,
135a estate

136 and trust, to be levied, collected, and paid annually with respect
137 to the taxable income of such individual, estate or trust as defined
138 in this chapter, computed at the following rates:

- 139 1. On taxable income not in excess of ((three)) two
140 thousand dollars, a tax of one and one-half per cent;
- 141 2. On taxable income in excess of ((three)) two thousand
142 dollars and not in excess of ((four)) five thousand
143 dollars, a tax of two per cent;
- 144 3. On taxable income in excess of ((four)) five thousand
145 dollars and not in excess of ((five)) six thousand dollars
146 a tax of three per cent;
- 147 4. On taxable income in excess of ((five)) six thousand dollars
148 and not in excess of ((six)) seven thousand dollars, a tax
149 of ((five)) four per cent;
- 150 5. On taxable income in excess of ((six)) seven thousand dollars
151 and not in excess of eight thousand dollars, a tax of
152 ((seven and one-half)) five per cent;
- 153 6. On taxable income in excess of eight thousand dollars ((and
154 not in excess of fifteen thousand dollars)), a tax of
155 ((ten)) eight per cent ((;
- 156 7. On taxable income in excess of fifteen thousand dollars, a
157 tax of eleven per cent)).

158 Provided, however, that the provisions of this section shall not
159 become effective if for any reason any other provision of this Act
160 does not become effective, nor shall the provisions of this section
161 continue in effect if this Act does become effective and any part of
162 it is invalidated or disapproved in any way, other than by action of
163 the legislative assembly, that would cause it to become ineffective.

164 SECTION 10. AMENDMENT.) Section 57-38-30 of the
165 North Dakota Century Code is hereby amended and reenacted to
165a read as

166 follows:

167 57-38-30. RATE OF TAX ON CORPORATIONS.) A tax is
168 hereby imposed upon the ((net)) taxable income of every
168a domestic

169 and foreign corporation received from the sources described in

169a sections

170 57-38-12, 57-38-13, and 57-38-14, which shall be levied, collected,
171 and paid annually as in this chapter provided, and which shall be
172 computed at the following rates, except that in no case shall the tax
173 be less than ten dollars:

- 174 1. For the first (((three))) two thousand dollars of (((net)))
175 taxable income, at the rate of three per cent;
- 176 2. On all (((net))) taxable income above (((three))) two
177 thousand dollars and not in excess of eight thousand dollars,
178 at the rate of four per cent;
- 179 3. On all (((net))) taxable income above eight thousand dollars
180 (((and not in excess of fifteen thousand dollars))), at the
181 rate of five per cent (((;
- 182 4. On all net income above fifteen thousand dollars, at the
183 rate of six per cent))).

184 Provided, however, that the provisions of this section shall not
185 become effective if for any reason any other provision of this Act
186 does not become effective, nor shall the provisions of this section
187 continue in effect if this Act does become effective and any part of
188 it is invalidated or disapproved in any way, other than by action of
190 the legislative assembly, that would cause it to become ineffectivie.

191 SECTION 11. AMENDMENT.) Section 57-38-31 of the
192 North Dakota Century Code is hereby amended and reenacted to
192a read as
193 follows:

194 57-38-31. DUTY OF INDIVIDUALS AND FIDUCIARIES
195 TO MAKE RETURN.) (((The following individuals shall
196 be required to make returns:)))

- 197 1. (((Each individual, including minor children, subject to
198 taxation under the provisions of this chapter, having a
199 net income during the income year of six hundred dollars
200 or over, if single, or if married and not living with
201 husband or wife at the close of the income year, or having
202 a net income for the fiscal year of fifteen hundred dollars
203 or over, if married and living with husband or wife at the
204 close of the income year, and every individual having a
205 gross income during the income year of five thousand dollars,
206 or more, regardless of the amount of his net income, shall
207 make a return, stating specifically the items of his gross
208 income and the deductions and exemptions allowed by this
209 chapter and claimed by him.))) Every resident individual,
210 every fiduciary for a resident individual, estate or trust, and every
211 individual or fiduciary who receives income derived from sources in
212 this state, who is required by the provisions of the United States
213 Internal Revenue Code of 1954, as amended, to file a federal income
214 tax return, shall file an income tax return with the state tax com-
215 missioner in such form as he may prescribe. Any person required
215a to
216 file an income tax return pursuant to the provisions of the United
217 States Internal Revenue Code of 1954, as amended, with respect to
218 income that is exempt from taxation under this chapter either be-
218a cause
219 it cannot be constitutionally taxed or because it is exempt by any
220 provision of law shall file a return prescribed by the tax commis-
220a sioner
221 in such form as will permit computation of the tax liability under
222 this chapter on only that part of the income which is subject to
223 taxation pursuant to the provisions of this chapter, provided such
224 person elects to use that form of return rather than any other form
225 of return that may be prescribed. The return shall be signed by the
226 person required to make it and shall contain a written declaration
227 that it is made and subscribed under penalties of perjury (((;))).
228 2. (((If a husband and wife living together have an aggregate

229 net income of fifteen hundred dollars or over, each shall make
230 such a return, unless the income of each is included in a
231 single joint return. If a husband and wife have filed a joint
232 return for a taxable year for which separate returns could
233 have been filed by them under this subsection, and the time
234 prescribed by law for filing returns for such taxable year
235 has expired, such husband and wife may nevertheless, elect to
236 file separate returns for such taxable year, provided that the
237 election to file such returns may not be made after the
238 expiration of three years from the last date prescribed by
239 law for filing returns for such taxable year, such taxable
240 year to be determined without regard to any extension of time
241 granted for filing the joint return;))) A husband and wife
242 each having separate income may include their income in a single
242a joint
243 return, or if they have separate income from personal or profes-
243a sional
244 services or from business or property in which the other has no
244a owner-
245 ship and if they file a joint federal income tax return in which such
246 income is reported, they may file separate returns in which the
247 separate income of each and the deductions and exemptions for
247a them-
248 selves or their dependents are reported in the same way that they
248a would
249 have been required to report them in separate federal returns if they
250 had filed separate federal returns.

251 A husband and wife who have income from property or business in
252 which both have an ownership interest may file a single joint return
253 in which the income of both, along with any other income they may
253a be
254 required to report, is included, or they may file separate returns in
255 the same way as provided in the preceding paragraph, provided that
255a the
256 income from the property or business in which both have an owner-
256a ship
257 interest shall be allocated between them according to the capital
258 interest of each, the management and control exercised by each,
258a and
259 the services performed by each with respect to such property or
260 business, pursuant to rules and regulations promulgated by the tax
261 commissioner for the reasonable allocation thereof.

262 3. If the taxpayer is unable to make his own return, the return
263 shall be made by a duly authorized agent or by a guardian or other
264 person charged with the care of the person or property of the
265 taxpayer (((;))).

266 4. Every fiduciary subject to taxation under the provisions of
267 this chapter shall make a return for the individual, estate or trust
268 for which he acts, if (((the net income thereof amounts to six
269 hundred dollars or over;))) he is required to make a return
269a pursuant to
270 the provisions of the United States Internal Revenue Code of 1954, as
271 amended; the return shall be signed by the person required to make
271a it
272 and shall contain a written declaration that it is made and
272a subscribed
273 under penalties of perjury. (((Subsections 4 and 5 of this section
274 shall apply to every income year beginning after December 31,
274a 1952;)))

275 5. The return made by a fiduciary shall state (((specifically
276 the items of gross income and the deductions and exemptions
276a allowed by
277 this chapter, and))) such (((other))) facts as the tax

277a commissioner
 278 may prescribe. (((Under such regulations as the tax
 278a commissioner may
 279 prescribe a return may be made by one or more joint
 279a fiduciaries;)))
 280 6. A fiduciary required to make a return under this chapter shall
 281 be subject to all of the provisions of the chapter which apply to an
 282 individual (((;))).
 283 7. The return shall be accompanied by a true copy of the federal
 284 income tax return of the taxpayer or by equivalent information on
 284a forms
 285 furnished and under regulations promulgated by the state tax
 285a commissioner
 286 if required by the tax commissioner, or a true copy of the federal
 287 income tax return of the taxpayer or equivalent information shall be
 288 furnished to the tax commissioner by the taxpayer or fiduciary at
 288a any
 289 time after he has filed the return required by this chapter if so
 290 required by the tax commissioner.
 291 SECTION 12. AMENDMENT.) Section 57-38-32 of the
 292 North Dakota Century Code is hereby amended and reenacted to
 292a read as .
 293 follows:
 294 57-38-32. DUTY OF CORPORATIONS TO MAKE RETURN.)
 295 Each corporation that receives income from the sources
 295a designated in
 296 section 57-38-30 and which is required to file an income tax return
 297 pursuant to the provisions of the United States Internal Revenue
 297a Code
 298 of 1954, as amended, (((subject to taxation))) shall, unless
 298a exempted
 299 by the provisions of section 57-38-09, make a return (((under
 299a oath)))
 300 in such form as the tax commissioner may prescribe, stating
 300a specifi-
 301 cally (((the items of gross income, the deductions, and))) such
 302 (((other))) facts as the tax commissioner may require for the
 302a purpose
 303 of making any computation required by this chapter. Any foreign
 303a loan
 304 and investment company engaged in business in this state, and
 304a whose
 305 income in this state consists solely of income exempt from
 305a taxation
 306 under this chapter, need not file an annual report unless specially
 307 requested to do so by the tax commissioner, but may file in lieu
 308 thereof an affidavit claiming exemption under this chapter. The
 309 return shall be signed by the president, vice president, treasurer,
 310 assistant treasurer, chief accounting officer or any other officer
 311 duly authorized so to act and it and any other declaration, statement
 312 or document required to be made shall contain or be verified by a
 313 written declaration that it is made under the penalties of perjury.
 314 SECTION 13. AMENDMENT.) Chapter 57-38 is
 315 hereby amended by creating and enacting a new section thereto to
 316 read as follows:
 317 WITHHOLDING TAX ON WAGES.) 1. Every employer
 318 who makes any payment of wages on or after the first day of July,
 319 1965, to a resident of this state or to a nonresident performing
 320 services in this state shall deduct and withhold from such
 320a payment a
 321 percentage or amount of such wages or a percentage of the federal
 322 income tax withheld from such wages as determined by the tax

322a com-
323 missioner. The amount of tax withheld shall be computed without
324 regard to any other amount withheld from such wages and shall be
325 computed from tables or schedules prescribed from time to time
325a by the
326 tax commissioner but such tables or schedules shall be computed
326a so

327 that the tax withheld shall, as closely as possible, pay any tax
328 liability imposed by this Act.

329 2. The terms "wages", "employer", "employee", "withholding
330 exemption "certificate" and other terms peculiar to an income tax
331 withholding law shall have the same meaning as prescribed for
331a with-

332 holding of income taxes on wages by the United States Internal
332a Revenue

333 Code of 1954, as amended; the term "wages" as used in this section
334 specifically excludes wages paid to agricultural labor or to employees
335 performing domestic service.

336 3. The employee shall be required to file with the tax com-
337 missioner an annual return and pay any tax, in addition to that with-
338 held by the employer, which may be due from him, all in accordance
339 with the applicable provisions of this chapter.

340 If the amount withheld from an employee's wages exceeds the
341 amount of his income tax liability under this chapter, he shall be
342 entitled to a refund of the excess. In order to facilitate issuance
343 of refund checks or warrants to such taxpayers, the tax commis-
343a sioner

344 and the director of accounts and purchases shall make such arrange-
345 ments as may be necessary to permit the refund checks or warrants
345a to

346 be prepared by the tax commissioner and mailed by him or by the
346a director

347 of accounts and purchases to the taxpayers entitled thereto.

348 SECTION 14. AMENDMENT.) Chapter 57-38 of the
349 North Dakota Century Code is hereby amended by creating and
349a enacting

350 a new section thereto to read as follows:

351 EMPLOYER'S RETURNS AND REMITTANCES.)

352 1. Every employer shall, on or before the last day of April,
353 July, October, and January, pay over to the tax commissioner the
354 amount required to be deducted and withheld from wages paid to all
355 employees during the preceding calendar quarter under the provi-
355a sions

356 of section 13 of this Act, provided that the tax commissioner may
357 alter the time or period for making reports and payment when in
357a his

358 opinion, the tax is in jeopardy, or may prescribe the use of any
359 other time or period as will facilitate the collection and payment
360 of the tax by the employer.

361 2. Every employer shall file a return on forms prescribed by the
362 tax commissioner with each payment made to the tax commissioner
362a under

363 the provisions of this section which shall show the total amount of
364 wages paid to his employees, the amount of federal income tax
365 deducted and withheld during the period covered by the return, the
366 amount of tax imposed under the provisions of this chapter that
367 was deducted and withheld during the period covered by the return,
368 and such other information as the tax commissioner may require.

369 3. Every employer shall make an annual return to the tax com-
370 missioner on forms provided and approved by him, summarizing
370a the total

371 compensation paid, the federal income tax deducted and withheld and
372 the state tax deducted and withheld for each employee during the

373 calendar year and shall file the same with the tax commissioner on
 373a or
 374 before the thirty-first day of January of the year following that for
 375 which the report is made. Every employer shall also, in accordance
 376 with such regulations as may be prescribed by the tax commis-
 376a sioner,
 377 provide each employee from whom state income tax has been with-
 377a held,
 378 with a statement of the amounts of total compensation paid and the
 379 amounts deducted and withheld for such employee during the pre-
 379a ceding
 380 calendar year in accordance with the provisions of section 13 of this
 381 Act, and said statement shall be made available to the employee
 381a on or
 382 before the thirty-first day of January of the year following that for
 383 which the report is made.

384 4. The employer shall be liable to the tax commissioner for
 385 the payment of the tax required to be deducted and withheld under
 386 section 13 of this Act, and the employee shall not thereafter be
 387 liable to any person or to any employee for the amount of any such
 388 payment. For the purpose of making penalty provisions of this Act
 389 applicable, any amount deducted or required to be deducted and
 390 remitted to the tax commissioner under this section shall be
 391 considered to be the tax of the employer and with respect to such
 392 amounts he shall be considered the taxpayer.

393 5. Every employer who deducts and withholds any amounts under
 394 the provisions of section 13 of this Act shall hold the same in trust
 395 for the state of North Dakota for the payment thereof to the tax
 396 commissioner in the manner and at the time provided for in this
 397 section, and the state of North Dakota shall have a lien on the
 398 property of the employer to secure the payment of any amounts
 399 withheld and not remitted as provided herein, which lien shall
 400 attach at the time prescribed and to the property described in
 401 section 57-38-40 and shall be subject to the provisions of sections
 402 57-38-49, 57-38-50, and 57-38-51.

403 SECTION 15. AMENDMENT.) Chapter 57-38 of the
 404 North Dakota Century Code is hereby amended by creating and
 404a enacting
 405 thereto a new section to read as follows:

406 DECLARATION OF ESTIMATED INCOME — PAYMENT
 407 OF ESTIMATED TAX — AMENDMENT OF DECLARATION —
 408 EFFECTIVE DATE.) 1. Every taxpayer shall, at the time
 409 prescribed in this section make a declaration of his estimated tax
 410 on taxable income from sources from which no income tax was
 410a withheld
 411 pursuant to this Act if his tax thereon can reasonably be expected
 412 to exceed forty dollars.

413 2. No later than April fifteenth of the taxable year the
 414 taxpayer shall file the declaration of estimated tax and make
 414a payment
 415 of no less than one-quarter of the amount of tax due thereon with
 415a the
 416 tax commissioner. If at this time payment of at least one-quarter
 417 but less than the entire amount of tax due is made by the
 417a taxpayer,
 418 the balance of the tax shall then be paid in three equal installments
 419 on the fifteenth day of the following months of June, September,
 419a and
 420 January.

421 3. Any taxpayer may amend a declaration of estimated income
 422 and make the adjusted payments of tax due thereon under the
 422a regu-
 423 lations of the tax commissioner.

429 5. The provisions of this section shall become effective for
430 wages paid and income received after June 30, 1965.

431 SECTION 16. AMENDMENT.) Chapter 57-38 of the
432 North Dakota Century Code is hereby amended by creating and
432a enacting

433 thereto a new section to read as follows:

434 ADJUSTMENTS TO TAXABLE INCOME.) The taxable
435 income of an individual, estate, trust or corporation as computed
436 pursuant to the provisions of the United States Internal Revenue
436a Code

437 of 1954, as amended, shall be —

438 1. Reduced by any interest received from obligations of the
439 United States that is included in taxable income or in
440 the computation thereof on the federal return, provided
441 that the taxpayer elects to use such form of return as
442 may be prescribed by the tax commissioner for the purpose
443 of entering such adjustment;

444 2. Reduced by any other income included in the taxable income,
445 or in the computation thereof, on the federal return which
446 is exempt from taxation because of the provisions of the
447 Constitutions of this state or the United States.

448 The tax commissioner is hereby authorized to prescribe rules
449 and regulations to prevent requiring income that had been previously
450 taxed under this chapter from being taxed again because of the
451 provisions of this Act and to prescribe rules and regulations to
452 prevent any income from becoming exempt from taxation because
452a of the

453 provisions of this Act if it would otherwise have been subject to
454 taxation under the provisions of this chapter.

455 SECTION 17. AMENDMENT.) Section 57-35-02 of the
456 North Dakota Century Code is hereby amended and reenacted to
456a read

457 as follows:

458 57-35-02. IMPOSITION OF TAX.) An annual tax
459 is imposed hereby upon every national banking association or
459a corpor-

460 ation and upon every banking corporation or association other than a
461 national bank, and upon every trust company, for the grant to it of
462 the privilege of transacting, or for the actual transacting, by it,
463 of business within this state during any part of each tax year;
464 provided that federal income taxes and taxes imposed under this
465 chapter, whether paid or accrued, shall not be deducted for the
466 purpose of computing the net income of any such banking association
467 or corporation or of any such trust company.

468 SECTION 18. AMENDMENT.) Subsection 2 of section
469 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code
470 is hereby amended and reenacted to read as follows:

471 2. "Net income" means gross income less the following deduc-

- 471a tions:
- 472 a. Ordinary and necessary expenses paid or incurred in
 - 473 carrying on association business;
 - 474 b. Interest or dividends paid;
 - 475 c. Taxes, other than federal income taxes and taxes imposed
 - 476 under the provisions of this chapter, paid or accrued
 - 477 within the taxable year; and
 - 478 d. Losses incurred during the taxable year not compensated
 - 479 for by insurance or other reimbursement.

480 SECTION 19. OFFICIAL RECORDS — AVAILABILITY
481 FOR INCOME TAX PURPOSES.) For the purpose of
482 administration of the income tax laws of this state, the state tax
483 commissioner, notwithstanding any other provision of law, is
483a hereby

484 authorized to examine any state records, reports, returns and

485 statistical information gathered or maintained by any state
 485a department,
 486 institution, agency, officer or official of this state. The tax
 487 commissioner shall not disclose or make public any information
 488 obtained from such records if the information is otherwise regarded
 489 as secret or confidential under any law of this state, except that
 490 such records or information may be subject to subpoena by the tax
 491 commissioner or by any court for use in any proceeding or action to
 492 establish the amount of or enforce the collection of any income tax
 493 administered by the tax commissioner.

495 SECTION 20. EFFECTIVE DATES.) The provisions of
 496 sections 6 through 12, inclusive, of this Act shall apply to all
 497 income years of income taxpayers beginning after December 31,
 497a 1964.

498 In the case of corporations or associations taxed under the
 498a provisions
 499 of chapter 57-35 or chapter 57-35.1 the provisions of sections 17 and
 500 18 of this Act shall apply to the returns filed by them in which the
 501 net income for the year 1965 and each year thereafter is reported.

1A SECTION 21. AMENDMENT.) Subsections 2, 3, 5 and 6 of section
 2A 57-39-01 of the 1963 Supplement to the North Dakota Century Code
 3A are hereby amended and reenacted to read as follows:

4A 2. "Sale" means any transfer of title or possession, exchange
 5A or barter, conditional or otherwise, in any manner or by
 6A any means whatsoever, for a consideration, and includes the
 7A furnishing of services relating to personal property, the
 8A furnishing of personal, business or professional services,
 9A the furnishing or sale of advertising, the furnishing of
 10A services relating to any property that is attached to a
 11A building and thereby becomes real property but which re-
 11B mains
 12A distinct from the building to which attached, the furnishing
 13A or service of steam, gas, electricity, water, or communica-
 14A tion, the furnishing of hotel, motel, or tourist court
 15A accommodations, the furnishing of tickets or admissions to
 16A any place of amusement, athletic event or place of entertain-
 17A ment including the playing of any machine for amusement or
 18A entertainment in response to the use of a coin, and sales of
 19A subscriptions to magazines and other periodicals regardless
 20A of whether or not such magazines or periodicals are to be
 21A delivered in the future and regardless of whether or not they
 22A are in existence at the time of the sale of any subscription;
 23A provided that the words "magazines and other periodicals" as
 24A used herein shall not include newspapers nor shall they in-
 24B clude
 25A magazines or periodicals that are furnished free by a nonprofit
 26A corporation or organization to its members or because of
 27A payment by its members of membership fees or dues; pro-
 27B vided
 28A further that the furnishing of a service shall not include a
 29A service furnished to a consumer or user by an employee of
 29B the
 30A consumer or user; provided further that the words "the
 31A furnishing or sale of advertising" shall mean the furnishing
 32A or sale of advertising whether by newspapers, magazines,
 33A periodicals, radio, television, billboard or otherwise,
 34A including charges made by advertising agencies for preparing
 35A or placing advertising in media;
 36A 3. "Retail sale" or "sale at retail" means the sale, including
 37A the sale for the purpose of leasing or renting and the
 38A leasing or renting, to a consumer or to any person for any
 39A purpose, other than for processing or for resale, of tangible
 40A personal property normally carried in stock by a retailer;

- 41A the sale of steam, gas, electricity, water, and communication
 42A service to retail consumers or users; the ordering, selecting
 43A or aiding a customer to select any goods, wares, or merchand-
 44A ise from any price list or catalog, which the customer
 45A might order, or be ordered for such customer to be shipped
 46A directly to such customer; the sale or furnishing of hotel,
 47A motel, or tourist court accommodations, services relating to
 48A personal property, the furnishing or sale of personal,
 49A business or professional services, the furnishing or sale of
 50A advertising, the furnishing or sale of services relating to
 51A any property that is attached to a building and thereby
 52A becomes real property but which remains distinct from the
 53A building to which attached, tickets or admissions to any
 54A place of amusement, athletic event or place of entertainment
 55A including the playing of any machine for amusement or
 56A entertainment in response to the use of a coin; and the sales
 57A of magazines and other periodicals. By the term "processing"
 58A is meant any tangible personal property including containers
 59A which it is intended, by means of fabrication, compounding,
 60A manufacturing, producing or germination shall become an
 61A integral or an ingredient or component part of other tangible
 62A personal property intended to be sold ultimately at retail.
 63A The sale of an item of tangible personal property for the
 64A purpose of incorporating it in or attaching it to other real
 65A or personal property otherwise exempt from the sales tax
 66A shall be considered as a sale of tangible personal property
 67A for a purpose other than for processing; the delivery of
 68A possession within the state of North Dakota of tangible
 69A personal property by a wholesaler or distributor to an out-
 70A of-state retailer who does not hold a North Dakota retail
 71A sales tax permit or to a person who by contract incorporates
 72A such tangible personal property into, or attaches it to,
 73A real property situated outside of North Dakota shall not be
 74A considered a taxable sale; "retail sale" or "sale at retail"
 75A shall not mean the furnishing of a service to a consumer or
 76A user by an employee of a consumer or user;
5. "Retailer" includes every person engaged in the business of
 77A leasing or renting hotel, motel, or tourist court accommoda-
 78A tions, and every person engaged in the business of selling
 79A tangible goods, wares, or merchandise at retail, or furnishing
 80A of steam, gas, electricity, water and communication services,
 81A or tickets or admissions to places of amusement, entertain-
 82A ment
 82B and athletic events including the playing of any machine for
 83A amusement or entertainment in response to the use of a coin,
 84A or services relating to personal property, or personal,
 85A business or professional services, the furnishing or sale of
 86A advertising, or services relating to any property that is
 87A attached to a building and thereby becomes real property but
 88A which remains distinct from the building to which attached,
 89A or magazines, or other periodicals; and shall include any
 90A person as herein defined who by contract or otherwise agrees
 91A to furnish for a consideration a totally or partially
 92A finished product consisting in whole or in part of tangible
 93A personal property subject to the sales tax herein provided,
 94A and all items of tangible personal property entering into
 95A the performance of such contract as a component part of the
 96A product agreed to be furnished under said contract shall be
 97A subject to the sales tax herein provided and the sales tax
 98A thereon shall be collected by the contractor from the person
 99A for whom the contract has been performed in addition to the
 100A contract price agreed upon, and shall be remitted to the
 101A state in manner provided in this chapter; and shall include
 102A the state or any municipality furnishing steam, gas,
 103A

104A electricity, water, or communication service to members of
 105A the public in its proprietary capacity; but "retailer" shall
 106A not include an employee of a consumer or user;

107A 6. "Gross receipts" means the total amount of the sales of
 108A retailers, valued in money, whether received in money or
 109A otherwise, including any excises or taxes that are a part of
 110A or added to the price paid or to be paid by the purchaser at
 111A retail except retail excise taxes imposed by the United
 112A States, provided, however, that discounts for any purposes
 113A allowed and taken on sales shall not be included, nor shall
 114A the sale price of property returned by customers when the
 115A full sale price thereof is refunded either in cash or by
 116A credit. Provided further, however, that when tangible
 117A personal property is taken in trade or in a series of trades
 118A as a credit or part payment of a retail sale taxable under
 119A this chapter, if the tangible personal property traded in
 120A will be subject to the sales tax imposed by this chapter
 121A when sold, the credit or trade-in value allowed by the
 122A retailer shall not be regarded as gross receipts. Provided
 123A further, however, that on all sales of retailers, valued in
 124A money, when such sales are made under conditional sales
 125A contract, or under other forms of sale wherein the payment
 126A of the principal sum thereunder be extended over a period
 127A longer than sixty days from the date of sale thereof that
 128A only such portion of the sale amount thereof shall be
 129A accounted for, for the purpose of imposition of tax imposed
 130A by this chapter, as has actually been received in cash by
 131A the retailer during each quarterly period as defined herein.
 132A "Gross receipts" shall also mean, with respect to the
 133A leasing or renting of tangible personal property, the amount
 134A of consideration, valued in money, whether received in money
 135A or otherwise, received from the fair rental value of
 136A leasing or renting of ((only)) such tangible personal
 137A property the transfer of title to which has ((not)) been
 138A subjected to a retail sales tax in this, provided, however,
 139A any person purchasing tangible personal property for the
 140A purpose of leasing or renting may credit the actual amount
 141A of sales or use tax paid against the tax due on the leasing
 142A or rental of such property if adequate records are maintained
 143A substantiating such leasing or rental transactions in
 144A accordance with such rules and regulations as the tax
 145A commissioner shall prescribe. "Gross receipts" shall also
 146A mean, with respect to subscriptions to magazines and other
 147A periodicals, the amount of consideration, valued in money,
 148A whether received in money or otherwise, received from the
 149A sale of such subscriptions regardless of whether or not
 150A such magazines or periodicals are to be delivered in the
 151A future and regardless of whether or not they are in
 152A existence at the time of the sale of any subscription;

153A SECTION 22. AMENDMENT.) Section 57-39-02 of the 1963
 154A Supplement to the North Dakota Century Code is hereby amended
 154B and
 155A reenacted to read as follows:
 156A 57-39-02. TAX IMPOSED.) Except as otherwise expressly pro-
 156B vided
 157A in this chapter, there is hereby imposed (((, beginning the first
 158A day of July, 1963, and ending the first day of July, 1965,))) a tax
 159A of two ((and one-quarter)) percent upon the gross receipts of
 160A retailers from all sales at retail including the leasing or renting
 161A of tangible personal property as hereinafter provided in this
 161Aa section,
 162A within the state of North Dakota of the following to consumers or
 163A users:

- 164A 1. Tangible personal property, consisting of goods, wares, or
 165A merchandise, including, but not limited to, liquor, beer,
 166A wine, tobacco, cigars, cigarettes, cigarette papers, snuff,
 167A and oleomargarine;
- 168A 2. The furnishing or service of steam, gas, electricity, water
 169A or communication services;
- 170A 3. Tickets or admissions to places of amusement or entertain-
 171A ment or athletic events, including amounts charged for
 172A participation in an amusement, entertainment or athletic
 173A activity, and including the playing of any machine for
 174A amusement or entertainment in response to the use of a coin;
- 175A 4. Magazines and other periodicals, including subscriptions
 176A thereto;
- 177A 5. The leasing or renting of hotel, motel, or tourist court
 178A accommodations for periods of less than thirty consecutive
 179A calendar days or one month;
- 180A 6. Services furnished in repairing, altering, restoring, or
 181A cleaning any tangible personal property provided that this
 182A subsection shall not apply to ((retailers))) veterinarians
 183A who furnish such services to agricultural producers with
 184A respect to agricultural products; (((and))) nor shall this
 185A subsection apply to the harvesting, including threshing,
 186A of any crop;
- 187A 7. The purchase of tangible personal property for the purpose
 188A of leasing or renting and the fair rental value of the
 189A leasing or renting of tangible personal property (((the
 190A transfer of title to which has not been subjected to a retail
 191A sales tax under this chapter or a use tax under the provi-
 192A sions of chapter 57-40 or chapter 57-40.1))), provided,
 193A however, any person purchasing tangible personal property
 194A for the purpose of leasing or renting may credit the actual
 195A sales or use tax paid on such personal property against the
 196A tax due on the leasing or renting of such property if
 197A adequate records are maintained substantiating such leasing
 198A or rental transactions in accordance with such rules and
 199A regulations as the tax commissioner shall prescribe;
- 200A 8. The following personal, business or professional services:
 201A legal; accounting, bookkeeping and auditing; title abstract-
 202A ing; architectural; engineering; sign painting and artistic;
 203A photographic; photofinishing; printing, mailing and duplicat-
 204A ing; appraisal; barber and beautician; credit bureau;
 205A collections; private employment agencies; brokers or agents
 206A of tangible or intangible personal property or of real
 207A property but not including insurance brokers or agents,
 208A provided that the value of such services shall not include
 209A the price paid to the seller for the property; auctioneering;
 210A janitorial and custodian; stenographic, secretarial,
 211A including reporting or transcribing; garbage and sewer;
 212A parking; storage of personal property; disinfecting and
 213A exterminating;
- 214A 9. The furnishing or sale of advertising; and
- 215A 10. Services furnished in repairing, altering, restoring or
 216A cleaning of any property, which by attachment to a building
 217A constitutes real property but which remains distinct from
 218A the building to which attached such as furnaces, air
 219A conditioning units, water heaters, humidifiers, stoves,
 220A ranges, refrigeration units, disposals, dishwashers, awnings,
 221A venetian blinds, draperies, carpeting and other like items
 222A of a nature that may ordinarily be built in or constitute
 223A an accessory to a building but which do not lose their
 224A identity as accessories when attached or installed therein.
 225A Provided, however, that the provisions of this section shall not

226A become effective if for any reason any other provision of this Act
 227A does not become effective, nor shall the provisions of this section
 228A continue in effect if this Act does become effective and any part
 229A of it is invalidated or disapproved in any way, other than by action
 230A of the legislative assembly, that would cause it to become
 231A ineffective.

232A SECTION 23. AMENDMENT.) Subsection 10 of section 57-39-03
 233A of the North Dakota Century Code is hereby amended and re-
 233B enacted to
 234A read as follows:

235A 10. Gross receipts from the sale of gasoline, (((cigarettes,
 236A snuff,))) insurance premiums, or any other article or
 237A product upon which the state of North Dakota imposes a
 238A special tax except gross receipts from the sale of liquor,
 239A beer, wine, cigarettes, cigars, cigarette papers, snuff,
 240A other tobacco products, oleomargarine and aircrafts shall
 241A not be exempt from the tax imposed by this chapter.

242A SECTION 24. AMENDMENT.) Section 57-39-06 of the 1963
 243A Supplement to the North Dakota Century Code is hereby amended
 243B and
 244A reenacted to read as follows:

245A 57-39-06. TAX TO BE ADDED TO PURCHASE PRICE AND BE
 245B A DEBT.)

246A Retailers shall add the tax imposed under this chapter, or the
 247A average equivalent thereof, to the sales price or charge and when
 248A added such taxes shall constitute a part of such price or charge,
 249A shall be a debt from the consumer or user to the retailer until
 250A paid, and shall be recoverable at law in the same manner as other
 251A debts.

252A In adding such tax to the price or charge, retailers shall
 253A adopt the following bracket system for the application of the tax:

254A	(((\$0.01 to \$0.19	no tax
255A	.20 to .59	1c tax
256A	.60 to .99	2c tax
257A	1.00 to 1.49	3c tax
258A	1.50 to 1.99	4c tax
259A	2.00 to 2.49	5c tax
260A	2.50 to 2.99	6c tax
261A	3.00 to 3.49	7c tax
262A	3.50 to 3.99	8c tax

263A An additional tax of 1c for each 50c, or fraction thereof,
 264A over \$3.99 except that for each full \$4.00 there shall be
 265A collected a tax of 9c.)))

266A	\$0.01 to \$0.14	no tax
267A	.15 to .33	1c tax
268A	.34 to .67	2c tax
269A	.68 to 1.00	3c tax

270A Each additional \$1.00 3c additional tax
 271A or each additional 33c or fraction thereof

272A over \$1.00 1c additional tax.

273A SECTION 25. AMENDMENT.) Subsections 2 and 4 of section
 274A 57-40-01 of the North Dakota Century Code and Subsection 5 of
 275A section 57-40-01 of the 1963 Supplement to the North Dakota
 275Aa Century

Code are hereby amended and reenacted to read as follows:

277A 2. "Use" shall mean the exercise by any person of any right or
 278A power over tangible personal property incident to the
 279A ownership or possession of that property, except that it
 280A shall not include processing, or the sale of that property
 281A in the regular course of business. "Use" shall also include
 282A the purchasing of advertising for dissemination in this
 283A state. The words "the purchasing of advertising" shall

- 284A mean the furnishing or purchase of advertising whether by
 285A newspapers, magazines, periodicals, radio, television,
 286A billboard or otherwise, including charges made by advertising
 287A agencies for preparing or placing advertising in media;
 288A 4. "Purchase" means any transfer of title or possession,
 289A exchange, or barter, conditional or otherwise, in any manner
 290A or by any means whatsoever, for a consideration including
 291A but not limited to the receipt of advertising services and
 292A the receipt of services furnished by advertising agencies
 293A for preparing or placing advertising in media;
 294A 5. "Purchase price" means the total amount for which tangible
 295A personal property is sold, leased, or rented, and includes
 296A the total amount for which advertising is sold, or the
 297A charges made for preparing or placing advertising in media
 298A valued in money, whether paid in money or otherwise, but
 299A cash discounts allowed and taken on sales shall not be
 300A included;

301A SECTION 26. AMENDMENT.) Subdivision a of subsection 6 of
 302A section 57-40-01 of the 1963 Supplement to the North Dakota Century
 303A Code is hereby amended and reenacted to read as follows:

- 304A a. tangible goods, wares and merchandise, including but
 305A not limited to, liquor, beer, wine, tobacco, cigars,
 306A cigarettes, cigarette papers, snuff, and oleomargarine;
 307A and gas, electricity, and water, when furnished or
 308A delivered to consumers or users within this state;

309A SECTION 27. AMENDMENT.) Subsection 7 of section 57-40-01
 310A of the North Dakota Century Code is hereby amended and re-
 311A enacted
 311A to read as follows:

- 312A 7. "Retailer" includes every person engaged in the business of
 313A selling tangible personal property or advertising service
 314A including the preparing or placing advertising in media
 315A for use within the meaning of this chapter, but, when in
 316A the opinion of the commissioner, it is necessary for the
 317A efficient administration of this chapter to regard any
 318A salesman, representative, trucker, peddler, or canvasser as
 319A the agent of the dealer, distributor, supervisor, employer,
 320A or other person under whom he operates or from whom he
 321A obtains the tangible personal property or advertising
 322A service sold by him, whether he is making sales in his own
 323A behalf or in behalf of such dealer, distributor, supervisor,
 324A employer, or other person, the commissioner may regard him
 325A as such agent, and may regard the dealer, distributor,
 326A supervisor, employer, or other person as a retailer for the
 327A purposes of this chapter;

328A SECTION 28. AMENDMENT.) Subsection 10 of section 57-40-01
 329A of the 1963 Supplement to the North Dakota Century Code is
 329Aa hereby

330A amended and reenacted to read as follows:

- 331A 10. "Purchased at retail" shall include, but shall not be
 332A limited to:
 333A a. the completion of the fabricating, compounding, or
 334A manufacturing of tangible personal property by a
 335A person for storage, use, or consumption by that person;
 336A b. the purchase of tangible personal property for the
 337A purpose of leasing or renting and the fair rental
 338A value of the leasing or renting of tangible personal
 339A property, (((the sale, storage, use, or consumption
 340A of which has not been previously subjected to a retail
 341A sales or use tax in this state))) provided, however,
 342A any person purchasing tangible personal property for
 343A the purpose of leasing or renting may credit the actual
 344A amount of sales or use tax paid against the tax due on

345A the leasing or rental of such property if adequate
346A records are maintained substantiating such leasing or
347A rental transactions in accordance with such rules and
348A regulations as the tax commissioner shall prescribe;

349A c. the purchase of subscriptions to magazines or other
350A periodicals regardless of whether or not such magazines
351A or periodicals are to be delivered in the future and
352A regardless of whether or not they are in existence at
353A the time of the sale of any subscriptions; provided that
354A the words "magazines and other periodicals" as used
355A herein shall not include newspapers nor shall they
356A include magazines or periodicals that are furnished free
357A by a nonprofit corporation or organization to its members
358A or because of payment by its members of membership
358Aa fees
359A or dues (((.)));

360A d. the purchase of advertising including the furnishing or
361A purchase of advertising whether by newspapers,
361Aa magazines,
362A periodicals, radio, television, billboard or otherwise,
363A including charges made by advertising agencies for
364A preparing or placing advertising in media.

365A SECTION 29. AMENDMENT.) Section 57-40-02 of the 1963
366A Supplement to the North Dakota Century Code is hereby amended
366Aa and
367A reenacted to read as follows:

368A 57-40-02. TAX IMPOSED.) An excise tax is imposed on
369A the storage, use, or consumption in this state of tangible personal
370A property purchased at retail for storage, use or consumption in
370Aa this
371A state, at the rate of two (((and one-quarter))) percent of the
372A purchase price of such property. Except as limited by section
373A 57-40-10, an excise tax is imposed on the storage, use, or
373Aa consump-
374A tion in this state of tangible personal property not originally
375A purchased for storage, use, or consumption in this state at the
375Aa rate
376A of two (((and one-quarter))) percent of the fair market value of
377A such property at the time it was brought into this state. An
377Aa excise
378A tax is imposed on the use, storage or consumption in this state of
379A advertising, including the preparing or placing of advertising in
380A media, purchased at retail for use in this state, at the rate of two
381A percent of the purchase price of such advertising.

382A SECTION 30. AMENDMENT.) Subsection 5 of section 57-40-03
383A of the North Dakota Century Code is hereby amended and re-
383B enacted
384A to read as follows:

385A 5. Tangible personal property, except for liquor, beer, wine,
386A cigarettes, cigars, cigarette papers, snuff, other tobacco
387A products, oleomargarine, and aircrafts, upon which the state
388A now imposes and collects a special tax, whether in the form
389A of license tax, stamp tax, or otherwise;

390A SECTION 31. AMENDMENT.) Section 57-40-17 of the 1963
391A Supplement to the North Dakota Century Code is hereby amended
391B and
392A reenacted to read as follows:

393A 57-40-17. CONTRACTOR'S PERFORMANCE BONDS FOR PAY-
393B MENT
394A OF USE TAX.) For the purposes of this section the term "surety"
395A shall mean a bond or undertaking executed by a surety company
396A authorized to do business in the state of North Dakota; "surety
397A company" means any person, firm, or corporation executing such

398A surety; "contractor" includes any individual, firm, copartnership,
 399A association, corporation, or other group or combination thereof
 400A acting as a unit, and the plural as well as the singular number;
 401A and "subcontractor" includes any individual, firm, copartnership,
 402A association, corporation, or other group or combination thereof
 403A acting as a unit, and the plural as well as the singular number,
 403B who
 404A undertakes to perform all or any part of work covered by the
 404B original
 405A contract entered into by the contractor, including the furnishing of
 406A any supplies, materials, equipment, or any other tangible personal
 407A property.
 408A Whenever any contractor or subcontractor enters into any con-
 408B tract
 409A for the erection of buildings or the alteration, improvement or
 410A repair of real property in this state and the contractor or subcon-
 411A tractor furnishes surety for the faithful performance of such
 412A contract, there is hereby imposed the additional obligation upon the
 413A surety company to the state of North Dakota that said contractor or
 414A subcontractor shall promptly pay all use taxes which may accrue
 414B to
 415A the state of North Dakota under the provisions of chapter 57-40.
 416A In the case of a contractor and his surety company this additional
 417A obligation shall include liability to pay to the tax commissioner
 418A on purchases made by either the contractor or the subcontractor
 419A all such use taxes which have not been paid to a retailer author-
 419B ized
 420A or required to collect such taxes; and the contractor or his surety
 421A company is hereby authorized to recover from the subcontractor
 421B the
 422A amount of any use taxes accruing with respect to purchases made
 422B by
 423A the subcontractor which the contractor or the surety company may
 423B be
 424A required to pay to the tax commissioner, or to withhold from the
 425A amount due the subcontractor under the subcontract an amount
 425B equal
 426A to any use taxes accruing with respect to purchases of the subcon-
 427A tractor which have not been paid by the subcontractor to the tax
 428A commissioner or to a retailer authorized or required to collect such
 429A taxes. Such liability on the part of the surety company shall be
 430A limited to ((two)) three per cent of the amount of the contract
 431A price.
 432A The surety company within sixty days after executing such surety
 433A shall send written notice of the same to the state tax commissioner,
 434A which notice shall give the names and addresses of the parties
 435A contracting with respect to the real property and the place where
 436A the contract is to be performed. After the completion of the
 437A contract and the acceptance of the improvement by the owner of
 437B the
 438A real property improved, the surety company shall give written
 438B notice
 439A of such completion and acceptance to the state tax commissioner.
 440A Six months after the completion of the contract and the
 441A acceptance of the improvement by the owner thereof, the addi-
 441B tional
 442A obligation imposed upon said surety company shall cease unless
 443A written notice, within such period of time, of unpaid use taxes, is
 444A given to the surety company by the state tax commissioner.
 445A This section shall not be construed to modify or repeal in any
 446A way any of the provisions of sections 48-01-05 and 48-01-06.
 447A SECTION 32. APPROPRIATION - SCHOOL FOUNDATION
 447B PROGRAM.)
 448A Subject to the conditions hereinafter provided, there is hereby

449A appropriated out of any moneys in the state treasury that are
 450A received under the provisions of this Act or from any other sources
 451A and are not otherwise allocated an annual amount of six hundred
 452A seventy-five thousand dollars to the state department of public
 453A instruction for school foundation program payments and an annual
 454A amount of two million one hundred twenty-five thousand dollars for
 455A the purpose of increasing the per pupil payments under the school
 456A foundation program to the equalization funds of the several counties
 457A in accordance with the provisions of chapter 15-40.

458A The superintendent of public instruction shall compute for each
 459A school year the amount by which the per pupil payments under the
 460A school foundation program shall be increased by the annual ap-
 460B propri-

461A ation provided for that purpose by this section.

462A The first annual amounts appropriated shall be made available
 463A out of the state treasury for distribution on or before the first
 464A day of March, 1966, and on or before the first day of March of
 465A each year thereafter, provided, however, that no part of the
 466A appropriations made hereunder shall be distributed in the year
 466B 1966

467A to the superintendent of public instruction unless the personal
 468A property classification of household goods, clothing and other
 469A personal belongings and musical instruments designated in sec-
 469B tion 3

470A of this Act become exempt from assessment and taxation for the
 470B year

471A 1965 and, provided further, that no part of the appropriations made
 472 hereunder shall be distributed to the superintendent of public

473A instruction in any year after 1966 unless the aforesaid classifica-
 474A tions of personal property are exempt from assessment and

474Aa taxation

475A in the year 1966 and thereafter.

476A SECTION 33. AMENDMENT.) Section 57-40.1-02 of the

477A 1963 Supplement to the North Dakota Century Code is hereby
 477Aa amended

478A and reenacted to read as follows:

479A 57-40.1-02. TAX IMPOSED.) There is hereby imposed an
 480A excise tax of two ((and one-quarter)) per cent of the purchase

481A price of any motor vehicle purchased or acquired for use on the
 482A streets and highways of this state and required to be registered

483A under the laws of this state, and a like rate of tax upon the
 484A purchase price of any mobile home purchased or acquired for use

484Aa in

485A this state.

486A SECTION 34. AMENDMENT.) Chapter 57-39 of the North

487A Dakota Century Code is hereby amended by creating and

487Aa enacting a

488A section thereto to read as follows:

489A SEPARATE AND ADDITIONAL TAX ON RETAIL SALES —

489Aa COLLECTION —

490A ALLOCATION OF REVENUE — APPROPRIATION.)

491A 1. There is hereby imposed, beginning on July 1, 1965, an

492A additional tax of one per cent upon the gross receipts of

492Aa retailers

493A from all sales at retail that are subject to the tax imposed by

494A section 57-39-02, which additional tax of one per cent shall be

495A collected by the tax commissioner in the same way that the tax

496A imposed by section 57-39-02 is collected, and which shall be

496Aa subject

497A to all of the provisions for definitions, delinquency, enforcement

498A of collection, exemptions, assessments, penalties, refund, notice

499A and appeals to which the tax imposed by section 57-39-02 is

499Aa subject.

500A Provided, however, that the provisions of this section shall not
 501A become effective if for any reason any other provision of this Act
 502A does not become effective, nor shall the provisions of this section
 503A continue in effect if this Act does become effective and any part
 504A of it is invalidated or disapproved in any way, other than by
 504B action
 505A of the legislative assembly, that would cause it to become
 506A ineffective.

507A 2. All moneys collected and received by the tax
 507B commissioner
 508A pursuant to this section shall be paid into the state treasury
 508B and
 509A credited to a special fund to be known as the "personal
 509B property
 510A tax replacement fund". Out of this fund the state treasurer
 510B shall
 511A first provide for payment of any refunds of the tax that are
 512A allowed. The net amount of moneys remaining in said
 512B "personal
 513A property tax replacement fund" are hereby appropriated for
 513B alloca-

tion and distribution as follows:

- 514A
- 515A a. The state tax commissioner, with the aid and assistance
 516A of the county auditor of each county, shall determine
 517A for each of the years 1962, 1963 and 1964 the cost to
 518A the county and to the various political subdivisions
 519A in the county of assessing and of equalizing the
 520A assessments of all personal property assessed in the
 521A county on an ad valorem basis by locally appointed or
 522A elected assessors or other officers performing assess-
 523A ment duties and the cost of levying and collecting the
 524A taxes levied thereon. The total amount of such costs
 525A for each of the three years then shall be added
 526A together and the total divided by three to obtain the
 527A average yearly cost of personal property tax
 528A administration for the three years in each county.
- 529A b. The state tax commissioner shall determine from the
 530A abstracts of tax lists furnished to him by the auditor
 531A of each county and from such other information as
 531B may
 532A be furnished by the county auditor or obtained from
 533A other sources the total amount of all taxes levied
 534A for each of the years 1964 and 1965 on a millage basis
 535A by the state, county, and the various taxing districts
 536A in the county on all taxable property except the per-
 536B sonal
 537A property classifications that include household goods,
 538A clothing and other personal belongings and musical
 539A instruments. The amount of such taxes levied for each
 540A of the years 1964 and 1965 in each county on such
 541A taxable property shall be added together and the total
 542A divided by two to obtain the average yearly amount of
 543A such taxes levied in the county for the two years. This
 544A average yearly amount of taxes levied in the county
 545A shall then be multiplied by the decimal fraction
 546A of .95 to obtain the amount which is hereinafter
 547A referred to as the "county adjusted average tax
 548A collections".
- 549A c. On or before the first day of December, 1966, the state
 550A tax commissioner shall then furnish to the state
 551A treasurer a certificate which shall show for each
 552A county the "average yearly cost of personal property
 553A tax administration" as determined in subdivision a

- 554A of this subsection and the "county adjusted average
 555A tax collections" for each county as determined in
 556A subdivision b of this subsection. The state treasurer
 557A after receiving the tax commissioner's certificate
 558A shall add together the "county adjusted average tax
 559A collections" of all counties. From the total so
 560A obtained he shall subtract the total for all counties
 561A of the "average yearly cost of personal property tax
 562A administration" in each county as certified by the tax
 563A commissioner and the difference remaining shall be the
 564A maximum amount of moneys in the "personal property
 564B tax
 565A replacement fund" that shall be allocated in 1967 and
 566A each following year in accordance with the formula
 567A prescribed in subdivision d of this subsection.
- d. The maximum amount available for allocation and
 568A distribution each year out of the "personal property
 569A tax replacement fund" as determined in subdivision c
 570A of this subsection shall be allocated by the state
 571A treasurer to each county by multiplying that amount
 572A by the fraction which has as its numerator the "county
 573A adjusted average tax collections" for the county as
 574A determined in subdivision b of this subsection and
 575A which
 576A has as its denominator the total of the "county adjusted
 577A average tax collections" for all counties.
- The state treasurer, after making this allocation,
 578A shall certify to the treasurer of each county the
 579A amount allocated to that county and the treasurer
 580A of the county shall then, as hereinafter provided,
 581A determine the portion of the amount certified by the
 582A state treasurer that shall be allocated to the state
 583A and to each taxing district in the county and shall
 584A certify to the state treasurer the amount so allocated
 585A to the state. In determining the allocation to the
 586A state and to the taxing districts in the county, the
 587A treasurer of the county shall apportion among the
 588A taxing districts of the county, including the state,
 589A the amount certified by the state treasurer in
 590A proportion to the average of the taxes levied on a
 591A millage basis by each taxing district, including the
 592A state, for the years 1964 and 1965.
- e. The state treasurer, after receiving the certificate of
 593A each county treasurer showing the amount allocated to
 594A the state and after satisfying himself as to the
 595A correctness of such certificate, shall distribute to
 596A the treasurer of each county the difference between
 597A the amount certified to the treasurer of the county
 598A pursuant to subdivision d of this subsection and the
 599A amount certified by the treasurer of the county to the
 600A state treasurer as the portion allocated to the state.
 601A The state treasurer shall transfer to the credit of the
 602A state general fund the amount certified by the
 603A treasurer
 604A of each county as the portion allocated to the state.
 604B The treasurer of each county, upon receiving the
 605A distribution, shall credit it to the various taxing
 606A districts, other than the state, in the county in
 607A accordance with the allocation made pursuant to
 608A subdivision d of this subsection.
- f. The formula for allocation and distribution of moneys
 609A out of the "personal property tax replacement fund"
 610A shall be the same for each year after 1967 as that
 611A used for the year 1967. The allocation and distribu-
 612A
 613A
 614A

614B bution
 615A of moneys out of the "personal property tax replace-
 615B ment
 616A fund" shall be made by the state treasurer and the
 617A treasurer of each county as soon after January first
 618A of 1967 and of each year thereafter as can reasonably
 619A be done.
 620A g. It is further provided that any appropriation made
 621A for the allocation and distribution of moneys in the
 622A "personal property tax replacement fund" shall not be
 623A effective unless all personal property that is locally
 624A assessed on an ad valorem basis becomes wholly
 624B exempt
 625A from assessment and taxation no later than in the year
 626A 1966 and for all following years pursuant to other
 627A provisions of law.

628A SECTION 35. AMENDMENT.) Chapter 57-40 of the
 628B North Dakota
 629A Century Code is hereby amended by creating and enacting
 629B a new section
 630A thereto to read as follows:
 631A SEPARATE AND ADDITIONAL EXCISE TAX —
 631B COLLECTIONS — ALLOCATION
 632A OF REVENUE — APPROPRIATION.) 1. There is hereby
 632B imposed, beginning
 633A July 1, 1965, an additional tax of one per cent upon the
 633B storage,
 634A use or consumption in this state of all tangible personal
 634B property
 635A and advertising that is subject to the excise tax imposed by
 635B section
 636A 57-40-02, which additional tax of one per cent shall be
 636B collected
 637A by the tax commissioner in the same way that the taxes
 637B imposed by
 638A section 57-40-02 are collected and which shall be subject to all
 639A of the provisions for definitions, delinquency, enforcement of
 640A collection, exemptions, assessments, penalties, refund, notice
 640B and
 641A appeals to which the taxes imposed by section 57-40-02 are
 641B subject.

642A 2. All moneys collected and received by the tax
 642B commissioner
 643A pursuant to this section shall be paid into the state treasury
 643B and
 644A credited to the "personal property tax replacement fund"
 644B established
 645A by section 34 of this Act and such moneys are hereby
 645B appropriated
 646A for allocation and distribution in accordance with the
 646B provisions
 647A of subsection 2 of section 34 of this Act.

648A SECTION 36. AMENDMENT.) Chapter 57-40.1 of the
 648B 1963
 649A Supplement to the North Dakota Century Code is hereby
 649B amended by
 650A creating and enacting a new section thereto to read as
 650B follows:
 651A SEPARATE AND ADDITIONAL EXCISE TAX —
 651B COLLECTION — ALLOCATION
 652A OF REVENUE — APPROPRIATION.) 1. There is hereby
 652B imposed,
 653A beginning July 1, 1965, an additional excise tax of one per
 653B cent of

654A the purchase price of any motor vehicle purchased or
654B acquired for
655A use on the streets and highways of this state and required to
655B be
656A registered under the laws of this state, and a like rate of
657A additional tax upon the purchase price of any mobile home
657B purchased
658A or acquired for use in this state, which additional tax of one
658B per
659A cent shall be collected by the motor vehicle registrar in the
659B same
660A way that the taxes imposed by section 57-40.1-02 are collected
660B and
661A which shall be subject to all of the provisions for definitions,
662A exemptions, enforcement of collection, presumptions and
662B penalties
663A to which the taxes imposed by section 57-40.1-02 are subject.
664A 2. All moneys collected and received by the motor vehicle
665A registrar pursuant to this section shall be paid into the state
666A treasury and credited to the "personal property tax replace-
666B ment
667A fund" established by section 34 of this Act and such moneys
667B are
668A hereby appropriated for allocation and distribution in ac-
668B cordance
669A with the provisions of subsection 2 of section 34 of this Act.
670A SECTION 37. SEPARATE AND ADDITIONAL EXCISE
670B TAX — COLLECTION —
671A ALLOCATION OF REVENUE — APPROPRIATION.)
671B There is hereby imposed,
672A beginning July 1, 1965, an additional excise tax of one per
672B cent of
673A the purchase price of any motor vehicle purchased or ac-
673B quired in
674A the state of North Dakota for use on the streets and high-
674B ways of this
675A state and required to be registered under the laws of this
675B state,
676A which additional tax of one per cent shall be collected by
676B the motor
677A vehicle registrar in the same way that the tax imposed
677B by House
678A Bill Number 692 of the Thirty-ninth Legislative Assembly is
679A collected and which shall be subject to all of the provisions
679B for
680A definitions, exemptions, enforcement of collections, and
680B penalties
681A to which the tax imposed by said House Bill is subject.
682A 2. All moneys collected and received by the motor vehicle
683A registrar pursuant to this section shall be paid into the state
684A treasury and credited to the "personal property tax replace-
684B ment
685A fund" established by section 24 of this act and such moneys
685B are
686A hereby appropriated for allocation and distribution in
686B accordance
687A with the provisions of subsection 2 of section 34 of this Act.
688A SECTION 38. REPEAL.) Subsections 9, 10 and 11 of
689A section 57-02-05, relating to definitions of personal property
689B for
690A property tax purposes, sections 18-03-09, 37-01-27 and
690B 57-15-23,
691A relating to the per capita school tax and exemptions
691B therefrom,
692A sections 57-38-20, 57-38-21, 57-38-22, 57-38-23, 57-38-24,

- 692B 57-38-26,
 693A 57-38-27 and 57-38-28, relating to definitions, to the basis for
 694A reporting income, and to deductions and exemptions, all for
 694B income
 695A tax purposes, of the North Dakota Century Code, and section
 696A 51-03-26, providing for an excise tax on commodities used in
 696B mixed
 697A drinks, and sections 57-38-22.1 and 57-38-36 relating to
 697B deductions
 698A and to installment payments of tax for income tax purposes,
 698B of the
 699A 1963 Supplement to the North Dakota Century Code are
 699B hereby repealed.
 700A Chapters 57-03 and 57-31 of the North Dakota Century
 700B Code,
 701A relating to taxation of grain and to taxation of transient
 701B stocks
 702A of merchandise, of the North Dakota Century Code are
 702B hereby repealed,
 703A provided that the repeal of such chapters shall not become
 703B effective
 704A until January 1, 1966.
 705A SECTION 39. EMERGENCY.) This Act is hereby
 706A declared to be an emergency measure and shall be in full
 706B force and
 707A effect from and after its passage and approval.

Rep. Shablow
 Rep. Wilkie
 Rep. Christensen
 Rep. Lundene
 Rep. Myhre
 Rep. Kvasager
 Rep. Ivesdal
 Rep. Harrison
 Rep. Meschke
 Rep. Bruner
 Rep. Opedahl
 Rep. Strand
 Rep. Backes

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 698 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
 Rep. Whittlesey
 Rep. Powers of Barnes
 Rep. Knudsen
 Rep. Boustead
 Rep. Welder
 Rep. Miller
 Rep. Davis

REP. BACKES, Chairman

Rep. Christensen moved that the report of the majority be adopted.

Rep. Dornacker moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost.

The question was now on the motion of Rep. Christensen that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 698 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 753 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 800 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 935 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "O-1" has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "X" has had the same under consideration and recommends that the same be amended as follows:

In line 1 delete the words "Representative Roland Redlin has" and insert in lieu thereof the following "there has been"

In line 4 delete the words "Senator Quentin Burdick" and insert in lieu thereof the following "there has been"

In line 8, following the word "is" delete the remaining language

In line 9, delete all of the language except the last word "to"

Delete lines 12 through 15

Delete lines 29 through 67 inclusive

In line 73 delete the period and insert a semicolon and the word "and"

After lines 73 add the following:

"BE IT FURTHER RESOLVED, that this legislative assembly urges that the scenic badland road shall utilize to the fullest extent possible the lands presently owned by the United States Forest Service and the United States Park Service so as to cause a minimum inconvenience and loss to the ranches that will be affected by the scenic badlands road."

In line 76 delete the word "Senator" and insert in lieu thereof the word "an"

Delete all of line 77 and insert in lieu thereof "each member of the North Dakota Congressional delegation"

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Concurrent Resolution "X" would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "E-1" has had the same under consideration and recommends that the same do pass.

Be re-referred to the Legislative Research Resolutions Committee.

REP. CHRISTENSEN, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the absent members be excused, which motion prevailed.

Rep. Giffey moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-SECOND DAY

Bismarck, February 15, 1965

The House convened at 2:00 p.m., with Speaker Link presiding. Prayer was offered by Rev. David E. Figg of the Church of the Nazarene of Bismarck, North Dakota.

Roll call: All members present.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 15, 1965

Mr. President: I have the honor to transmit:

House Bill No. 523 - 608

House Bill No. 692 - 706

House Bill No. 783 - 829

House Bill No. 837 - 871

House Bill No. 900 - 940

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-ninth day after recess and fortieth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to House Bill No. 932 as recommended by the Committee on Transportation, pages 565 and 566 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to House Bill No. 942 as recommended by the Committee on Education, page 567 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to House Concurrent Resolution "B-1" as recommended by the Committee on Judiciary, page 469 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 873 be further amended as follows: After the word "lines" in line 4 of the report add "and sub-sections", which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 873 as recommended by the Committee on Judiciary, page 569 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the rules be suspended and the committee report on House Bill No. 918 be amended to strike the word "and" in line 13 and insert the word "or", which motion prevailed.

Rep. Burk moved that the amendments to House Bill No. 918 as recommended by the Committee on Judiciary, page 570 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 789 as recommended by the Committee on Finance and Taxation, page 570 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendment to House Bill No. 854 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 854 as recommended by the Committee on Finance and Taxation, page 571 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 883 as recommended by the Committee on Industry and Business, page 572 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 794. A Bill for an Act to amend and reenact subdivision c of subsection 2 of section 57-35.1-01 and sections 57-35.1-02, 57-35.1-03, 57-35.1-04 and 57-35.1-05 of the 1963 Supplement to the North Dakota Century Code relating to the definition of "net income" for taxation purposes of building and loan associations and relating to the changing of time for reporting income for taxation of building and loan associations, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 493 of the House Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Sanstead
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Lang	Schoenwald
Belquist	Fossum	Larsen	Shablow
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Leer	Skaar
Bilden	Ganser	Linderman	Solberg
Bloom	Gengler	Loerch	Stallman
Borstad	Gietzen	Lundene	Staven
Boustead	Giffey	Meschke	Stenhjem
Bowles	Gronhøvd	Meyer	Stockman
Bowman	Gudajtes	Miller	Strand
Breum	Hardmeyer	Montplaisir	Streibel
Brown	Harrison	Mueller	Tough
Bruner	Hauf	Myhre	Tweten
Burk	Haugen	Olafson	Unruh

Christensen	Haugland	Olienyk	Vogel
Christopher	Hertz	Olson	Wagner
Coles	Hickle	Opedahl	Wastvedt
Collette	Hilleboe	Poling	Welder
Connolly	Hoffner	Powers, Barnes	Wentz
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Dick	Barnes	Rosendahl	Williamson
Dornacker	Johnson, G.V.	Ruddy	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen	Rustan	
Absent and not voting:			
Duncan	Obie	Reimers	Rivinius
Glaspey			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 494 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Brown	Haugen	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Burk	Hertz	Olienyk	Tweten
Christensen	Hickle	Olson	Unruh
Christopher	Hilleboe	Opedahl	Vogel
Coles	Hoffner	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Wastvedt
Connolly	Johnson,	Powers, Cass	Welder
Dahlen	Barnes	Reimers	Wentz
Davis	Johnson, G.V.	Rieger	Whittlesey
Dick	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager		Mr. Speaker
Mountrail			

Absent and not voting:

Duncan	Gronhovd	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 921. A Bill for an Act to create and enact a new subsection to section 57-39-03 of the North Dakota Century Code relating to exemptions from sales taxes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 496 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer
Backes	Frank	Larsen	Schoenwald
Belquist	Froeschle	Larson	Shablow
Bergman	Ganser	Leer	Shorma
Bier	Gengler	Linderman	Skaar
Bilden	Gietzen	Loerch	Solberg
Bloom	Giffey	Lundene	Stallman
Borstad	Glaspey	Meyer	Staven
Boustead	Gronhovd	Miller	Stenhjem
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christensen	Hertz	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hilleboe	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Connolly	Ivesdal	Powers, Cass	Wentz
Dahlen	Johnson,	Reimers	Whittlesey
Davis	Barnes	Rieger	Wilkie
Dick	Johnson, G.V.	Rosendahl	Williamson
Dornacker	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
Erickson,	Krenz	Rustan	
Mountrail			

Absent and not voting:

Duncan	Meschke	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 641. A Bill for an Act to provide that all employers must grant time off for all employees to vote at any special, primary, or general election.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 496 of the House Journal, the roll was called and there were: ayes, 92; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Rustan
Anderson	Frank	Larson	Sanstead
Backes	Ganser	Leer	Schoenwald
Belquist	Gengler	Linderman	Shablow
Bergman	Gietzen	Loerch	Shorma
Bier	Giffey	Lundene	Skaar
Bloom	Glaspey	Meyer	Solberg
Borstad	Gronhovd	Montplaisir	Stallman
Bowles	Gudajtes	Mueller	Staven
Bowman	Hardmeyer	Myhre	Stenhjem
Breum	Harrison	Obie	Stockman
Bruner	Hauf	Olafson	Strand
Burk	Haugland	Olson	Streibel
Christensen	Hertz	Opedahl	Tweten
Christopher	Hickle	Poling	Unruh
Coles	Hilleboe	Powers, Barnes	Vogel

Collette	Hoffner	Powers, Cass	Wastvedt
Connolly	Ivesdal	Reimers	Wentz
Dahlen	Jungroth	Rieger	Whittlesey
Davis	Knudsen	Rivinius	Wilkie
Dornacker	Krenz	Rosendahl	Williamson
Erickson,	Kvasager	Ruddy	Winge
Mountrail	Lang	Rundle	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Bilden	Elkin	Johnson, G.V.	Tough
Boustead	Froeschle	Miller	Wagner
Brown	Haugen	Olienyk	Welder
Dick	Johnson,	Schaffer	
	Barnes		

Absent and not voting:

Duncan Meschke

So the bill passed and the title was agreed to.

House Bill No. 819. A Bill for an Act to create and enact section 29-08-17.1 of the North Dakota Century Code, relating to the posting of bail in certain instances.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 497 of the House Journal, the roll was called and there were: ayes, 103; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer
Backes	Frank	Larsen	Schoenwald
Belquist	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Gaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tweten
Burk	Haugen	Olienyk	Unruh
Christensen	Haugland	Olson	Vogel
Christopher	Hertz	Opedahl	Wagner
Coles	Hickle	Poling	Wastvedt
Collette	Hilleboe	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Dick	Barnes	Rivinius	Williamson
Dornacker	Johnson, G.V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
Erickson,	Knudsen	Rustan	
Mountrail	Krenz		

Those voting in the negative were:

Bergman	Loerch	Montplaisir	Rundle
Absent and not voting:			
Duncan	Tough		

So the bill passed and the title was agreed to.

House Bill No. 779. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, and subsection 9 of section 10-04-06

and subsection 1 of section 10-04-07.1 of the 1963 Supplement to the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 498 of the House Journal, the roll was called and there were: ayes, 105; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Solberg
Boustead	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G.V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager	Rundle	

Those voting in the negative were:

Dahlen

Absent and not voting:

Backes Duncan Tough

So the bill passed and the title was agreed to.

House Bill No. 525. A Bill for an Act making an appropriation for salaries and expenses of the governor's committee on employment of the physically handicapped.

Which had been read.

The question being on the final passage of the bill, Rep. Anderson moved that House Bill No. 525 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 651. A Bill for an Act to provide for a legislative investigating committee and prescribing its powers, duties, members, and compensation.

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, 63; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Schaffer
Bier	Fossum	Lang	Stockman
Bilden	Frank	Larsen	Streibel

Boustead	Froeschle	Miller	Tough
Bowman	Ganser	Mueller	Tweten
Brown	Haugen	Olafson	Unruh
Christopher	Hickle	Olienyk	Wagner
Coles	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Johnson,	Reimers	Welder
Davis	Barnes	Rivinius	Wentz
Dick	Johnson, G.V.	Rundle	Whittlesey
Dornacker			

Those voting in the negative were:

Anderson	Gengler	Leer	Rustan
Backes	Gietzen	Linderman	Sanstead
Belquist	Giffey	Loerch	Schoenwald
Bergman	Glaspey	Lundene	Shablow
Bloom	Gronhovd	Meschke	Shorma
Borstad	Gudajtes	Meyer	Skaar
Bowles	Hardmeyer	Montplaisir	Solberg
Breum	Harrison	Myhre	Stallman
Bruner	Hauf	Obie	Staven
Burk	Hertz	Olson	Stenhjem
Christensen	Hoffner	Opedahl	Strand
Collette	Ivesdal	Poling	Vogel
Dahlen	Jungroth	Powers, Cass	Wilkie
Erickson,	Krenz	Rieger	Williamson
Mountrail	Kvasager	Rosendahl	Winge
Erickson, Ward	Larson	Ruddy	Mr. Speaker

Absent and not voting:

Duncan Haugland

So the bill was declared lost.

House Bill No. 652. A Bill for an Act to provide for a legislative auditor under the direction and control of the legislative audit and fiscal review committee.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 61; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Dornacker	Johnson, G.V.	Schaffer
Backes	Elkin	Knudsen	Stenhjem
Bier	Fossum	Lang	Stockman
Bilden	Frank	Larsen	Streibel
Boustead	Froeschle	Miller	Tough
Bowman	Ganser	Montplaisir	Tweten
Brown	Haugen	Mueller	Unruh
Bruner	Haugland	Opedahl	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Reimers	Welder
Davis	Johnson,	Rivinius	Wentz
Dick	Barnes	Rustan	Whittlesey

Those voting in the negative were:

Anderson	Gietzen	Linderman	Rundle
Belquist	Giffey	Loerch	Sanstead
Bergman	Glaspey	Lundene	Schoenwald
Bloom	Gronhovd	Meschke	Shablow
Borstad	Gudajtes	Meyer	Shorma
Bowles	Hardmeyer	Myhre	Skaar
Breum	Harrison	Obie	Solberg
Burk	Hauf	Olafson	Stallman
Christensen	Hertz	Olienyk	Staven
Christopher	Hoffner	Olson	Strand
Collette	Ivesdal	Poling	Vogel

Dahlen	Jungroth	Powers, Cass	Wilkie
Erickson,	Krenz	Rieger	Williamson
Mountrail	Kvasager	Rosendahl	Winge
Erickson, Ward	Larson	Ruddy	Mr. Speaker
Gengler	Leer		

Absent and not voting:
Duncan

So the bill was declared lost.

House Bill No. 766. A Bill for an Act establishing a tax research division and making an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 58; nays, 50; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Glaspey	Meschke	Shablow
Backes	Gronhovd	Meyer	Solberg
Bergman	Harrison	Miller	Stallman
Bloom	Hauf	Montplaisir	Staven
Borstad	Haugen	Obie	Stenhjem
Bowles	Hertz	Olafson	Stockman
Bowman	Hoffner	Opedahl	Strand
Breum	Ivesdal	Poling	Tweten
Bruner	Jungroth	Powers, Cass	Unruh
Christensen	Krenz	Rivinius	Vogel
Dahlen	Larsen	Rosendahl	Whittlesey
Erickson, Ward	Larson	Ruddy	Wilkie
Gengler	Leer	Sanstead	Williamson
Gietzen	Linderman	Schoenwald	Winge
Giffey	Lundene		

Those voting in the negative were:

Aamoth	Dornacker	Johnson,	Rieger
Belquist	Elkin	Barnes	Rundle
Bier	Erickson,	Johnson, G.V.	Rustan
Bilden	Mountrail	Knudsen	Schaffer
Boustead	Fossum	Kvasager	Shorma
Brown	Frank	Lang	Skaar
Burk	Froeschle	Loerch	Streibel
Christopher	Ganser	Mueller	Tough
Coles	Gudajtes	Myhre	Wagner
Collette	Hardmeyer	Olienyk	Wastvedt
Connolly	Haugland	Olson	Welder
Davis	Hickle	Powers, Barnes	Wentz
Dick	Hilleboe	Reimers	Mr. Speaker
Absent and not voting:			
Duncan			

So the bill passed and the title was agreed to.

Rep. Williamson moved that the vote by which House Bill No. 766 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 771. A Bill for an Act to create and enact section 14-02-11 of the North Dakota Century Code making it unlawful for any person or corporation to give or promise to give anything of value to or to withhold anything of value from, any person as an inducement to refrain, or a regard for refraining, from joining any lawful group, association or organization.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 60; nays, 48; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gengler	Kvasager	Rieger
Backes	Gietzen	Leer	Rosendahl
Belquist	Giffey	Linderman	Rustan
Bergman	Glaspey	Loerch	Sanstead
Bloom	Gronhovd	Lundene	Schoenwald
Borstad	Gudajtes	Meschke	Shablow
Bowles	Hardmeyer	Meyer	Skaar
Breum	Harrison	Montplaisir	Solberg
Bruner	Hauf	Myhre	Staven
Burk	Haugland	Obie	Stenhjem
Christensen	Hertz	Olafson	Strand
Collette	Hoffner	Olson	Vogel
Dahlen	Ivesdal	Opedahl	Wilkie
Erickson,	Jungroth	Poling	Williamson
Mountrail	Krenz	Powers, Cass	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Aamoth	Fossum	Larsen	Stallman
Bier	Frank	Larson	Stockman
Bilden	Froeschle	Miller	Streibel
Boustead	Ganser	Mueller	Tough
Bowman	Haugen	Olienyk	Tweten
Brown	Hickle	Powers, Barnes	Unruh
Christopher	Hilleboe	Reimers	Wagner
Coles	Johnson,	Rivinius	Wastvedt
Connolly	Barnes	Ruddy	Welder
Davis	Johnson, G.V.	Rundle	Wentz
Dick	Knudsen	Schaffer	Whittlesey
Dornacker	Lang	Shorma	Winge
Elkin			

Absent and not voting:

Duncan

So the bill passed and the title was agreed to.

House Bill No. 834. A Bill for an Act to amend and reenact section 52-09-09 of the North Dakota Century Code, as amended by chapter 338, Session Laws 1963, pertaining to rate of contribution of the Old Age And Survivor Insurance System.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Backes	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar
Borstad	Gietzen	Meschke	Solberg
Boustead	Giffey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel

Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Whittlesey
Dick	Johnson, G.V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
	Krenz	Ruddy	Mr. Speaker

Absent and not voting:

Duncan	Glaspey	Gudajtes	Stenhjem
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So the bill passed and the title was agreed to.

Rep. Elkin moved that all city commissioners in the assembly be permitted to vote, which motion prevailed.

House Bill No. 905. A Bill for an Act to provide for the recall of elected municipal officers and providing a penalty.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 36; nays, 69; absent and not voting, 4.

Those voting in the affirmative were:

Belquist	Erickson, Ward	Ivesdal	Ruddy
Bloom	Gietzen	Jungroth	Sanstead
Borstad	Giffey	Krenz	Schoenwald
Breum	Glaspey	Linderman	Skaar
Christensen	Gronhovd	Lundene	Vogel
Christopher	Harrison	Meschke	Wilkie
Dahlen	Hauf	Myhre	Williamson
Dornacker	Haugen	Powers, Cass	Winge
Erickson,	Hoffner	Rieger	Mr. Speaker
Mountrail			

Those voting in the negative were:

Aamoth	Frank	Meyer	Shablow
Anderson	Froeschle	Miller	Shorma
Backes	Ganser	Montplaisir	Solberg
Bergman	Gengler	Mueller	Stallman
Bier	Hardmeyer	Obie	Staven
Bilden	Haugland	Olafson	Stenhjem
Boustead	Hickle	Olienyk	Stockman
Bowles	Hilleboe	Olson	Strand
Bowman	Johnson,	Opedahl	Streibel
Brown	Barnes	Poling	Tough
Bruner	Johnson, G.V.	Powers, Barnes	Tweten
Coles	Knudsen	Reimers	Unruh
Collette	Kvasager	Rivinius	Wagner
Connolly	Lang	Rosendahl	Wastvedt
Davis	Larsen	Rundle	Welder
Dick	Larson	Rustan	Wentz
Elkin	Leer	Schaffer	Whittlesey
Fossum	Loerch		

Absent and not voting:

Burk	Duncan	Gudajtes	Hertz
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So the bill was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 55

Senate Bill No. 98

Senate Bill No. 184
 Senate Bill No. 272
 Senate Bill No. 350
 Senate Concurrent Resolution "S"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 749. A Bill for an Act to amend and reenact subsection 11 of section 61-16-11, and sections 61-21-01, 61-21-13, 61-21-14, 61-21-16, 61-21-18, and 61-21-22 of the North Dakota Century Code, relating to the construction of drains.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hickle	Opedahl	Unruh
Christopher	Hilleboe	Poling	Wagner
Coles	Ivesdal	Powers, Barnes	Wastvedt
Collette	Johnson,	Powers, Cass	Welder
Connolly	Barnes	Reimers	Wentz
Davis	Johnson, G.V.	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail			

Those voting in the negative were:

Bowles	Hoffner	Olson	Stockman
Dahlen	Meschke	Shablow	Vogel
Gronhovd	Montplaisir		

Absent and not voting:

Aamoth	Duncan	Gudajtes	Hertz
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So the bill passed and the title was agreed to.

House Bill No. 754. A Bill for an Act to create and enact subsection 26 of Section 52-01-01, and to amend and reenact subsections 6, 7 and 25 of section 52-01-01, sections 52-01-04, 52-02-01, 52-06-14, 52-08-03, 52-09-03, subsection d of section 52-10-02 and to repeal sections 52-08-04, 52-08-05, 52-08-06 and 52-08-07, of the North Dakota Century Code, relating to definitions and creation of Employment Security Bureau.

Which had been read.

The question being on the final passage of the bill, Rep. Jungroth moved that House Bills No. 754 and 755 be laid over one legislative day, which motion prevailed.

House Bill No. 762. A Bill for an Act to amend and reenact Section 64-02-13 of the North Dakota Century Code relating to the inspection and testing of farm milk tank equipment by the Department of Weights and Measures of the Public Service Commission and providing for adoption of standards and the payment of the costs for inspection and testing.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Sanstead
Anderson	Froeschle	Larsen	Schaffer
Belquist	Ganser	Larson	Shorma
Bier	Gengler	Leer	Skaar
Bilden	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Borstad	Glaspey	Lundene	Staven
Boustead	Gronhovd	Meschke	Stenhjem
Bowman	Gudajtes	Meyer	Stockman
Breum	Hardmeyer	Miller	Strand
Bruner	Harrison	Mueller	Streibel
Burk	Hauf	Myhre	Tough
Christensen	Haugen	Obie	Tweten
Christopher	Haugland	Olafson	Unruh
Coles	Hickle	Olienyk	Vogel
Collette	Hoffner	Olson	Wagner
Connolly	Ivesdal	Poling	Wastvedt
Dahlen	Johnson,	Powers, Barnes	Welder
Dick	Barnes	Powers, Cass	Wentz
Dornacker	Johnson, G.V.	Reimers	Whittlesey
Elkin	Jungroth	Rieger	Wilkie
Erickson,	Knudsen	Rivinius	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker
Fossum			

Those voting in the negative were:

Bergman	Brown	Opedahl	Rustan
Bowles	Davis	Ruddy	Shablow
Absent and not voting:			
Backes	Hertz	Montplaisir	Schoenwald
Duncan	Hilleboe		

So the bill passed and the title was agreed to.

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Which had been read.

The question being on the final passage of the bill, as amended, on page 492 of the House Journal, Rep. Reimers moved that House Bill No. 512 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 717. A Bill for an Act to amend and reenact sections 40-21-02, 40-21-03, and 40-07-03 relating to municipal elections.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended,

on page 522 of the House Journal, the roll was called and there were: ayes, 99; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Giffey	Lundene	Solberg
Bloom	Gaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Obie	Strand
Brown	Hauf	Olafson	Streibel
Bruner	Haugen	Olienyk	Tough
Burk	Haugland	Olson	Tweten
Christensen	Hickle	Opedahl	Unruh
Christopher	Hoffner	Powers, Barnes	Vogel
Coles	Ivesdal	Powers, Cass	Wagner
Collette	Johnson,	Reimers	Wastvedt
Connolly	Barnes	Rieger	Welder
Davis	Johnson, G. V.	Rivinius	Wentz
Dick	Jungroth	Rosendahl	Whittlesey
Dornacker	Knudsen	Ruddy	Wilkie
Elkin	Krenz	Rundle	Williamson
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail			

Those voting in the negative were:

Dahlen Gietzen

Absent and not voting:

Borstad	Hertz	Montplaisir	Poling
Duncan	Hilleboe	Myhre	Winge

So the bill passed and the title was agreed to.

House Bill No. 776. A Bill for an Act for an appropriation to implement the North Dakota state fair association.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 523 of the House Journal, the roll was called and there were: ayes, 75; nays, 28; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Ganser	Kvasager	Sanstead
Anderson	Gengler	Lang	Schoenwald
Backes	Gietzen	Larsen	Shablow
Bergman	Giffey	Leer	Skaar
Bloom	Gaspey	Loerch	Solberg
Borstad	Gudajtes	Meschke	Staven
Bowman	Hardmeyer	Miller	Stenhjem
Bruner	Harrison	Mueller	Stockman
Burk	Hauf	Obie	Strand
Christensen	Haugland	Olafson	Streibel
Christopher	Hickle	Opedahl	Tough
Coles	Hoffner	Powers, Barnes	Tweten
Collette	Ivesdal	Powers, Cass	Vogel
Dahlen	Johnson,	Reimers	Wastvedt
Dick	Barnes	Rieger	Wentz
Dornacker	Johnson, G. V.	Rivinius	Whittlesey
Erickson,	Jungroth	Rosendahl	Wilkie
Mountrail	Knudsen	Ruddy	Williamson

Erickson, Ward	Krenz	Rustan	Winge
Frank			
Those voting in the negative were:			
Belquist	Connolly	Larson	Schaffer
Bier	Davis	Linderman	Shorma
Bilden	Elkin	Lundene	Stallman
Boustead	Fossum	Meyer	Unruh
Bowles	Froeschle	Olienyk	Wagner
Breum	Gronhovd	Olson	Welder
Brown	Haugen	Rundle	Mr. Speaker

Absent and not voting:			
Duncan	Hilleboe	Myhre	Poling
Hertz	Montplaisir		

So the bill passed and the title was agreed to.

House Bill No. 877. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the North Dakota Century Code relating to admissibility of results of scientific tests.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 524 of the House Journal, the roll was called and there were: ayes, 85; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Staven
Boustead	Glaspay	Meschke	Stenhjem
Bowman	Gudajtes	Meyer	Stockman
Breum	Hardmeyer	Miller	Strand
Brown	Harrison	Mueller	Streibel
Burk	Hauf	Myhre	Tough
Christensen	Haugland	Obie	Tweten
Christopher	Hickle	Olafson	Unruh
Coles	Hoffner	Olienyk	Vogel
Collette	Ivesdal	Opedahl	Wagner
Connolly	Johnson,	Powers, Barnes	Wentz
Dahlen	Barnes	Powers, Cass	Whittlesey
Davis	Jungroth	Reimers	Williamson
Dick	Knudsen	Rivinius	Winge
Erickson,	Krenz	Rosendahl	Mr. Speaker
Mountrail	Kvasager	Rundle	

Those voting in the negative were:

Anderson	Elkin	Olson	Stallman
Bergman	Gengler	Rieger	Wastvedt
Bowles	Gronhovd	Ruddy	Welder
Bruner	Haugen	Shablow	Wilkie
Dornacker	Johnson, G. V.	Shorma	

Absent and not voting:

Duncan	Hilleboe	Montplaisir	Poling
Hertz			

So the bill passed and the title was agreed to.

House Bill No. 881. A Bill for an Act to establish a standard level of assessment for all taxable property and to remove all limitations on the amount of taxes on property that may be levied by the governing bodies of taxing districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 524 of the House Journal, the roll was called and there were: ayes, 13; nays, 93; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Hilleboe	Montplaisir	Wagner
Bergman	Linderman	Schoenwald	Welder
Borstad	Loerch	Stockman	Whittlesey
Froeschle			

Those voting in the negative were:

Anderson	Erickson,	Knudsen	Ruddy
Backes	Mountrail	Krenz	Rundle
Belquist	Erickson, Ward	Kvasager	Rustan
Bier	Fossum	Lang	Sanstead
Bilden	Frank	Larsen	Schaffer
Bloom	Ganser	Larson	Shablow
Boustead	Gengler	Leer	Shorma
Bowles	Gietzen	Lundene	Skaar
Bowman	Giffey	Meschke	Solberg
Breum	Glaspey	Meyer	Stallman
Brown	Gronhovd	Miller	Staven
Bruner	Gudajtes	Mueller	Stenhjem
Burk	Hardmeyer	Myhre	Strand
Christensen	Harrison	Obie	Streibel
Christopher	Hauf	Olafson	Tough
Coles	Haugen	Olienyk	Tweten
Collette	Haugland	Olson	Unruh
Connolly	Hickle	Opedahl	Vogel
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Elkin	Johnson, G. V.	Rivinius	Winge
	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Duncan	Hertz	Poling
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So the bill was declared lost.

Rep. Giffey moved that the House stand recessed until 12:30 p.m., February 16, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-SECOND DAY AFTER RECESS AND
FORTY-THIRD DAY

Bismarck, February 16, 1965

The House reconvened at 12:30 p.m., pursuant to recess taken, Speaker Link presiding.

The Speaker announced that the House would be on a special order of business.

Rep. Davis presented corsages to Reps. Haugland and Froeschle from the Republican Women's Club.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 789
House Bill No. 796
House Bill No. 804
House Bill No. 848
House Bill No. 854
House Bill No. 873
House Bill No. 883
House Bill No. 887
House Bill No. 912
House Bill No. 918
House Bill No. 932
House Bill No. 941
House Bill No. 942
House Concurrent Resolution "B-1"
House Resolution No. 3

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the reading of the amendments to House Bill No. 541 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 541 as recommended by the Committee on State and Federal Government, pages 584 to 607 inclusive of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that House Bill No. 698 be placed at the head of the sixth order on the calendar, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Backes moved that the reading of the amendments to House Bill No. 698 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 698 as

recommended by the Committee on Finance and Taxation, page 641 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that the remarks on House Bill No. 698 by himself, Rep. Meschke, Christensen, Hauf, Backes and Shablow be printed in the House Journal, which motion prevailed.

Rep. Giffey:

"For the first time in the history of this state this body will pass to the Senate a measure that will provide for the elimination of all personal property taxes.

House Bill No. 698, as amended, is our program for tax simplification and equalization. It is our approach to simplifying the tax structure of the state and reforming the tax imposition so that it will be more equitable for everyone. House Bill No. 698 is our answer to years of piece meal tax programs that has snarled up the tax system so badly that we find ourselves repealing the laws we passed in the last session and passing laws we will need to repeal in the next session.

House Bill No. 698 is designed to bring order out of chaos. It is designed to absorb the shock of eliminating the personal property tax and still provide the minimum needs of the state, particularly in the field of primary and secondary education.

This measure will repeal all personal property taxes in 1966 and, if approved by two-thirds of this House, will repeal the personal property taxes on household goods, clothing and musical instruments at once.

This measure provides for returning revenue to the political subdivisions to replace the revenue lost through repeal of personal property taxes.

House Bill No. 698 provides for raising the revenue to replace personal property tax, partly from the simplified income tax and partly from a special sales tax levy of one per cent.

House Bill No. 698 provides for a simplified income tax program that will enable every taxpayer to fill out his own income tax return without fighting his way through two different complicated sets of rules and regulations. He will be able to use a post card tax return.

House Bill No. 698 provides for a broadening of the sales tax to stabilize the state tax structure so it can absorb the shock of personal property tax replacement.

This bill also calls upon the financial institutions of the state to share in this tax reform and revenue program by adjusting corporation income tax rates and changing the basis of taxation for banks and savings and loan institutions.

House Bill No. 698 will get rid of the fraction on the sales tax that has caused difficulty for our businessmen; it will reduce income tax regulations down to one set of rules; it will dispose of the countless impossible laws and rules for assessing personal property taxes.

House Bill No. 698 will equalize the tax program of the state. According to statistics developed by Dr. W. E. Koenker, property taxes are the major factor contributing to a terribly regressive tax structure in North Dakota. Those in the income group of \$1,000 or less are paying almost 28% of their incomes in taxes — and over half of these taxes are property taxes. On the other hand, the upper income groups are paying less than half this burden in taxes, primarily because property taxes have a declining impact at upper levels. The repeal of personal property taxes will tend to reduce the total regressivity of the state tax structure and thereby equalize the tax burden.

House Bill No. 698 is the only measure in this legislative session

designed to eliminate all personal property taxes and designed to provide for an orderly transfer of the tax burden involved.

House Bill No. 698 is an action measure for simplification and equalization. It does not call for delay for further study . . . further research . . . further investigation . . . as we have seen for so many years. House Bill No. 698 does something that will start us on the road to an improved tax structure.

The timid who have always feared to venture forward will be paralyzed by fear of some unknown complication. My suggestion to the fearful is to move to the back of the line and seek the protection of those who are not afraid of the future.

This measure recognizes every interest. It does not place an undue burden on any taxpayer nor does it give favor to any one group. It is a compromise in itself. It combines various kinds of taxes to accomplish the objective. While it does not meet the harsh demands of the rabid believers in one special tax, it does moderate these advocates of one tax by providing for a part of their tax combined with the proposals of other advocates of other taxes.

House Bill No. 698 is a dramatic step for North Dakota. It represents a change of course from the continual patching in each session of the legislature. It is a dramatic step for equalization and simplification. If the taxpayers of this state could all sit in this body this afternoon, I am confident that they would give this measure their overwhelming support. I hope that this body will reflect the sentiment of these taxpayers by passing this measure by the two-thirds vote necessary to carry the emergency clause."

Rep. Meschke: "One of our greatest challenges, one of our greatest opportunities and indeed one of our greatest responsibilities at this Session is to repeal the most unjust and most cumbersome of our tax burdens — the personal property tax.

Lest this Assembly forget the nature of this one part of our tax structure that we are here seeking to rid ourselves of forever, I would like to point out some of the reasons that make passage of House Bill 698 imperative.

The personal property tax is the most regressive . . . the most archaic . . . the most inequitable . . . the most costly . . . and the most detrimental tax that North Dakota carries on its books.

It was first levied when the only concept of taxation at the local level was property taxation. There were no income taxes, no sales taxes, or any of the other taxes that have come to widespread use in this century. The personal property tax was imposed in the 1800's and we have continued to drag this monstrosity with us into the 1960's because we have lacked the courage and the imagination to solve the problems that its elimination creates. We should clearly understand that it is a tax from territorial days . . . and it is a tax for territorial thinkers.

This is 1965. This is not 1880. If we are to meet the challenges of 1965, we cannot afford to use the crude, rusty implements of 1880. We cannot use a wooden plow to till thousand-acre farms. We cannot use binders to handle 100,000 bushel crops. We cannot use horses and buggies to travel Interstate 94 . . . and we cannot use the personal property tax to meet the needs of this generation.

The concept of using depreciating personal property as a measurement of an ability to pay a tax in this day of professional services and financial institutions is completely foreign to my concept of equity.

There may have been a time when the vast majority of our people were farmers and storeowners when personal property was held in more equal relationship than it is today. But that time is long past. The insurance agents, the real estate agents, the stockbrokers, doctors, lawyers and countless other service and professional practi-

tioners now carry on today's business with little, if any, inventory of personal property.

In this modern age of diversity, the basic premise of a personal property tax is grossly inequitable.

Income taxes are based on an ability to pay; sales taxes are based on an ability to buy; real estate taxes are based on benefits received and appreciation of property. But the personal property tax is placed upon things of depreciating value that have in themselves no measured ability to pay a tax.

What value is there in a combine when a farmer has no crop?

What value is there in a cow when the livestock market will repay the rancher less than his cost?

What value is there in an inventory of groceries until it is actually sold with a markup that will reflect a gain?

What value is there to the enterprising manufacturer in his assembly line until he can actually sell his goods?

The personal property tax is not based on the ability to pay It is not based on the ability to buy it is not based on benefits received it is not based on appreciating value it simply compels payment of a tax before any money is earned or changes hands. It is more regressive than any other tax levied because the owner of personal property must pay the tax even if he must borrow money to do so. Therefore, the tax must be based on the assumption that it is a flat head tax and that all who are subject to it own property equally and will thereby share the burden of taxation equally. As I have indicated previously, this may have been more true in the 1880's than it is today but there certainly is no justification for this assumption in 1965.

In addition to being inequitable in its basic premise, the personal property tax is inequitable in its administration. And in spite of 80 years of effort 39 legislative assemblies passing exemptions and additions plugging and unplugging loopholes the administration remains as inequitable as it was the first day an assessor gee-hawed his oxen to start his job.

We have 1700 part-time assessors in this state who have the responsibility for trying to make equitable assessments on every conceivable kind of property. To do this job fairly, every one of these 1700 assessors must be an expert in home-furnishings, drapes, paintings, jewelry, livestock, race horses, farm machinery, and every other single piece of personal property that exists. It should be obvious that the part-time assessor cannot do this job of professional appraising. So what does he do?

He does not assess on the basis of market values as the law requires. He assesses on the basis of averages and we see the first deviation from equitable administration of an inequitable tax. By doing this, we have compounded its regressivity. When an average is used, the owners of valuable property are under-assessed and the owners of less valuable property are over-assessed.

Since the local assessor is human like everyone of us, his judgment is further marred by his personal relationships with his neighbors. His friends may benefit from his assessment and his enemies may burn.

Perhaps the inequitable manner in which averages are used is not quite so serious as the property that is left out of the assessment completely. I understand that one legislator has said that his county sold more cows than it had assessed and there were still plenty left over.

In one county, there was a township of 50 assessments and not one single piece of haying equipment was assessed. In another township, there was not one single plow. In one county, one assessor was

applying a 10% valuation, while all the others were applying 35% to contractors equipment. One county auditor reported that she had nudists in one whole township since there was no clothing listed by the assessor. These examples point out the inequity that grows out of having 1700 different methods of appraisal in personal property. A sampling of business inventory assessing by Doctor Koenker pointed out that grocery stores were being assessed seven times higher than implement dealers. Even in cases of similar kinds of stores owned by the same company there is a wide disparity in the assessments from town to town. A J. C. Penney store in one town is not assessed the same as for the same inventory in another town.

My conclusion from these facts is that there is no sound, no practical method for administering the personal property tax without developing a massive program that would eat up the entire revenue.

Evidently, the early pioneers of this state realized that the assessments would not be equal and so they established equalization boards for the townships, the municipalities, the counties and the state.

The very existence of a board of equalization is a legal confession of the fact that the original assessments were not properly made and therefore must be corrected. The law clearly states that property must be assessed in relation to its market value. Unless the assessor does this in the very first instance, there is no hope of ever rectifying the injustices that exist in the assessments through so-called boards of equalization.

A board of equalization does not adjust assessments on the basis of market values but rather the board adjusts assessments on the basis of average values. So here again, we see the use of averages confounding the administration of personal property taxes. And as the assessment moves from local government to the county and then to the state, the application of averages continues to widen the gap between the assessment and its true relationship to actual value.

And in order to correct what seems to be improper assessments, boards of equalization will raise or lower whole townships or whole cities by 10% or 20%. This penalizes the taxpayer who has been properly assessed in order to bring up the taxpayer improperly assessed.

The state board of equalization has quit trying to equalize assessments on all property except livestock because there is no uniform market for the vast majority of items in personal property taxation.

But, the inequity in administration does not stop here. After the assessments have been thoroughly equalized, the tax is levied. Those who plan on remaining in the neighborhood pay their taxes. Those who plan on leaving will not pay their taxes. The result can be easily seen by viewing the long lists of unpaid personal property taxes published yearly by our newspapers. So the cumbersome collection system increases the tax burden for those who pay their taxes.

The cost of administering the personal property tax is a staggering one and unfairly levied against only some of the various political subdivisions. The yearly cost has been very conservatively estimated at \$400,000. I suggest that it is much closer to \$800,000. This cost is borne primarily by the assessing level of government and by the county, with all other benefiting political subdivisions bearing no part of the cost. But there is also a much greater cost — that cost is in the inequities that have been permitted to exist in real estate assessments because of the time required to work on personal property taxes. We now know that the real estate assessments within counties range from 10% all the way up to 200%. If this part of our tax structure is going to be corrected, we must permit local government to spend time and effort in this area. As long as

local government is saddled with personal property taxation, real estate inequities will not be corrected.

The adverse effects of the personal property tax have been felt by every person who has chosen to invest in the North Dakota economy.

We want our farmers to invest in modern, efficient machinery but the personal property tax discourages this investment when the farmer knows that he will be taxed when he buys a combine and taxed every year thereafter.

We want our merchants to have progressive businesses, with full lines of merchandise, but how can we expect them to invest when they must compete with the catalogue companies who pay no inventory taxes or when they know they will be taxed on their stocks without regard to location, turn-over or mark-up?

We want industry and manufacturing in North Dakota. But, how can we expect growth when we discourage the type of manufacturing that provides jobs, wages, and opportunities with a tax on inventories.

We want people to have television sets, hi-fis, and other modern conveniences without being penalized by assessment of taxes.

I submit to you that the personal property tax has outlived what little value it may have had in 1880; that it is inequitable in its premise; it is inequitable in its administration; that it is impeding the economic growth of our state; and that it should be repealed by House Bill No. 698."

Rep. Christensen:

"In view of these circumstances — circumstances which all of us have known for years — you would think that action would have been started years ago to get rid of this undesirable tax. There are reasons that have dissuaded the timid from acting.

In the first place, the very fact that it exists, as a rusted in part of the tax structure, has discouraged many from trying to change the sacred, historic impact of this tax that everyone gets to pay. Secondly, it involves the prerogatives of local government. Third, it serves as a part of the local bonding base. Fourth, replacement revenue is necessary. Fifth, a method of redistributing the replacement revenue must be developed.

I submit to you that House Bill No. 698 meets the minimum requirements presented by every one of these alibis for inaction.

The age of the tax has no relationship to its equity. In fact, this changing world demands that we review our institutions so that they are able to keep pace with the changes in society.

Home people say that repeal of the personal property tax will mean that some will escape taxation completely. I submit that the premise of levying a tax — no matter how grossly inadequate — simply so that someone can pay a tax, is far from any concept of equity. They are saying that even if it costs 100% in administration, it is good to have a tax just so someone can pay it.

Under House Bill No. 698, everyone will get to share in the tax responsibility though the sales tax and those with ability will share in the income tax.

There are those who say that the rights of local government will be infringed through the proposal to collect taxes for local government through the state tax structure. These advocates evidently choose to increase real estate taxes or choose not to repeal personal property taxes at all.

I don't think any member of this entire legislative assembly is qualified to discuss the infringement of the rights of local government when session after session the legislature has sought to keep an iron fist on every insignificant action of every political subdivi-

sion. There are even occasions when we refuse to let the citizens of local government have the opportunity to vote for themselves on issues of significance only to them.

I don't consider it much of a right for local government when it is compelled to levy and collect an unjust tax simply because it doesn't have any other resources available.

If we choose not to collect the revenue at the state level, then what is the counter-proposition? A local income tax or a local sales tax? Measures of this type have already been killed in this session. Is it an increase in real estate taxes? House Bill No. 698 does not in any way tend to interfere in the right of free choice at the local level. The only way this could be altered is by the future decisions of the legislative assembly. If we cannot trust future sessions of the legislative assembly, then we cannot trust the democratic processes that produce legislative assemblies. If the legislative assembly is not qualified to reflect the will of the people, then what group or body is?

The bonding capacity of political subdivisions is protected by House Concurrent Resolution "Z" and by House Bill No. 836. Resolution "Z" provides for a constitutional amendment to increase the bonding capacity of political subdivisions so that they will have the same bonding capacities without personal property as they now have including personal property. This measure will be voted upon in June, 1966 in time for the changes being made.

House Bill No. 836 is the statutory companion to Resolution "Z". In addition, it provides that bonding subdivisions may pay off future bond issues from revenue other than property revenue. In this way, we will be able to avert any increases in real estate taxes, even though real estate stands as the final security for the bond issue. Real estate mill increases to pay present bonded indebtedness will be offset by mill rate declines for operating budgets.

House Bill No. 698 provides for the replacement revenue necessary to offset the loss of revenue by local government. There have been many long arguments through the years over the new source of revenue that would be used to offset the loss of personal property taxes. House Bill No. 698 and other revenue bills have been drafted to spread this added state responsibility as fairly as possible. I am convinced that this reform and revenue program is the best attainable program. As the majority leader has stated, it penalizes no group and favors no class.

The point has been raised about the shift in the tax burden as a result of the elimination of personal property taxes. Our basic assumption in trying to eliminate the personal property taxes is that it is unfair because it is levied without regard to a capacity to pay. We contend that this tax has been paid by the wrong people for 80 years and that there is no reason whatever to continue to penalize people engaged in occupations that require heavy investments in personal property. Certainly, there will be new burdens of taxation in new areas. But any program of improving equity is going to result in new tax burdens in new areas. Anyone who thinks contrary hasn't chosen to give any thought to the problem.

There are those who want to place all of the burden on sales tax. There are those who want to place it all on income tax. There are a few who advocate special taxes for relieving specific categories of personal property taxes.

The tax reform and revenue program has brought all of these proposals to bear on this problem of providing replacement revenue. Some will come from income tax; some from sales tax; and some from special taxes. No one group is being called upon to bear the whole load. The adjustment is well distributed throughout the tax structure. And in the process, there will be more equity than there is at the present time with personal property taxes.

For those prophets of doom, I'll frankly state that this revenue program does increase the state budget in this total adjustment of the tax burden from local to state government. The advocates of "holding the line on state taxes at all costs" are not advocates of personal property tax repeal. How else can you replace personal property taxes?

The program developed in House Bill No. 698 prevents an increase in the tax burden on real estate. We have been very careful to assure real property owners that they will not end up paying for the repeal of personal property taxes."

Rep. Hauf: "Mr. Speaker: Members of this Assembly. The problem of returning the lost revenue to political subdivisions has not been easy to solve. There are those who have come forward to announce that after years of research and study, there is no solution. To those I say — you have been so blinded in your search for the perfect system that you have forgotten the terrible inequities that now exist . . . inequities that are incomparable to even the greatest of errors in a replacement system.

After 80 years, it is time to admit that there is no perfect solution and there never will be as long as men disagree over the concept of perfection. It is time to get down to business with a program of action.

House Bill 698 provides for two methods of distribution. One approach is a trial approach that may prove to be the best method for use in the future. The other approach is to guarantee that every levying political subdivision will receive revenue lost "dollar for dollar".

The first approach is the use of \$2.8 million per year to place in the school foundation program to replace the loss of household goods, musical instruments, clothing and the per capita school tax.

The bill expresses the intent of the legislative assembly to the effect that school districts are expected to reduce mill rates on other property in proportion to the amount of replacement revenue received.

The bill further provides authorization for other political subdivisions to raise their mill levies in direct proportion to the amount of money lost through elimination of these lesser categories of personal property.

It is true that this is not an iron-clad solution from the standpoint of rigid controls on local government. However, it seems to me that it is necessary that we invoke the cooperation of local government in attacking this whole problem of personal property tax elimination. No one seems to trust local government. No one seems to feel that our officials in our school districts, our counties and our cities are responsible. Well, I for one, would like to give them an opportunity to demonstrate their ability by using this trial replacement system.

The second formula involves the larger portion of replacement money. But before I discuss this formula, I want to outline the basis on which the amount of replacement revenue is determined.

We have reclassified all property on leased sites to real estate so that this property will continue to be taxed as it is now. Railroads and public utilities will continue to be taxed.

The political subdivisions will be repaid on the basis of their average levies in 1964 and 1965, discounted five per cent because all taxes levied are never collected. The cost of assessing, equalizing and collecting personal property taxes will be deducted because this is an expense that will not have to be borne in the future.

We arrive at a final annual total of around twelve and a half million dollars that will be paid from the special personal property tax replacement fund established with a one per cent sales tax on a broadened base. The revenue from this tax will be about \$11.1 mil-

lion per year — slightly short of matching the obligation over a period of years. However, there will be plenty of money in the fund during this biennium to meet our commitments. We feel that our estimates on the broadened base are somewhat conservative and we should wait until the next session before we pass judgment.

Under our "dollar for dollar" replacement formula, every political subdivision in this state will get exactly the amount of money it used to get from personal property taxes. If some county grasshopper levy used to receive a dollar and a half from personal property taxes, the county will get that dollar and a half for the grasshopper levy.

There is a very good reason for channeling the bulk of the replacement revenue on a "dollar for dollar" basis. We are making a very significant change in the present situation merely by changing the source of revenue from a local source to a state source. From a very practical standpoint, I feel it would be a serious error to try to compound the problems growing out of this change by adding other complications with different replacement formulas.

If local government is levying this tax for local needs, then shouldn't we accept their decisions at face value and recognize these needs by giving them the money they received under the personal property tax. There is no doubt in my mind that these needs will change with a changing population. To my knowledge, there have been very, very few formulas or proposals enacted in the past that have weathered decades of change. Then why should we try to resolve this problem as though we had to settle it for all future generations?

This is not the last legislative assembly. There will be another and one after that. These future sessions will have thinking people who can adjust replacement formulas with changing times. To start this program any other way would not only rally opposition on the basis of the replacement but, if enacted, it would disrupt local government. I submit that the approach in House Bill 698 is sound . . . it looks to the future by testing one method . . . it recognizes the present by using a "dollar for dollar" method.

There are many benefits to be gained by eliminating the personal property tax. We will be rid of an obnoxious tax that has undercut the confidence of taxpayers in the entire tax system. We will reduce administrative costs that are now a total waste. We will have a tax structure that is more equitable and less regressive. We will have less human hardship, grief, and disappointment by removing this tax from many communities. We will be saving friendships for neighbors who in the past have had quarrels with the assessors about their neighbor's assessment. We will encourage new manufacturing plants to come to our state.

There is a price we must pay. We must pay replacement taxes. We may be faced with some new administrative duties as retailers and employers. We may have to do a little more work in different county and state offices to make the system work. But I think the greatest price at this time is the courage and the determination that we must show in this chamber today to get this job started.

To those who fear or to those who obstruct, I ask you for your plan. Where is your revenue program for replacement? How are you going to eliminate personal property taxes? How would you replace local revenue without increasing the state budget? What better way do you have to protect real estate? Where is your formula for replacement?

If you choose to drag your feet . . . if you are timid and prefer inequity to continue . . . then let me assure you of this. If you are convinced that this plan will not work . . . that it will have terrible consequences . . . then let those of us who are responsible for the

plan pass the measure. For if it is so full of mistakes, you will never again be troubled by our presence.

I submit to this assembly that House Bill 698 is a plan carefully designed to assure greater equity in our tax structure. It is a plan that is long overdue. I urge you to pass it, not on the basis of party affiliation, but rather on the basis that the citizens of North Dakota are entitled to a tax program that is more equitable and fair for everyone.

Mr. Speaker, I now yield to Rep. Backes."

Rep. Backes: "Mr. Speaker, I would like to emphasize the importance that has been placed on the simplification of our tax structure in House Bill 698. It is my contention that the taxpayers of this state and the administrative branch of government have been compelled to waste time and money due to the complicated methods we have been using in handling the state income tax.

If we can help the people of this state by at least making the paying of taxes easier, I think we should move as speedily as we can to achieve that goal. I believe that House Bill 698 goes a long way toward this objective.

79% of the farmers and businessmen . . . over 50% of the wage-earners now are required to use professional accountants to help them fill out their state income tax returns. With over 180,000 returns being filed yearly, and assuming that each taxpayer pays \$5 for his state return, this measure can save those taxpayers \$450,000 a year or \$900,000 a biennium in accounting fees.

This may cut down our proposed sales tax revenue a little . . . but it is worth every nickel to the taxpayer.

House Bill 698 adopts federal taxable income as state taxable income. This means that the taxpayer can be provided with a simple IBM card for filing his income tax. He won't need an accountant or an attorney once his federal return has been completed.

There will be one set of rules for determining taxable income. The taxpayer will not have to dig his way through two sets of complicated, detailed instructions to fulfill his tax responsibility.

By going to the federal taxable income as our base for computing income tax, we knock out some of the things that have been held sacred in this state—such as domestic dividends, military pay, medical and hospital deductions, different filing requirements. We have recognized that the federal taxable income is a broader base upon which the tax is levied and have made adjustments in the rate tables to account for this fact.

In the process of reforming and simplifying the income tax program, we also recognized that some revenue had to be raised to eliminate portions of the personal property tax and meet the increased obligations for education. The new rate tables provide modest increases for everyone so that all can share in some way the responsibilities for education and personal property repeal.

A person earning \$5,000 will pay \$12 more each year. Persons earning between \$6,000 and \$11,000 will have increases of \$25.00 to \$30.00 per year. Under the new standard minimum deductions provided by the internal revenue service and adopted by House Bill 698, families of four with incomes of \$3,000 and under will not have to pay a dime. Now that the \$6.00 minimum tax has been eliminated, House Bill 698 provides for a tax truly based on the ability to pay.

There are some who believe that the top income brackets should have received greater increases in their income taxes. The income tax rates at the upper brackets are already very high in North Dakota and great increases would not be equitable. Even our moderate income tax increases leave us far behind Montana and Minnesota in tax rates.

By disallowing the deduction of federal income tax, we broadened the taxable base greatly in this category and the upper rates had to be reduced to keep the increase reasonable.

This should be ample evidence of our good faith in developing a tax program that penalizes no group and caters to no class.

By going to federal taxable income, we have made the filing requirements similar to those of the federal. This means that everyone who earns over \$600 will be required to file state returns as well as federal returns. This will greatly simplify the procedures necessary to see that everyone is meeting his responsibility to the state. We have all known for years that thousands of North Dakotans have never filed income taxes. Fortunately, a good deal of this has been straightened out but it required a good deal of expense and manpower to do it.

House Bill 698 puts corporations on the same federal taxable income base as individuals. As soon as it was announced that the federal tax paid was going to be disallowed, we heard a hue and cry about the terrible effect this would have on our industrial development program. The increases in corporate income tax were proper and in no way punitive.

The maximum corporate tax rate was cut from six per cent to five per cent to offset the effects of the new tax base. Even though the tax increase was averaged out at 68%, North Dakota's corporate rates are very competitive. We are below the corporate tax rates of Montana and Minnesota.

But this in itself does not tell the whole story. We must bear in mind that House Bill 698 provides for the elimination of personal property taxes. This will greatly offset the increases in corporate tax increases and will encourage new industry to come to North Dakota. The type of industries we can attract are the kind that produce goods. And these are the kind that provide jobs, wages and new income.

Here are some actual examples of manufacturing and processing plants in North Dakota right today:

One manufacturing firm will not have any increase in corporate income tax and \$3,800 in personal property taxes will be removed.

One dairy processing plant received a tax reduction and eliminated \$290 in personal property taxes.

Another manufacturer received a tax increase of \$700 and eliminated \$1,930 in personal property taxes.

This is the kind of situation that will bring new businesses and industries to North Dakota. There will be new jobs for our young people; new money in our cash registers; and more diversification in our economy. Only five states have eliminated personal property taxes.

By federalizing our corporate income tax, we open the way for 11-20S corporations. Corporations would be able to file under state law as partnerships and only one set of books would be necessary for both state and federal tax purposes. This is a clear example of simplification.

A uniform corporation income tax measure is moving through the legislature. This act will be more workable under federal taxable income since it will be easier for corporations doing business in our state to allocate their income.

House Bill 698 will plug loopholes in our income tax program. In 1964, the federal government required every person in military service to declare a state of residence. Many military men stationed here declared North Dakota as a state of residence since we have not levied an income tax on resident military personnel. These people have avoided income taxes both in their home states and in

North Dakota. House Bill 698 would make them taxable and it would also include the full-time National Guard staff.

The filing of separate returns by married couples with only one income has been used as an escape from taxes. In 1960, we had only 10,000 such filings. Today, we have 19,000. This bill plugs that loophole by requiring both to have incomes that are attributable to their services.

The domestic dividend has been a discrimination against anyone who wishes to purchase and own stock in non-resident corporations. In addition, this escape from taxation has been available primarily for those people on the inside of closed corporations. If the opportunity to invest in these closed corporations were more available to everyone, it may be a justifiable means of encouraging expansion and growth. But, as it stands today, it is a benefit for only a privileged few.

I don't believe in passing tax laws just to make administration easier. But there are some definite administrative advantages that become taxpayer advantages. These should not be overlooked.

With one set of income tax rules for both state and federal, it will be easier for the income tax division to explain what few deviations there may be in the state income tax. This will help the taxpayer and will cut administrative costs.

With one set of rules, auditing of returns will be much simpler since the state can then rely more completely on federal audits. It will be possible for the computer to do most of the work and free manpower for review of out-of-state corporations, companies and landowners. These areas have been virtually neglected due to lack of manpower. This review and follow-up will prove very beneficial to those who pay their taxes.

Even though federal audits are available to the state, it is up to the state to collect its own taxes. Out of 800 audits turned over in one year, North Dakota received \$125,000 in revenue. A backlog of federal audits is continuing to build up and there are over 2,000 pre-refund audits available each year that haven't been touched. There are 5,000 corporation returns that come in each year that have never been touched. We have 15,000 out-of-state landowners who are receiving income in this state and require auditing. There are 2,500 foreign corporations operating in the state on which no federal audits are available and require checking. Unless we are sure that all of these companies and individuals are paying their share, we have not really met our obligation to our taxpaying constituents.

One of the important things that we as legislators can expect from this income tax simplification program is better statistics upon which to pass legislation. By using the federal taxable income, we will have access to the statistics compiled by the internal revenue service as well as any additional ones that can be obtained from the computer system.

In conclusion, I would like to say this. I know that there are some of us who object to the income tax. There are some who dislike withholding. There are some who prefer that the state strike out on its own course. But at the same time, there are some who dislike the personal property tax. There are some who also dislike the sales tax.

In House Bill No. 698, we have taken into consideration the likes and dislikes of every group. We have tried to weld together a tax reform and revenue program that everyone can accept. Casting partisan politics aside, I honestly believe that this is a program that is fair to everyone. It recognizes the views of both the liberals and the conservatives and it melts these views into one program that everyone should be able to support.

I urge you to support it, not for political reasons, but because it is the best possible program for simplification and equalization of the tax structure in North Dakota."

Rep. Shablow:

"Mr. Speaker, Ladies and Gentlemen of this legislative body:

House Bill No. 698 provides for general withholding of income taxes, by those who now withhold federal income taxes. While this program does not receive the warm support of employers, it is one of the prices that employers will pay, for tightening up the tax program so we can eliminate personal property taxes.

All of us know that there are thousands of people who earn income each year in this state, who do not file income tax returns. As an answer, some have proposed only a nonresident withholding, with a nonresident being defined, as one who has not filed an income tax form for the preceding year. This system of withholding from nonresidents only will not be any better for an employer than general withholding.

The Senate has passed a nonresident withholding measure. While I respect the intent of the sponsors, I must point out the problems involved in this type of system.

On January 1 of 1967, every resident of the state of North Dakota will become a nonresident, for withholding purposes because he has not filed an income tax return, and that will make him a nonresident.

The employer will withhold from every employee until each one files his income tax return. In order to furnish proof that he has filed, he will most likely be required, to provide a receipt from the income tax division. Not only will this increase the cost of administration for the income tax division, but the employer will be faced with part of his payroll on withholding, and part of his payroll without withholding.

Each time an employer hires a new employee, he must check to see if the income tax is paid. If the employee has just been released from military service or if he has just come to the state, the employer must withhold. In any event, the employer is going to have some employees on withholding and some without. Nonresident withholding is going to be more difficult for the employer than general withholding and general withholding has more advantages.

Each year, the state income tax division receives about 2,500 taxable returns with no money. The department must spend money to secure payment. Withholding will put an end to this practice.

State law requires that everyone who has the income must pay an income tax, and yet the state law does not give adequate jurisdiction to collect the income tax from people residing on Indian reservations. General withholding will end this problem since the Bureau of Indian Affairs, will withhold the tax.

Without question, all nonresidents working in this state will contribute their fair share to our tax program without confusion for the employer.

Out-of-state corporations with employees in North Dakota will be required to withhold taxes.

In addition, the withholding program will enable the state general fund to operate at a lower level. At the present time, we need an operating balance of \$10 million in the general fund, but, with the general withholding, this can be reduced to \$8 million. It will not be necessary to levy new taxes, to maintain a larger general fund balance if we use this method that other states are using. It is the taxpayers money in either case.

One very important advantage to withholding is from the employee's standpoint. Most employees would prefer to pay their taxes on a regular basis, than be faced with one lump sum, even if that sum is only \$25 or \$30.

Going along with the spirit of simplification, we can expect that the income tax division, will prepare the simplest withholding system possible. I am sure that the division will recognize the intent of this legislation and will make every effort to abide by our intent.

General withholding will increase income tax collections during the next biennium by approximately \$800,000. It is indeed unfortunate that we have waited so long, to develop the system in North Dakota.

By using the W-2 forms, the income tax division has been checking income tax returns with the computer. On one employer, the names of 949 employees were reported — with only 200 having North Dakota addresses. The withholding should have brought in over \$38,000 on these employees.

Last year, the income tax division keypunched 80,000 W-2 forms, from selected employers, out-of-state contractors, state government, and political subdivisions. By using the computer, these names were matched against the list of income tax filers, and there were 21,000 names that could not be accounted for with income tax returns. If those 21,000 people owed the average tax of 46 dollars, the state missed one million dollars.

The district office of the internal revenue service in Fargo reports about 210,000 individual income tax returns. The income tax division receives 195,000 of which 15,000 are out-of-state residents. This means that there is a gap of 30,000 returns between the state income tax division and the internal revenue service.

Even with the extra effort that has been put out to close this gap, the income tax division needs every reasonable means, to see that every taxpayer, who has a liability in the state meets it. Until we have used every method available, to see that everyone meets his obligation, we will continue to be running back to the taxpayers with new taxes. Those people who are now paying their fair share, are entitled to know that everyone else is carrying his part of the load. The best method by which this may be achieved, is through the use of general withholding. If the employer pays his tax, I am sure that he wants to have his employees, in-state or out-of-state resident, pay their share. Withholding will plug one of the biggest loopholes in our tax structure.

As a small business man, I believe that after filling out the federal forms for withholding, the extra work for state withholding will not increase my work load to any great degree.

Mr. Speaker, with your permission I will yield at this time to Rep. Lundene."

Rep. Lundene:

"Mr. Speaker, Members of this assembly:

I am sure that there are others in this chamber who would rather explain House Bill 698 as it pertains to the sales tax. I want to assure you that I rise not to defend the sales tax . . . it is a regressive tax that strikes the lower income group hardest . . . it has no relation to ability to pay . . . but at least I console myself with the idea that we are using it to rid ourselves of an even greater evil . . . the personal property tax. And for this reason . . . and this reason alone . . . I feel that I can explain the role of the sales tax in this total simplification and equalization program.

We often isolate taxes in the tax structure and refer to them when they stand by themselves rather than refer to them by their relationship to other taxes. The sales tax is regressive . . . that is true

. . . but not as regressive as personal property tax. To my way of thinking, other forms of taxes would be more ideal for replacing the personal property tax. But we must work for the attainable and I believe that the attainable in this session is a combination of taxes that will moderate the supporters of special taxes that hit special groups.

At the beginning of this session, many of us felt that we had marching orders from home to the effect that we'd better to something about the unrealistic quarter per cent on the sales tax. The choice was to go back to two or go up to three. The only basis on which I could justify increasing the sales tax was to obtain some improvement in the tax structure that would be justifiable.

The personal property taxes are levied against people whether they have money or not. Many have had to borrow the money to pay their property taxes. When they have no income at all, they still must pay their property taxes. To me, this is the worst kind of taxation. If a person has the ability to buy . . . it may not be as good as the ability to pay . . . but at least it is better than making a person pay a tax when he has no money at all.

House Bill 698 broadens the sales tax to alcoholic beverages, tobacco products, advertising, and professional services of various kinds.

The tax on alcohol and tobacco can be regarded as a luxury tax. It is something we can get along without if we must.

The tax on advertising is actually a tax on businesses . . . and will help offset the benefits business will receive from elimination of personal property taxes.

In this age of services, it is as justifiable to tax the services a man renders just as much as it is justifiable to tax the commodities another man sells. Many of these services are the types used by businesses and, in this way, businesses will help shoulder a part of the replacement responsibility.

The farmer will be called upon to help provide the replacement revenue under the sales tax. He has actually already been paying a large part of the sales tax. In 1963, he paid 10% of the total sales tax collected when he bought machinery and implements. He paid more when repair services became taxable. Under this bill, he will pay more in taxes for these things and will pay for services to agricultural products besides.

Everyone — the businessman, the farmer, the professional man, the wage-earner — is being called upon in House Bill 698 to help meet the need for tax reform. The goal of more equity in taxes can be achieved only through the cooperation of everyone. If this program of simplification and equalization is going to be achieved, we will all have to work together to make it work.

I am indeed happy that the majority party in this Assembly has been able to come up with a tax plan that will make it possible for a semi-retired — middle aged — farmer like myself to contribute to the operation of our state government."

Rep. Streibel:

"The following remarks I address to the people of North Dakota, the news media and this body, and I request that my remarks be printed in the Journal.

Is this tax simplification? Is it tax equalization? Is it fair? Is it right? Is it good for the people of North Dakota?

Why is it a tax change? Why for the first time are sales tax, use tax, income tax, personal property tax, insurance tax, cigarette tax, etc., lumped together? Why is the taxation of the wage earner lumped in a bill with the banker? Taxpayers of North Dakota, there is much more in House Bill No. 698 than the repeal of the Per-

sonal Property Tax. This package will hit your pocketbook with an impact that will not allow you to forget it.

Because our Democratic friends know that the people have the right to refer a law passed by the legislature through the referendum or to change it by the initiative. They further know that for the people to exercise their rights on this package deal, they will have to actually stop all state government and bring it to a halt. You know this and all the people of North Dakota know this, and I say to you that it is an attempt to rob the people of their right to vote because 65 Democrats dictated to by a small handful do not dare trust the people of North Dakota. They do not dare to submit this tax package, or any part of it, to a vote of the people. They are not willing to stand on the merits of the program.

We will show to you that this bill does not represent tax equalization — it creates inequality. Representative Hoffner, Chairman of the Democrat Policy Committee which created this package, when asked if it didn't give a "windfall" to the merchant, admitted that it did and told us that the savings would be passed on to the consumer. Do you think the big chain store will pass its savings on to the customer or to the out-of-state stockholder? All personal property is not to be taxed, real estate is. If I own my home. If I own my farm, the Democrats say I have an ability to pay taxes. They may be mortgaged. They may be worth \$5,000 net. My neighbor owns all personal property. It is worth \$100,000. The Democrats say he has no ability to pay taxes. My Democratic friends say our transient merchants shall pay no tax and this is tax equalization.

Let's turn to tax simplification. Now local elected people spread, collect, and administer the personal property tax. Our Democratic friends propose that Lloyd Omdahl take it out of your hands. That is simple, but it is an awful concentration of power in one man. The Republican party doesn't believe in it. The people don't believe in it. The local governing boards don't believe in it.

Another example of tax simplification is the power given to the same Lloyd Omdahl to assert that you or I owe him taxes and through the forum of an administrative proceeding allow him to go into every department and agency of state government and examine into your personal affairs. That is a lot of power, isn't it? But it is simple.

However, there is one part of tax simplification that is really not so simple and even our Democratic friends admit this. The replacement monies for the personal property tax are to be distributed by this same Lloyd Omdahl, back to our local communities based upon the present location and value of personal property. Every change of local property, every increase or decrease in its value will require "economic reapportionment", and the Democrats have no better formula for economic reapportionment than they have for "legislative reapportionment". The only difference will be that you will be talking hard dollars and cents and pocketbooks and the fight will be harder and the inequalities and the damage to every individual school, township, city, county, park district and businessman will be far greater.

This in short is the 'slick-quick' solution turned out on Lloyd Omdahl's mimeograph machine. Three weeks after Governor Guy told you that personal property tax had to be gradually eliminated only after careful study and that no office existed in state government today that could make such research. The position of the Democratic party and its proposals would be laughable if it weren't so grimly serious and affected the welfare of the people of this state so drastically.

What do the Republicans think should be done? They think first of all that with only 600,000 people in this state, losing population, needing new industry and business, needing more money for educa-

tion, with one of the highest per capita taxes in the nation, with a state that is the only one out of 50 with a loss in personal income last year, that we should provide the necessities of government with a tax load spread equally and cut out the "fluff"! We do not think we can afford, at this time, the extras of the Governor's requested appropriations for a heritage commission, the Governor's council on human relations, the Governor's recreational areas, the Governor's economic council, etc. The people of this state, as well as the Republican party know, although the Democrats do not, that not one bill has been introduced by the Governor to cut one cent from the cost of government. We believe in paying for the necessities through taxation paid by all of the people. Our polls indicate the sales tax is preferred. Further, the Republicans say to this legislature and to the people, that if the present flood of bills aimed at taxing industry and business out of North Dakota and keeping outside business from coming in, is not stopped, we will have nothing left on these prairies but an agricultural economy dependent upon the whim of the Democrats in Washington. If the recent statement of the President, wherein he stated that we need only one-third of the farmers, is a sign of things to come, we Republicans don't look forward to it."

Rep. Streibel requested that the amendments to House Bill 698 be divided to be voted on.

Speaker Link announced that House Bill No. 698 deals entirely with the one subject of taxation so the amendments cannot be divided under Rule 23.

Rep. Streibel appealed from the decision of the Chair and a roll call was granted.

ROLL CALL

The question being on Rep. Streibel's appeal from the decision of the Chair, the roll was called and there were: ayes, 63; nays, 45; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gengler	Larson	Ruddy
Backes	Gietzen	Leer	Rustan
Belquist	Giffey	Linderman	Sanstead
Bergman	Glaspey	Loerch	Schoenwald
Bloom	Gronhovd	Lundene	Shablow
Borstad	Gudajtes	Meschke	Shorma
Bowles	Hardmeyer	Meyer	Skaar
Breum	Harrison	Montplaisir	Solberg
Bruner	Hauf	Obie	Stallman
Burk	Haugen	Olafson	Staven
Christensen	Hertz	Olson	Stenhjem
Collette	Hoffner	Opedahl	Strand
Dahlen	Ivesdal	Poling	Vogel
Erickson,	Jungroth	Powers, Cass	Wilkie
Mountrail	Krenz	Rieger	Williamson
Erickson, Ward	Kvasager	Rosendahl	Winge

Those voting in the negative were:

Aamoth	Duncan	Knudsen	Schaffer
Bier	Elkin	Lang	Stockman
Bilden	Fossum	Larsen	Streibel
Boustead	Frank	Miller	Tough
Bowman	Froeschle	Muelier	Tweten
Brown	Ganser	Myhre	Unruh
Christopher	Haugland	Olienyk	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Reimers	Welder
Davis	Johnson,	Rivinius	Wentz
Dick	Barnes	Rundle	Whittlesey
Dornacker	Johnson, G.V.		

Absent and not voting:

Mr. Speaker

And the decision of the Chair was upheld.

Rep. Brown: "Mr. Speaker — Members of this Assembly — We are being asked by the majority party to accept a tax package, which they have not passed, that has been wrapped together from the fragmentation of a political blast that was detonated by a frustrated tax commissioner whose only desire was to satisfy the yen for political gain. True to his over zealous publicity desire — this ambitious young politician, without an ounce of realistic reasoning — perpetrated this fantastic, unrealistic, unsound, unworkable plan — if enacted into law, would not only bring chaos to our state, but would bankrupt every citizen of North Dakota.

As we proceed today it will clearly be pointed out that this monstrosity was motivated only for political headlines.

I am surprised, that my good friend Representative Backes, Chairman of the Finance and Taxation Committee would allow his good background and character to be used for such a political hoax.

Good government costs money and that money can come from only one place — THE TAXPAYERS EARNINGS.

Reliable financing and operation of government cannot be flipped around like tinkler toys.

It is our duty to soundly appraise the needs of our state, government, welfare, education, and our political sub-divisions — Honestly face up to our obligations and in a realistic, intelligent manner bring out of this session a program of expenditures within a reasonable and sound fiscal structure.

The Democrats offer their tax package relating to 'tax equalization'. The package is labeled by an ex-advertising man who is now supposed to be a tax man. It is well advertised but inaccurately labeled as tax equalization.

The Governor stated in his message that the personal property tax on household goods, musical instruments and clothing should be taken off this session. He said the rest of the personal property tax could not be removed this session because:

1. The bonding capacity of political subdivisions would have to be protected by a constitutional amendment requiring a vote of the people.
2. The elimination of personal property taxes should be gradual after careful study, and there was no office in state government (at least there wasn't in January 1965) to make a tax study and
3. That local government should control its own funds and their expenditure.

His party stated that they would not raise the sales tax because it was regressive — that all increases must be the income tax.

The Republicans said and the people in a poll said they wanted a sales tax increase and not an income tax increase. In the special election held on July 17, 1963, the voters of North Dakota by a mandate of 6 to 1, emphatically directed opposition to this very program.

The question was then posed — how do the Democrats raise the sales tax as the people want — and as the Democrats said they would not do — without making an about face and flatly admitting they were on the wrong track.

The answer was truly that of an advertising man — not a tax man — our tax commissioner — gave them something for nothing — we will abolish the personal property tax — increase your sales tax — increase your income tax — increase your real estate taxes — and for good measure, increase all the powers of the man who is tax commissioner — just for good measure.

There has been

1. No constitutional amendment adopted to protect the bonding capacity of the local subdivisions which Guy said was necessary.
2. No careful study and tax research
3. No gradual elimination of the personal property tax

It is beyond me to understand how our Speaker can completely ignore the request to divide this question, when there are eight distinct and separate questions to be decided.

The people of North Dakota deserve fairer and more consideration."

Rep. Elkin:

"I am sure that the vast majority of North Dakota taxpayers including myself, favor repeal of the personal property tax. But should the repeal of the personal property tax be used as bait to get us to vote for the rest of this monstrosity—this so-called tax reform bill. Because I favor repeal of personal property tax should I vote to increase income taxes as stiffly as this bill requires? Because I favor repeal of personal property tax, you are expecting me to broaden the Sales Tax base farther than anyone ever dared imagine any legislature would go.

By offering me the bait in the form of the elimination of the personal property tax, you expect me to tax the citizens heavier than at any time in history.

I remind this body that we will not be doing anyone any favors when we repeal one unjust tax and at the same time slap on him heavier, stiffer taxes than he ever dreamed possible.

The Governor told us recently at a meeting down at the Prince Hotel the theme of this session insofar as taxes is concerned is going to be Equity of Sacrifice — plainly put, it hurts you less to pay taxes than it does me. Therefore, let's tax you. We can't feel it if we put a high tax on corporate income — so let's do it — this appears to be the theme. But in following this theme I fear we lose sight of the fact that in reality there is only one group that pays taxes — the consumers. This tax proposal before us today in reality is not just a proposal to forgive the personal property tax — it is a proposal to raise the total tax take to the State Treasury higher than any citizen ever dared imagine. Only one group will be taxed — the consumers. You and I as consumers are being asked to tighten up the belt and dig deeper.

Perhaps the best example of our tax commissioner's long training in advertising work is the statement in the tax package that it relates to tax simplification.

It is not simplification. It is separation of the individual taxpayer from his rights. Simply put, it separates the little fellow from the party bosses.

1. Beginning on line 480 of the tax package the tax commissioner's prepared, mimeographed bill would authorize him to "examine any record, report, return or statistical information gathered or maintained by any state department. It is stated that he shall not make such information public except
 1. by subpoena of the tax commissioner
 2. by any court subpoena
 in any action or proceeding to establish the amount of or enforce the collection of income tax.

Simply stated, our tax commissioner can roam through all your records in any state office pertaining to anything from vital statistics up or down by simply saying he has commenced an administrative proceeding to check you out. The possibilities of the use of all personal and business information compiled about you for political purposes is frightening.

2. The withholding provisions are equally shocking. In line 384 the employer is made liable for the employee's taxes and penalties. In line 397 the employer's property is made subject to a lien for these taxes. In line 387 the employee is then made not liable for his tax to any person. Even the federal government which is no slouch in collecting taxes and using withholding has only imposed a penalty upon an employer who willfully fails to comply.
3. Governor Guy told the legislature it was better for local government to determine for itself the level of expenditure — using funds over which it has complete responsibility. The tax package put the collection, disbursement, and adjustment of funds and expenditures on a state level — the tax commissioner runs the whole show — not local elected people.
4. The distribution of tax monies to replace the personal property tax is fixed according to present personal property values and locations. It will penalize any area that grows in property valuation when at the same time it will need increased revenues for increased governmental services, and will reward and favor those which decline and have declining needs. It will require at best a fight by those who are unfairly treated to obtain their share from those who have more. In short, it builds in a tax inequality without any means of correcting it. Do we want to create the need for economic and tax re-apportionment as well as legislative? Even the court can't straighten that out.
5. The extension of the sales tax to even services furnished by local government such as garbage further increases local financial problems, and further centralizes power in state officials.

And another point, but perhaps even more important, there is one further danger in having the State collect the revenues and then remit or reimburse the local subdivision — re-apportionment enters in as a factor. Isn't there a danger that some time in the future the under-represented rural areas might not get back their fair share from the then city-controlled legislature?

Finally, the manner in which this proposal has been placed before us is objectionable to say the least. This attempts to put into one bill — literally cram into one bill — subject matter which should be in several bills. This is wrong. Each area should be debated and voted upon separately. Each should be passed or rejected on its own merits.

We, in this legislature, are being asked to swallow the entire package — or to reject. You who drew up this package are depriving me of my basic right and responsibility as a legislator — my right and responsibility to vote for those proposals I favor and against those specific proposals I oppose. I oppose this package in its present form.

Rep. Dornacker: "Let's take a good look at taxation.

Our founding fathers when they landed upon this nation started out without taxation. The first years they placed all they produced in a common storehouse. This was 100% income tax with complete forgiveness of both personal and real property.

It only took two years to find out this did not work as not all brought all they produced to a common warehouse. The lazy brought all, the hustler saw what little his neighbor contributed so brought only the same and kept some hid. The result was almost starvation for the lazy, as there was not enough to go around in a common pool.

What did they do? They started our present tax system. They appointed men to inventory each person's holdings and set a per-

cent he was to contribute for the working of the government, to feed the widow and the orphan.

In their case you could call this income or personal property tax as it was paid in barter, corn, food, wood etc.

This program has gone up through the years and now has been added, income, sales, use taxes and in some states franchise taxes.

Never in the history of our nation or the world have people ever been happy in paying taxes. When I say people I should qualify, this in saying some of the people, majority wise we as citizens realize we have to contribute a share of our blessings to provide government, education and our common protection.

Every so often people get to the point where they are easily led into and many times justly so a tax rebellion. At the height of this rebellion they will many times vote for or against good or bad proposals. However when given some time and information the people make less mistakes than the governing bodies who are their elected officials.

Many people say you have to direct the people, I say we better listen as their direction is safer than ours.

Let's take a look at last fall's election. The people of North Dakota were offered the elimination of personal property and they turned it down, why?

They had time to take a look at each other, our schools and the future. They said, will it be fair to take all of the tax off a farmer who has \$50,000 in machinery and rents land and then take no taxes off the man who owns the land? They said, we think this might work but let's try this on only household goods, musical instruments and small items. Let's let the legislature try it on this, first.

Let's see if they can find a way to return this money. If they can do this in small ways then we can go ahead if it looks wise and fair. They said, if the return is not fair or workable and increases the load on real estate it will be small and is worth the risk.

Had the people wanted all this, they would have done the job last fall.

What happened earlier in this session?

When the proposals of various taxes came out in papers, there was a 2% tax with complete broadening against 3% on less broadening. Again the people spoke, they cried give us 3% and less broadening. Have we listened? No, we are here today because, sure we listened but we are two parties, we are like the two farm organizations. If one is for this, the other is or thinks it has to have a different program. We here today are making the same mistake. You, the majority felt you could not take the Minority Sales Tax Proposal so in haste a different plan had to be resolved.

Is this why the jump into complete elimination of personal property?

We are going to have to compromise in the end. Wouldn't it be better for our people if we could do this in an orderly manner instead of a pell mell rush of hasty conference committees of which become partisan six-man legislatures.

Would not this have been the time to forget we are of different parties when it comes to tax problems. We are all North Dakotans and none of us are blessed with superhuman brains or ability. When we play politics with the people we all suffer including our own children.

We need people in North Dakota, we need Industry. They go together but hasty legislation, extreme changes, wild schemes, erratic changes in Corporation taxes, Bills against Industry, against Labor, Management will be remembered for years. The image we build here today will be on the screen for years to come.

Wouldn't we the members of this House be doing a better job if we had or would have sat down and said, let's make this tax package a hybrid tax bill. Let's take the good from both and there is good in both and combine it into a workable, equitable and fair plan for our people."

Rep. Tweten:

"It is not tax equalization to replace one inequity with several greater inequities. Actually, the people voted down the proposal to repeal all personal property taxes.

Ability to pay is measured not only by income, but by wealth or property. A repeal in one act of all personal property taxes will result in many inequities.

Why should a farmer who owns no land, but only leases, pay no property taxes although he may own \$100,000.00 worth of property, all personal property? Why should the farmer who owns land pay a tax when he may have one-tenth of the wealth of the other farmer? Why should a large chain store with a tremendous inventory pay no personal property tax when a small store owner has to pay on his real estate? How about the small local merchant competing against the big chain with its tax-free large and attractive inventory of merchandise? Why should there be no tax on the stock of merchandise of transient merchants who come into the state and compete with our merchants?

When Rep. Hoffner tells us that the merchant will receive a windfall in tax saving because of the removal of a tax on his stock of goods, do you honestly believe that the consumers will benefit because the merchant will pass along the saving in the form of lower prices, or will the chain pass it along to its out-of-state stockholders?

I do not believe that the farmer who has a large amount of livestock which is wealth, or a large amount of machinery which is wealth, believes that it has nothing to do with ability to pay taxes, nor do I believe he thinks only real estate should be made to pay. The only difference with real estate and personal property is that real estate can't be taken across the state line to avoid taxes. Why should many persons who own nothing but personal property be free of all property taxes? Yet they can under the laws vote to place bonded debt against the real estate owner. Is this tax equalization?

The income tax is, we are told, the fairest tax — it is based on ability to pay. But there is great difference between gross income and net income. The income tax favors certain taxpayers — particularly the wealthy and penalizes the wage earner. The little fellow's gross income is not protected by depreciation schedules, by capital gains treatment — by depletion allowances, by business and travel expenses. What is so equal about the wage earner paying a tax on all of his income and the capital gains taxpayer paying on part of his income?

The sales tax as contained in the tax package would produce more amazing inequities. For example, a man can build a \$100,000.00 home and pay sales tax on the material only. But the little fellow who has to buy a trailer or mobile home will pay a sales tax on the total of material and labor for his home. There will be no sales tax collected from an Oklahoma combiner or threshing man but there will be if you hire a lawyer to protect yourself against the tax department.

What is so fair about the removal of a tax that will — it is even admitted by the Democratic party — give a windfall to some taxpayers, the tenant farmer and his livestock, and machinery, and the itinerant or out-of-state big chain merchant and his inventory and not to other taxpayers?

This act or tax package does not exempt property or tax property on any classification of whether the property produces income or profit or whether it does not. An unimproved lot, a home, and a losing farm operation are all taxed if they are real estate. Personal property whether it produces profit, as livestock, contractor's equipment, merchant stocks, is not taxed even if it is a gold mine. Such taxation encourages transients. It discourages home ownership and farm ownership. A Democratic Democrat would call it regressive."

Rep. Johnson: "In my previous sessions, we have had fair treatment and so has the public. Until this session, hearings have been held on bills, pro and con. Amendments have been openly discussed pro and con. Committee members and the public have had available bills and amendments for study and consideration.

Until this session, we have not seen the legislative process violated, abused, and turned over to the party officials.

Bills have been introduced which violated house rules and were meaningless. An example, the Democratic income tax bill which was blank as to tax rates.

Bills have been introduced, printed, distributed, and completely amended at time of hearing. They have been heard, discussed, without those present even having the amendments or copies of the amendments to follow the hearing of the party officials testimony. The sales tax bill is an example.

Bills have been introduced to apply to one business, heard, amended in executive committee by party officials, and finally acted upon without hearing or knowledge of those affected, and made to apply to another business. An example was the tax on premium income of foreign insurance companies, which in executive committee was amended to tax our North Dakota companies, without their being heard at all. The insurance industry in that matter was treated to another new practice — the opportunity of appearing to resist a bill without ever hearing who the sponsors were or why they proposed it.

Bills have been introduced affecting the very life blood of the state, amended, reamended, and then heard without the amendments being generally available, without time to consider them, and without committee hearing. I refer to the sales, income tax, and personal property tax bills — or the so-called Democratic tax package.

What has happened to the legislative process? It has been taken over by a Commissioner on the 7th floor of our state capitol who owns a mimeograph machine. Our Democratic House members have become leg men carrying the material prepared there to the house committees. Business people — and North Dakota industry and business — the targets of the seventh floor, have rightly asked by what right tax money — public money — is used for party bills, by party politicians, for party politics. They rightly ask why they should pay for the attack on business and industry. How much has been expended for the piles of amendments on amendments we have been treated to?

A party line, set by a central committee of the party composed of the party officials, and rubber stamped by the party is no less frightening in North Dakota than it is anywhere else. Rigid voting of the party line is no more attractive in North Dakota than it is elsewhere.

We think the Democrats should have heeded their leader's advice when he said mutual respect and good faith would be needed in this session. The public thinks so too.

Guy stated in his message to the legislature: "Route"

1. "I suggest a program of eventual elimination of all personal property taxes with the first steps being taken in this session.

We should begin by eliminating the tax on household goods, musical instruments and clothing."

2. "The people would have to concur in a constitutional amendment protecting the bonding capacity of political subdivisions before a complete elimination of the personal property tax could be brought about."
3. "It is better for local government to determine for itself the level of expenditures and the type of expenditures it chooses, using funds over which it has complete responsibility."
4. "Neither my office nor any other office in state government has adequate staff to conduct tax research."
5. "Only through careful study can we achieve a continual improvement in taxing equity and taxing methods."
6. "Action by the voters on referred and initiated measures these past few years indicates to me a steady rise in voter interest in government."

EVERY SINGLE ONE OF THE ABOVE STATEMENTS OF THE GOVERNOR HAS BEEN REPUDIATED BY THE DEMOCRATIC PARTY IN THE HOUSE INCLUDING THE ADDITIONAL STATEMENT.

"Mutual respect and good faith between political parties will be needed to achieve the progress so urgently required in this session."

Rep. Boustead:

"The Democrat Income Tax Plan, better known as House Bill No. 698, penalizes the most productive bracket of the state's economy. This measure, if allowed to become law, will drastically curtail the opportunity of investment choice. The proponents of this measure have as their prime objective the obligation of the taxpayer to the government first. It hits hard at that segment of our economy which even today is reeling backward from successive blows to its pocketbook in the form of budget cuts in the farm program, lower price supports, budgetary cuts in agricultural research and an administration that says 'we advocate a reduction in number of farms from the present three million plus to one million.'

We have heard, on many occasions, the proponents of House Bill No. 698 express the need for developing industry. It is my contention that this tax measure will do more, in just one fatal push of the voting machine button, to weaken any favorable business climate industry might enjoy in North Dakota than any other tax bill that will come before this body during this session. It embodies many factors that will 'cripple' industrial development, the very area which is so vital if we are to ever have hopes of broadening our tax base, which today is the key to government financing, education and service expansion.

House Bill No. 698 raises some income categories 100%. House Bill No. 698 lowers the man and wife exemption from \$1500 to \$1200. It will disallow the federal income tax as a deduction on state returns, which in effect, will be the establishment of a 'tax upon a tax.' It drastically increases the computation percentage, while at the same time lowering the taxable income categories.

House Bill No. 698 sets into motion general withholding, the direct effects of which will be shown in the form of IBM cards and machines, additional office hours for every employer in the form of payroll withholding, quarterly reports and year-end summaries; it will in time create the demands for additional office space and personnel in our tax department. One need only to look at our sister state to the east where you find a tax department housed in a five-story building, office space almost comparable to our entire capitol building, 530 employees and IBM machines row

upon row. These are merely a few of the side benefits the taxpayer will accrue.

We would be vulnerable indeed, in the area of government financing, if we should make income tax the so-called 'hard core' tax for financing our state government. All of us know that agriculture is the backbone of our economy. We are also aware of the fact that it can fluctuate and how vulnerable we could be should we have two marginal crop years, back to back.

If all of this were not sufficient cause for concern with regard to that which House Bill No. 698 embodies, let us take heed of that which occurred on July 17, 1963. The electorate of this state, through the avenue of referral, proved by the overwhelming vote of 108,575 to 19,021, we want no part of such a tax program. The people today in answer to polls are turning it down in a resounding fashion, in fact, by approximately a 4 to 1 margin.

A political party, who just two years ago harshly criticized an almost identical approach to government financing, a Governor, who just two years ago saw fit to allow this almost identical tax package to become law over his silent protest in the form of denying it his signature, today are saying this is the answer.

I am proud and possess a deep sense of satisfaction in taking this means to inform the taxpayers of North Dakota that the Republicans in the North Dakota House of Representatives stand ready to represent the desires which they so vividly displayed in the privacy of the election booth on July 17, 1963.

It is amazing indeed that such a program which only two years ago was so unpalatable can now, almost overnight, become the answer to all problems. In order that the desires of the great majority of the taxpayers of North Dakota might be represented and projected to this gathering, I oppose House Bill No. 698."

Rep. Aamoth: "I want to ask Rep. Giffey a question and have it and the answer printed in the House Journal.

"Rep. Giffey, as floor leader for the majority and one of the sponsors of House Bill No. 698, would you please tell us, for the record, for the people of this great state of North Dakota, and for the members of the minority party, just what this bill before us, will bring in, in revenue, to the State of North Dakota?"

Rep. Giffey: "Mr. Speaker, I know that the fiscal note has been prepared and delivered to the Legislative Research Committee."

Rep. Aamoth: "Well, I would like it for the record."

Rep. Giffey: "Mr. Speaker, we had it checked with the Commissioner and he said it had been prepared and delivered to the Legislative Research Committee. I have never seen it."

Rep. Aamoth: "Well, the Legislative Research Committee is not the legislature. And we have before us the largest tax bill ever acted on, and we don't know what we are talking about. I think we should tell the people what we are asking them to pay — and we want it on the record!"

Rep. Giffey: "Does the desk force have it?"

Chief Clerk Haugen: "Yes."

Rep. Aamoth: "Well, if you will inform the majority floor leader, he may know what we are discussing and he can then give it to the House."

Rep. Giffey: "I will ask the Chief Clerk to read it."

And the fiscal note was read by the Chief Clerk as follows:

"NEW REVENUE IN HOUSE BILL 698:

Income tax: individual income tax, \$6.9 million; corporate income tax, \$2.7 million; expected increase in collections due to withholding, \$800,000; shifting of income into this biennium due to withholding, \$1.1 million.

Sales and use tax: total broadening to alcoholic beverages, tobacco products and additional services @ 2%, \$5.2 million.

Special 1% sales and use tax for replacement of personal property taxes: biennial collections for this fund expected to be \$22.2 million. Payment due from this fund January 1, 1967 will be about \$12.5 million.

Bill appropriates \$5.6 million for replacement of certain personal property replacement.

Net gain to general fund: \$11.1 million."

Rep. Streibel requested a five minute recess which motion was withdrawn.

Rep. Streibel requested that a summation of questions which he has prepared be inserted in the House Journal, which request was granted.

Rep. Streibel:

"Let no one tell you that we are eliminating taxes! We are raising taxes! We will be spending \$20 million to \$30 million more than any legislature has spent in the history of our state. We will be raising the taxes in every category including insurance premiums, cigars, liquor, cigarettes, sales tax, broadening the sales tax to the point where it more appropriately is a 'labor tax', income tax, general withholding of income tax, real estate taxes, etc. All this, if you please, while still leaving a \$7 million deficit in the general fund. All this, if you please, without any assurance whatsoever that local subdivisions of government will be in a position to finance their programs without additional revenue.

We, of the minority, rise not to oppose the elimination of the personal property tax. We rise only for the purpose of posing some questions, the answers to which are vague, undeterminable, and in some instances, unknown. As floor leader for the Republican minority, I feel it is my duty to appraise the taxpayers of North Dakota of the implications this can have in the areas of 'tax responsibility' and 'governmental subdivision financing.'

Won't the elimination of all personal property taxes severely reduce the legal debt limit of local governmental subdivisions?

What will be the legal status of outstanding debt if the debt limit is reduced below the amount of outstanding debt of, for instance, a local school district or a small municipality?

Tax levies supporting bond issues are scheduled in dollar amounts, paid in annual installments until the debt is completely amortized — such annual installments will automatically require a higher mill levy if part of the assessed or taxable valuation is taken away.

Won't the elimination of all personal property taxes shift much of the burden of financing or support of debt to real property?

Won't it be even more difficult for school districts to pass bond issues if the whole burden of such debt must be borne by real property only?

How would our economic cycles affect or influence the replacement taxes and what resulting effects would this have on financing local government?

If the replacement taxes now under consideration and the re-allocation of such revenue is based upon a formula that takes the average of the years 1963 and 1964, how would adjustments be made in the future for changes in the economy of local subdivisions of government?

How would a community that experienced a large industrial expansion similar to the Air Base installations at Minot and Grand Forks, the sugar beet plant at Drayton, and the generating facilities

at Stanton, cope with meeting the needs and strains this would place upon their local economy?

The elimination of the personal property tax will likewise eliminate the need for local assessors, it will take away much of the taxing power of local subdivisions of government and make them more dependent than ever on state government. Are we not building a bigger and bigger state government at the expense of local government and the loss of 'home rule'?

What provision has been made for financing the medical school at the University of North Dakota?

What provision has been made to supplement the 21 mill county levy for educational financing?

What about the variance of uncollected personal property taxes which shows some subdivisions collecting all but two or three percent while others have an uncollectable factor of ten percent or more? Do we concur that it is equitable to penalize the subdivisions who have done a good job in order to subsidize those who have done a poor job?

How do you devise an equitable formula to cover the deviation that exists with regard to that portion of the total tax base that personal property represents, wherein you find a fluctuation of 15% in Morton County to 28% in Slope County?

The answers to these questions and many more, the Democrats are allowing to go by default. The taxpayers of North Dakota must be ready to accept this undetermined responsibility. We Republicans of the House want them to be aware of what could lie ahead."

EIGHTH ORDER OF BUSINESS

Rep. Solberg moved that House Bill No. 698 be not referred to the Committee on Appropriations, which motion prevailed.

Speaker Link announced that House Bill No. 698 would go on the calendar.

Rep. Giffey moved that the House now recess subject to the call of the Chair, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

The House reconvened at the call of the Chair pursuant to recess taken with Speaker Link presiding.

The Speaker announced that the House would be on the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Haugen moved that the amendments to House Bill No. 727 as recommended by the Committee on General Affairs, page 609 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 715 as recommended by the Committee on Appropriations, page 609 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 815 as recommended by the Committee on Appropriations, page 610 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the amendments to House Bill No. 845 as recommended by the Committee on Natural Resources, page 610 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 924 as recommended by the Committee on Appropriations, page 611 of the House Journal, be adopted, which motion prevailed.

Rep. Haugen moved that the amendments to House Concurrent Resolution "R" as recommended by the Committee on General Af-

fairs, page 611 of the House Journal, be adopted, which motion prevailed.

Rep. Chirstensen moved that the amendments to House Concurrent Resolution "V" as recommended by the Committee on Natural Resources, page 611 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to House Bill No. 657 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 657 as recommended by the Committee on Labor, page 612 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 653 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 653 as recommended by the Committee on Finance and Taxation, pages 612 - 619 inclusive of the House Journal, be adopted.

Rep. Tweten moved a substitute motion that House Bill No. 653 be not amended and placed on the calendar, which motion lost.

Rep. Tweten:

"House Bill No. 653 when introduced by me was a simple bill to clarify the procedure and to allow the payment of taxes on trailer houses in four equal quarterly installments. This bill was referred to the Finance and Taxation committee January 20 and was heard shortly thereafter. Action on the bill was then delayed until the last day for hearings and an amendment was presented which deleted everything after the words 'A Bill.'

The majority then substituted a Senate Bill which had been definitely postponed in the Senate. This bill had a good hearing in the Senate and was opposed by a large number of people whom it would affect. Also, over 150 petitions were presented in opposition to this measure. To the best of my knowledge, the only supporter of this bill was the State Tax Commissioner. Had the majority wished to present this matter in the House they may have presented it as a delayed bill. They chose, rather, to substitute it under my name for these reasons.

Mr. Speaker, I move that the amendments to this bill not be adopted and that the bill be placed on the calendar without amendment."

The question was now on the original motion of Rep. Backes, which prevailed.

Rep. Hertz moved that the amendments to House Bill No. 897 as recommended by the Committee on Labor, page 619 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the reading of the amendments to House Bill No. 926 be dispensed with, which motion prevailed.

Rep. Christensen moved that the amendments to House Bill No. 926 as recommended by the Committee on Natural Resources, page 619 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to House Bill No. 922 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 922 as recommended by the Committee on Labor, page 621 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the reading of the amendments to House Bill No. 822 be dispensed with, which motion prevailed.

Rep. Lundene moved that the amendments to House Bill No. 822 as recommended by the Committee on Industry and Business, page 622 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 811 as recommended by the Committee on Appropriations, page 623 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to House Bill No. 618 as recommended by the Committee on Appropriations, page 624 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 866 as recommended by the Committee on Transportation, page 625 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to House Bill No. 703 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 703 as recommended by the Committee on Labor, page 626 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 894 as recommended by the Committee on Labor, page 627 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 619 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 619 as recommended by the Committee on Finance and Taxation, page 631 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to House Bill No. 898 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to House Bill No. 898 as recommended by the Committee on Labor, page 631 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 694 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 694 as recommended by the Committee on Finance and Taxation, page 631 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to House Bill No. 774 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to House Bill No. 774 as recommended by the Committee on State and Federal Government, page 640 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to House Concurrent Resolution "X" be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to House Concurrent Resolution "X" as recommended by the Committee on State and Federal Government, page 665 of the House Journal, be adopted.

Rep. Brown moved that the committee report on page 666 be amended in line 76 — change "an" to "and" which motion prevailed.

Rep. Brown moved that the amendments to House Concurrent Resolution "X" by the committee and further amended on the floor, be adopted, which motion prevailed.

Rep. Fossum moved that the House reconsider the action by which House Bill No. 815 was amended, which motion prevailed.

Rep. Fossum moved that the rules be suspended and House Bill No. 815 be amended in the following manner:

In line 17 of the engrossed bill, delete everything after the words "that the" and insert "Legislative Research"

In line 18 delete the first word which is "education" and insert the word "Committee"

In line 25, delete everything after the words "to the" and insert the words "Legislative Research Committee"

In line 27, delete the word board and insert the words "Legislative Research Committee"

Renumber the lines accordingly.

The motion of Rep. Fossum prevailed.

Rep. Fossum moved that House Bill No. 815 be considered properly re-engrossed and placed on the calendar, which motion prevailed.

SECOND READING OF A 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 had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 545 of the House Journal, the roll was called and there were: ayes, 106; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Ganser	Loerch	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Gietzen	Meschke	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Johnson,	Powers, Cass	Welder
Dahlen	Barnes	Reimers	Wentz
Davis	Johnson, G.V.	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Duncan	Krenz	Ruddy	Winge
Elkin	Kvasager	Rundle	Mr. Speaker

Those voting in the negative were:

Glaspey

Absent and not voting:

Froeschle Ivesdal

So the bill passed and the title was agreed to, and the emergency clause carried.

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-THIRD DAY

Bismarck, February 16, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.
Prayer by Rev. John L. MacMullen of the Charles Wesley Burns
Methodist Church in Mandan, North Dakota.

Roll call: All members present except Reps. Froeschle and
Ivesdal.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 16, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1 - 43 - 150

Senate Bill No. 161 - 251 - 270

Senate Bill No. 271 - 287 - 297

Senate Bill No. 321 - 327 - 329

Senate Bill No. 330 - 353 - 357

Senate Concurrent Resolution "G"

Senate Concurrent Resolution "O"

Senate Concurrent Resolution "X"

Which the Senate has passed and your favorable consideration is
requested.

GERALD L. STAIR, Secretary

Mr. Speaker: 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:

Page 664, strike lines 31, 32, 48, 49 which are repetitious.

In the roll call, page 625, show "Burk" and "Mr. Speaker" voting
in the negative. In line 11, change the totals to show: ayes, 31; nays,
74; absent and not voting, 2.

On page 634, line 16; delete the words "until 8:00 p.m." and insert
in lieu thereof; "subject to call of the chair".

On page 639, line 12, delete the words "until 8:00 p.m." and insert
in lieu thereof the words "subject to the call of the chair". In line
14, delete the words "at 8:00 p.m." and insert in lieu thereof; "sub-
ject to the call of the chair".

And when so corrected recommend that the same be approved.

REP. OPEDAH, Chairman

Rep. Shorma moved that the report be adopted, which motion pre-
valled.

SECOND READING OF HOUSE BILLS AND
HOUSE CONCURRENT RESOLUTIONS

House Bill No. 690. A Bill for an Act to provide for equal pay
for both males and females for comparable work done and provid-
ing for penalties for violation of the provisions of this Act.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended,
on page 548 of the House Journal, the roll was called and there
were: ayes, 98; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Schaffer
Anderson	Fossum	Larson	Schoenwald
Backes	Frank	Leer	Shablow
Belquist	Gengler	Linderman	Shorma
Bergman	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Solberg
Bilden	Glaspey	Meschke	Stallman
Bloom	Gronhovd	Meyer	Staven

Borstad	Gudajtes	Montplaisir	Stenhjem
Boustead	Hardmeyer	Myhre	Stockman
Bowles	Harrison	Obie	Strand
Breum	Hauf	Olafson	Streibel
Brown	Haugen	Olienyk	Tough
Bruner	Haugland	Olson	Tweten
Christensen	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hilleboe	Powers, Barnes	Wagner
Collette	Hoffner	Powers, Cass	Wastvedt
Connolly	Johnson,	Rieger	Welder
Dahlen	Barnes	Rivinius	Wentz
Dick	Jungroth	Rosendahl	Whittlesey
Dornacker	Knudsen	Ruddy	Wilkie
Duncan	Krenz	Rundle	Williamson
Erickson,	Kvasager	Rustan	Winge
Mountrail	Lang	Sanstead	Mr. Speaker

Those voting in the negative were:

Bowman	Elkin	Johnson, G.V.	Mueller
Burk	Ganser	Miller	Reimers
Davis			

Absent and not voting:

Froeschle	Ivesdal
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So the bill passed and the title was agreed to.

Rep. Montplaisir moved that the vote by which House Bill No. 690 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 705. A Bill for an Act making an appropriation to the North Dakota State Board of Vocational Education and the North Dakota Unemployment Compensation Division to match federal funds expended by the United States on costs of programs under the Manpower Development and Training Act, as amended, to the extent required therein, and providing for continued participation in programs thereunder.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 548 of the House Journal, the roll was called and there were: ayes, 100; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Larson	Sanstead
Anderson	Frank	Leer	Schaffer
Backes	Ganser	Linderman	Schoenwald
Belquist	Gengler	Loerch	Shablow
Bergman	Gietzen	Lundene	Shorma
Bier	Giffey	Meschke	Skaar
Bloom	Glaspey	Meyer	Solberg
Borstad	Gronhovd	Miller	Stallman
Boustead	Gudajtes	Montplaisir	Staven
Bowles	Hardmeyer	Mueller	Stenhjem
Bowman	Harrison	Myhre	Stockman
Breum	Hauf	Obie	Strand
Brown	Haugen	Olafson	Streibel
Bruner	Haugland	Olienyk	Tough
Burk	Hertz	Olson	Tweten
Christensen	Hilleboe	Opedahl	Unruh
Christopher	Hoffner	Poling	Vogel
Coles	Johnson,	Powers, Barnes	Wastvedt
Collette	Barnes	Powers, Cass	Welder
Dahlen	Johnson, G.V.	Rieger	Wentz

Dick	Jungroth	Rivinius	Whittlesey
Dornacker	Knudsen	Rosendahl	Wilkie
Duncan	Krenz	Ruddy	Williamson
Erickson,	Kvasager	Rundle	Winge
Mountrail	Lang	Rustan	Mr. Speaker
Erickson, Ward	Larsen		
Those voting in the negative were:			
Bilden	Davis	Hickle	Wagner
Connolly	Elkin	Reimers	

Absent and not voting:
Froeschle Ivesdal

So the bill passed and the title was agreed to.

House Bill No. 709. A Bill for an Act to provide for the licensing and regulation of non-resident beekeepers, supplementing Chapter 4-12 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 548 of the House Journal, the roll was called and there were: ayes, 77; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Frank	Loerch	Sanstead
Backes	Ganser	Lundene	Schoenwald
Belquist	Gengler	Meschke	Shablow
Bergman	Gietzen	Meyer	Shorma
Bloom	Giffey	Miller	Skaar
Borstad	Glaspey	Montplaisir	Solberg
Bowman	Gronhovd	Mueller	Stallman
Burk	Gudajtes	Obie	Staven
Christensen	Hardmeyer	Olafson	Stenhjem
Coles	Harrison	Olienyk	Stockman
Collette	Hauf	Olson	Strand
Connolly	Hertz	Opedahl	Streibel
Dahlen	Hilleboe	Poling	Vogel
Davis	Hoffner	Powers, Cass	Wentz
Duncan	Jungroth	Reimers	Whittlesey
Elkin	Krenz	Rieger	Wilkie
Erickson,	Kvasager	Rivinius	Williamson
Mountrail	Larson	Rosendahl	Winge
Erickson, Ward	Leer	Ruddy	Mr. Speaker
Fossum	Linderman		

Those voting in the negative were:

Anderson	Christopher	Johnson, G. V.	Schaffer
Bier	Dick	Knudsen	Tough
Bilden	Dornacker	Lang	Tweten
Boustead	Haugen	Larsen	Unruh
Bowles	Haugland	Myhre	Wagner
Breum	Hickle	Powers, Barnes	Wastvedt
Brown	Johnson,	Rundle	Welder
Bruner	Barnes	Rustan	

Absent and not voting:
Froeschle Ivesdal

So the bill passed and the title was agreed to.

Speaker Link called Rep. Brown to preside in the Chair.

House Bill No. 763. A Bill for an Act to amend and reenact Section 64-02-10 of the 1963 Supplement to the North Dakota Century Code relating to the increase in fees to be charged for inspecting livestock scales and providing for an increase of ten cents per mile whenever special inspection of any measuring device is required.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 549 of the House Journal, the roll was called and there were: ayes, 94; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Schaffer
Anderson	Fossum	Lang	Schoenwald
Belquist	Frank	Larsen	Shablow
Bergman	Ganser	Larson	Shorma
Bier	Gengler	Leer	Skaar
Bilden	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Boustead	Glaspey	Lundene	Staven
Bowman	Gronhovd	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Sanstead	Mr. Speaker

Those voting in the negative were:

Backes	Coles	Meschke	Olienyk
Borstad	Dick	Montplaisir	Rundle
Bowles	Haugen	Olafson	Rustan

Absent and not voting:

Froeschle	Ivesdal	Tough
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So the bill passed and the title was agreed to.

House Concurrent Resolution "K". A concurrent resolution requesting the Congress and the National Administration of the United States to take all possible steps to, at an early date, pass a long term Sugar act.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Fossum	Larson	Schaffer
Belquist	Frank	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tweten

Burk	Haugland	Olienyk	Unruh
Christensen	Hertz	Olson	Vogel
Christopher	Hickle	Opedahll	Wagner
Coles	Hilleboe	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Reimers	Whittlesey
Davis	Johnson, G. V.	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Dornacker	Knudsen	Rosendahl	Winge
Duncan	Krenz	Ruddy	Mr. Speaker
Elkin	Kvasager	Rundle	

Absent and not voting:

Erickson, Ward Froeschle Ivesdal Tough

So the resolution passed and the title was agreed to.

House Bill No. 780. A Bill for an Act to amend and reenact subsection 30 of section 39-01-01 and section 39-21-40 of the North Dakota Century Code, relating to the use of certain tires on highways.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 93; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Ganser	Leer	Schoenwald
Anderson	Gengler	Linderman	Shablow
Backes	Gietzen	Loerch	Shorma
Bier	Giffey	Lundene	Skaar
Bilden	Gronhovd	Meschke	Solberg
Bloom	Gudajtes	Meyer	Stallman
Boustead	Hardmeyer	Miller	Staven
Bowles	Harrison	Montplaisir	Stenhjem
Bowman	Hauf	Myhre	Stockman
Breum	Haugen	Obie	Strand
Brown	Haugland	Olienyk	Streibel
Bruner	Hertz	Olson	Tough
Burk	Hickle	Opedahll	Tweten
Christensen	Hilleboe	Poling	Unruh
Collette	Hoffner	Powers, Barnes	Wagner
Connolly	Johnson,	Powers, Cass	Wastvedt
Davis	Barnes	Reimers	Welder
Dornacker	Johnson, G. V.	Rivinius	Wentz
Duncan	Jungroth	Rosendahl	Whittlesey
Elkin	Krenz	Ruddy	Wilkie
Erickson,	Kvasager	Rundle	Williamson
Mountrail	Lang	Rustan	Winge
Fossum	Larsen	Sanstead	Mr. Speaker
Frank	Larson	Schaffer	

Those voting in the negative were:

Belquist	Coles	Glaspey	Olafson
Bergman	Dahlen	Knudsen	Rieger
Borstad	Dick	Mueller	Vogel
Christopher			

Absent and not voting:

Erickson, Ward Froeschle Ivesdal

So the bill passed and the title was agreed to.

House Bill No. 889. A Bill for an Act to amend and reenact section 39-01-02 of the 1963 Supplement to the North Dakota Century Code, requiring state owned motor vehicles having name painted on side of vehicles, providing a penalty for failure and providing an exception to the governor's vehicle.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Fossum	Larson	Rustan
Backes	Frank	Leer	Sanstead
Belquist	Ganser	Linderman	Schaffer
Bergman	Gengler	Loerch	Schoenwald
Bier	Gietzen	Lundene	Shablow
Bilden	Giffey	Meschke	Shorma
Bloom	Glaspay	Meyer	Skaar
Borstad	Gronhovd	Miller	Solberg
Boustead	Gudajtes	Montplaisir	Stallman
Bowman	Hardmeyer	Mueller	Staven
Breum	Harrison	Myhre	Stenhjem
Brown	Hauf	Obie	Stockman
Bruner	Haugen	Olafson	Strand
Burk	Haugland	Olienyk	Streibel
Christensen	Hertz	Olson	Tough
Christopher	Hickle	Opedahl	Unruh
Collette	Hilleboe	Poling	Vogel
Connolly	Hoffner	Powers, Barnes	Wagner
Dahlen	Johnson,	Powers, Cass	Wastvedt
Davis	Barnes	Reimers	Wentz
Dornacker	Johnson, G.V.	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker
Erickson, Ward	Lang		

Those voting in the negative were:

Aamoth	Coles	Larsen	Welder
Bowles	Dick	Tweten	

Absent and not voting:

Froeschle Ivesdal

So the bill passed and the title was agreed to.

House Bill No. 893. A Bill for an Act to provide for the enactment of the Driver License Compact, defining terms, making the driving record in another state of an applicant for a license part of the North Dakota record, and facilitating the exchange of information relating to the licensing of automobile drivers in states belonging to the compact.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 93; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Larson	Rustan
Anderson	Frank	Leer	Sanstead
Backes	Ganser	Linderman	Schaffer
Belquist	Gengler	Loerch	Schoenwald
Bergman	Gietzen	Lundene	Shablow
Bier	Giffey	Meschke	Skaar
Bloom	Glaspay	Meyer	Solberg
Borstad	Gronhovd	Miller	Staven
Boustead	Gudajtes	Montplaisir	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Burk	Hertz	Olienyk	Unruh

Christensen	Hilleboe	Olson	Vogel
Christopher	Hoffner	Opedahl	Wagner
Collette	Johnson,	Poling	Wastvedt
Dahlen	Barnes	Powers, Barnes	Wentz
Dick	Jungroth	Powers, Cass	Whittlesey
Dornacker	Knudsen	Rieger	Wilkie
Duncan	Krenz	Rivinius	Williamson
Erickson,	Kvasager	Rosendahl	Winge
Mountrail	Lang	Ruddy	Mr. Speaker
Erickson, Ward	Larsen	Rundle	

Those voting in the negative were:

Bilden	Davis	Johnson, G.V.	Stallman
Bowman	Elkin	Reimers	Tweteh
Coles	Haugen	Shorma	Welder
Connolly	Hickle		

Absent and not voting:

Froeschle	Ivesdal
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So the bill passed and the title was agreed to.

House Bill No. 916. A Bill for an Act to amend and reenact subsection 3 of section 27-11-24 of the North Dakota Century Code relating to expenditures of state bar fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rundle
Anderson	Mountrail	Larsen	Rustan
Backes	Erickson, Ward	Larson	Sanstead
Belquist	Fossum	Leer	Schaffer
Bergman	Frank	Linderman	Schoenwald
Bier	Ganser	Loerch	Shablow
Bilden	Gengler	Lundene	Shorma
Bloom	Gietzen	Meschke	Skaar
Borstad	Giffey	Meyer	Solberg
Boustead	Glaspey	Miller	Staven
Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweteh
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Johnson,	Powers, Cass	Welder
Dahlen	Barnes	Reimers	Wentz
Davis	Johnson, G.V.	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Winge
Duncan	Krenz	Ruddy	Mr. Speaker
Elkin	Kvasager		

Those voting in the negative were:

Gudajtes

Absent and not voting:

Froeschle	Ivesdal	Stallman	Williamson
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So the bill passed and the title was agreed to.

House Concurrent Resolution "N". A concurrent resolution relating to the disclosure of personal financial interest in legislation by members of the legislative assembly.

Which had been read.

• ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Ganser	Loerch	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Gietzen	Meschke	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Gudajtes	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
	Kvasager		

Absent and not voting:

Froeschle Ivesdal

So the resolution passed and the title was agreed to.

House Concurrent Resolution "M". A concurrent resolution for an amendment to the Constitution of the state of North Dakota granting to the legislative assembly power to issue full faith and credit bonds for the construction and equipping of buildings for state-operated institutions of higher learning and vocational education.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 91; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Gengler	Leer	Rustan
Anderson	Giffey	Linderman	Sanstead
Backes	Glaspey	Loerch	Schaffer
Belquist	Gronhovd	Lundene	Schoenwald
Bergman	Gudajtes	Meschke	Shorma
Bier	Hardmeyer	Meyer	Skaar
Bloom	Harrison	Miller	Solberg
Boustead	Hauf	Montplaisir	Stallman

Bowman	Haugen	Mueller	Staven
Breum	Haugland	Myhre	Stenhjem
Brown	Hertz	Obie	Stockman
Burk	Hilleboe	Olafson	Strand
Christopher	Hoffner	Olienyk	Streibel
Coles	Johnson,	Olson	Tough
Collette	Barnes	Opedahl	Tweten
Dick	Johnson, G. V.	Poling	Unruh
Dornacker	Jungroth	Powers, Barnes	Wagner
Duncan	Knudsen	Powers, Cass	Wastvedt
Elkin	Krenz	Reimers	Welder
Erickson, Ward	Kvasager	Rivinius	Wentz
Fossum	Lang	Rosendahl	Whittlesey
Frank	Larsen	Ruddy	Williamson
Ganser	Larsen	Rundle	Winge

Those voting in the negative were:

Bilden	Connolly	Erickson,	Rieger
Borstad	Dahlen	Mountrail	Shablow
Bowles	Davis	Gietzen	Vogel
Bruner		Hickle	Wilkie

Absent and not voting:

Christensen	Froeschle	Ivesdal	Mr. Speaker
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So the resolution passed and the title was agreed to.

House Bill No. 910. A Bill for an Act to provide for the control of noxious weeds and for other purposes; and to repeal chapters 63-01 and 63-02 of the North Dakota Century Code, relating to destruction of noxious weeds generally and the noxious weed commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 69; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Jungroth	Schaffer
Bergman	Frank	Knudsen	Schoenwald
Bier	Gengler	Krenz	Shorma
Bloom	Gaspey	Kvasager	Staven
Borstad	Gudajtes	Larson	Stockman
Christensen	Harrison	Lundene	Streibel
Collette	Hertz	Montplaisir	Welder
Duncan	Hilleboe	Powers, Barnes	Wentz
Erickson,	Johnson,	Ruddy	Whittlesey
Mountrail	Barnes	Sanstead	Winge

Those voting in the negative were:

Anderson	Elkin	Loerch	Rundle
Backes	Erickson, Ward	Meschke	Rustan
Belquist	Ganser	Meyer	Shablow
Bilden	Gietzen	Miller	Skaar
Boustead	Giffey	Mueller	Solberg
Bowles	Gronhovd	Myhre	Stallman
Bowman	Hardmeyer	Obie	Stenhjem
Breum	Hauf	Olafson	Strand
Brown	Haugen	Olienyk	Tough
Bruner	Haugland	Olson	Tweten
Burk	Hickle	Opedahl	Unruh
Christopher	Hoffner	Poling	Vogel
Coles	Johnson, G. V.	Powers, Cass	Wagner
Connolly	Lang	Reimers	Wastvedt
Dahlen	Larsen	Rieger	Wilkie
Davis	Rivinius	Leer	Williamson

Dick Linderman Rosendahl Mr. Speaker
Dornacker

Absent and not voting:

Froeschle Ivesdal

So the bill was declared lost.

House Bill No. 813. A Bill for an Act to create and enact section 51-11-02.1 and to amend and reenact section 51-11-04 of the North Dakota Century Code, relating to fair trade.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 58; nays, 48; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Elkin	Larsen	Staven
Anderson	Erickson,	Loerch	Stenhjem
Backes	Mountrail	Lundene	Stockman
Bilden	Fossum	Mueller	Strand
Boustead	Frank	Obie	Streibel
Breum	Gengler	Olienyk	Unruh
Brown	Glaspay	Opedahl	Vogel
Christopher	Gudajtes	Powers, Cass	Wagner
Coles	Hardmeyer	Rieger	Wastvedt
Collette	Hauf	Rivinius	Welder
Connolly	Haugen	Rosendahl	Wentz
Davis	Haugland	Rustan	Whittlesey
Dick	Hilleboe	Schaffer	Williamson
Dornacker	Johnson, G. V.	Shorma	Mr. Speaker
Duncan	Knudsen	Skaar	

Those voting in the negative were:

Belquist	Gietzen	Larson	Reimers
Bergman	Giffey	Leer	Ruddy
Bier	Gronhovd	Linderman	Rundle
Bloom	Hertz	Meschke	Sanstead
Borstad	Hickle	Meyer	Schoenwald
Bowles	Hoffner	Miller	Shablow
Bowman	Johnson,	Montplaisir	Solberg
Bruner	Barnes	Myhre	Stallman
Burk	Jungroth	Olafson	Tough
Christensen	Krenz	Olson	Tweten
Dahlen	Kvasager	Poling	Wilkie
Erickson, Ward	Lang	Powers, Barnes	Winge
Ganser			

Absent and not voting:

Froeschle Harrison Ivesdal

So the bill passed and the title was agreed to.

House Bill No. 869. A Bill for an Act to amend and reenact section 6-08-24 of the North Dakota Century Code relating to retention of bank records and limitation of actions on accounts and claims.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow

Bier	Ganser	Lundene	Shorma
Bilden	Gengler	Meschke	Skaar
Bloom	Gietzen	Meyer	Solberg
Borstad	Giffey	Miller	Stallman
Boustead	Gronhovd	Montplaisir	Staven
Bowles	Gudajtes	Mueller	Stenhjem
Bowman	Hardmeyer	Myhre	Stockman
Breum	Harrison	Obie	Strand
Brown	Hauf	Olafson	Streibel
Bruner	Haugen	Olienyk	Tough
Burk	Haugland	Olson	Tweten
Christensen	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hilleboe	Powers, Barnes	Wagner
Collette	Hoffner	Powers, Cass	Wastvedt
Connolly	Johnson,	Reimers	Welder
Dahlen	Barnes	Rieger	Wentz
Davis	Johnson, G. V.	Rivinius	Whittlesey
Dick	Jungroth	Rosendahl	Wilkie
Dornacker	Knudsen	Ruddy	Williamson
Duncan	Krenz	Rundle	Winge
Elkin	Kvasager		Mr. Speaker

Absent and not voting:

Froeschle	Glaspey	Ivesdal	Loerch
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So the bill passed and the title was agreed to.

House Bill No. 525. A Bill for an Act making an appropriation for salaries and expenses of the governor's committee on employment of the physically handicapped.

Which had been read.

The question being on the final passage of the bill, Rep. Solberg moved that House Bill No. 525 be moved to the foot of the calendar, which motion prevailed.

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Which had been read.

The question being on the final passage of the bill, as amended, on page 492 of the House Journal, Rep. Solberg moved that House Bill No. 512 be placed at the foot of the calendar, which motion prevailed.

Chairman Brown, Rep. Ganser, and Rep. Staven asked to be excused from voting on House Bill No. 848.

Rep. Knudsen moved that all members be permitted to vote on House Bill No. 848, which motion prevailed.

House Bill No. 848. A Bill for an Act to amend and reenact section 36-05-03 of the North Dakota Century Code, relating to the licensing of livestock auction markets.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 554 of the House Journal, the roll was called and there were: ayes, 81; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Leer	Sanstead
Anderson	Frank	Linderman	Schaffer
Belquist	Ganser	Loerch	Schoenwald
Bergman	Giffey	Lundene	Shablow
Bier	Glaspey	Meyer	Shorma
Bilden	Gronhovd	Miller	Skaar

Borstad	Gudajtes	Mueller	Staven
Boustead	Hardmeyer	Myhre	Stenhjem
Bowman	Harrison	Obie	Stockman
Breum	Haugland	Olafson	Strand
Brown	Hickle	Olienyk	Streibel
Bruner	Hoffner	Olson	Tough
Christopher	Johnson,	Opedahl	Unruh
Coles	Barnes	Poling	Wagner
Connolly	Johnson, G. V.	Powers, Barnes	Wastvedt
Davis	Jungroth	Powers, Cass	Wentz
Dornacker	Knudsen	Reimers	Whittlesey
Duncan	Kvasager	Rieger	Wilkie
Erickson,	Lang	Rivinius	Williamson
Mountrail	Larsen	Ruddy	Mr. Speaker
Erickson, Ward	Larson	Rustan	

Those voting in the negative were:

Backes	Dick	Hertz	Stallman
Bloom	Elkin	Krenz	Tweten
Bowles	Gengler	Meschke	Vogel
Burk	Gietzen	Rosendahl	Welder
Christensen	Hauf	Rundle	Winge
Dahlen	Haugen	Solberg	

Absent and not voting:

Collette	Hilleboe	Ivesdal	Montplaisir
Froeschle			

So the bill passed and the title was agreed to.

House Bill No. 941. A Bill for an Act to create and enact section 61-21-66 of the North Dakota Century Code authorizing the use of a legal drain and providing for a punishment.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 554 of the House Journal, the roll was called and there were: ayes, 93; nays, 8; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Schaffer
Anderson	Fossum	Lang	Schoenwald
Backes	Frank	Larsen	Shorma
Bergman	Ganser	Larson	Skaar
Bier	Gengler	Leer	Solberg
Bilden	Gietzen	Linderman	Staven
Bloom	Giffey	Loerch	Stenhjem
Boustead	Glaspay	Lundene	Stockman
Bowman	Gronhovd	Miller	Strand
Breum	Gudajtes	Mueller	Streibel
Brown	Hardmeyer	Obie	Tough
Burk	Harrison	Olafson	Tweten
Christensen	Hauf	Olienyk	Unruh
Christopher	Haugen	Olson	Vogel
Coles	Haugland	Opedahl	Wagner
Connolly	Hertz	Poling	Wastvedt
Dahlen	Hickle	Powers, Barnes	Welder
Davis	Hoffner	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Whittlesey
Dornacker	Barnes	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Williamson
Elkin	Jungroth	Rosendahl	Winge
Erickson,	Knudsen	Rustan	Mr. Speaker
Mountrail	Krenz	Sanstead	

Those voting in the negative were:

Bowles	Meschke	Myhre	Shablow
Bruner	Meyer	Ruddy	Stallman

Absent and not voting:

Belquist	Collette	Hilleboe	Montplaisir
Borstad	Froeschle	Ivesdal	Rundle

So the bill passed and the title was agreed to.

House Bill No. 912. A Bill for an Act to amend and reenact Section 54-03-21 of the North Dakota Century Code.

Which had been read.

The question being on the final passage of the bill, as amended, page 556 of the House Journal and Rep. Hoffner moved that House Bill No. 912 be placed at the foot of the calendar, which motion prevailed.

House Resolution No. 3. A resolution concurring in the viewpoints of the president of the North Dakota Farmers Union, before and after President Johnson's farm message to Congress.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, page 556 of the House Journal, the roll was called and there were: ayes, 83; nays, 18; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Erickson,	Larson	Sanstead
Backes	Mountrail	Leer	Schaffer
Belquist	Erickson, Ward	Linderman	Schoenwald
Bergman	Fossum	Loerch	Shablow
Bier	Frank	Lundene	Shorma
Bloom	Gengler	Meschke	Skaar
Borstad	Gietzen	Meyer	Solberg
Boustead	Giffey	Miller	Stallman
Bowles	Glaspay	Mueller	Staven
Bowman	Gronhovd	Myhre	Stenhjem
Breum	Gudajtes	Obie	Stockman
Brown	Hardmeyer	Olafson	Strand
Bruner	Harrison	Olson	Streibel
Christensen	Hauf	Opédahl	Tweten
Christopher	Haugen	Poling	Vogel
Coles	Hertz	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Jungroth	Rieger	Wilkie
Dick	Knudsen	Rivinius	Williamson
Dornacker	Krenz	Rosendahl	Winge
Duncan	Kvasager	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Hickle	Larsen	Unruh
Bilden	Johnson,	Olienyk	Wagner
Davis	Barnes	Reimers	Welder
Elkin	Johnson, G. V.	Ruddy	Whittlesey
Ganser	Lang	Tough	

Absent and not voting:

Burk	Froeschle	Hilleboe	Montplaisir
Collette	Haugland	Ivesdal	Rundle

So the resolution passed and the title was agreed to.

House Bill No. 796. A Bill for an Act to create and enact Sections 43-12-33 and 43-12-34 relating to emergency care rendered by licensed and registered nurses at the scene of an emergency or in the event of a disaster, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 558 of the House Journal, the roll was called and there were: ayes, 104; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Larsen	Sanstead
Anderson	Mountrail	Larson	Schaffer
Backes	Erickson, Ward	Leer	Schoenwald
Belquist	Fossum	Linderman	Shablow
Bergman	Frank	Loerch	Shorma
Bier	Ganser	Lundene	Skaar
Bilden	Gengler	Meschke	Solberg
Bloom	Gietzen	Meyer	Stallman
Borstad	Giffey	Miller	Staven
Boustead	Glaspey	Mueller	Stenhjem
Bowles	Gronhovd	Myhre	Stockman
Bowman	Gudajtes	Obie	Strand
Breum	Hardmeyer	Olafson	Streibel
Brown	Harrison	Olienyk	Tough
Bruner	Hauf	Olson	Tweten
Burk	Haugen	Opedahl	Unruh
Christensen	Haugland	Poling	Vogel
Christopher	Hertz	Powers, Barnes	Wagner
Coles	Hickle	Powers, Cass	Wastvedt
Collette	Hoffner	Reimers	Welder
Connolly	Johnson,	Rieger	Wentz
Dahlen	Barnes	Rivinius	Whittlesey
Davis	Johnson, G. V.	Rosendahl	Wilkie
Dick	Knudsen	Ruddy	Williamson
Dornacker	Krenz	Rundle	Winge
Duncan	Kvasager	Rustan	Mr. Speaker
Elkin	Lang		

Those voting in the negative were:

Jungroth

Absent and not voting:

Froeschle	Hilleboe	Ivesdal	Montplaisir
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 804. A Bill for an Act to amend and reenact subsection 2 of section 39-06-23 of the North Dakota Century Code relating to the period of time revocation of driver's license shall be effective; subsection 5 of section 39-06-31 relating to mandatory revocation of operator's license upon conviction for driving a motor vehicle while under the influence of intoxicating liquor or a narcotic drug and to amend and reenact section 39-06-30 of the North Dakota Century Code relating to the meaning and effect of conviction in the administration of driver's license laws.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 559 of the House Journal, the roll was called and there were: ayes, 24; nays, 83; absent and not voting, 2.

Those voting in the affirmative were:

Bloom	Gudajtes	Miller	Rustan
Bowman	Johnson,	Myhre	Solberg
Breum	Barnes	Olafson	Staven
Christensen	Krenz	Opedahl	Tweten
Christopher	Larson	Poling	Vogel
Duncan	Lundene	Powers, Barnes	Winge
Glaspey			

Those voting in the negative were:

Aamoth	Erickson,	Knudsen	Sanstead
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Lang	Schoenwald
Belquist	Fossum	Larsen	Shablow
Bergman	Frank	Leer	Shorma
Bier	Ganser	Linderman	Skaar
Bilden	Gengler	Loerch	Stallman
Borstad	Gietzen	Meschke	Stenhjem
Boustead	Giffey	Meyer	Stockman
Bowles	Gronhovd	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olienyk	Unruh
Coles	Haugen	Olson	Wagner
Collette	Haugland	Powers, Cass	Wastvedt
Connolly	Hertz	Reimers	Welder
Dahlen	Hickle	Rieger	Wentz
Davis	Hilleboe	Rivinius	Whittlesey
Dick	Hoffner	Rosendahl	Wilkie
Dornacker	Johnson, G. V.	Ruddy	Williamson
Elkin	Jungroth	Rundle	Mr. Speaker

Absent and not voting:

Froeschle Ivesdal

So the bill was declared lost.

Rep. Giffey moved that the House recess until 9:00 a.m., February 17, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-THIRD DAY AFTER RECESS

Bismarck, February 17, 1965

The House reconvened at 9:00 a.m., pursuant to recess, with Speaker Link presiding.

Speaker Link announced that the House would be on the fourth order of business.

FOURTH ORDER OF BUSINESS

STATE OF NORTH DAKOTA

Executive Office

Bismarck

(SEAL)

William L. Guy
Governor

February 17, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

As of February 16, 1965, I signed House Bill No. 564.

This bill has been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

WLG:kh

FIRST READING OF SENATE BILLS AND A
SENATE CONCURRENT RESOLUTION

Senate Bill No. 55. A Bill for an Act to provide for the registration and regulation of interstate common, contract, and exempt commodities carriers, the payment of filing fees, the issuance of registration cards, the deposit of collections, cooperation with federal agencies, and providing a penalty.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 98. A Bill for an Act granting authority to the public service commission to require that railroads establish and maintain hold points for grain at designated locations.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 184. A Bill for an Act providing for the annexation and exclusion of unincorporated areas by municipal corporations, and repealing chapter 40-51 of the North Dakota Century Code.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 272. A Bill for an Act relating to responsibilities of the teaching profession; providing for a professional practices commission and for codes of ethics and standards, complaints, and reprimands; and to amend and reenact sections 15-36-15 and 15-36-16 of the North Dakota Century Code, relating to the revocation of teachers' certificates by the superintendent of public instruction.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 350. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code relating to maximum contract and interest rates.

Was read the first time and referred to the Committee on Industry and Business.

Senate Concurrent Resolution "S". A concurrent resolution urging the state highway department to include certain access roads of state parks in the state highway system.

Was read the first time and referred to the Committee on Transportation.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 618 (Re-Engrossed)
 House Bill No. 619
 House Bill No. 657
 House Bill No. 694
 House Bill No. 703
 House Bill No. 715
 House Bill No. 727
 House Bill No. 774
 House Bill No. 811
 House Bill No. 815 (Re-Engrossed)
 House Bill No. 822
 House Bill No. 845
 House Bill No. 866
 House Bill No. 894
 House Bill No. 897
 House Bill No. 898
 House Bill No. 922
 House Bill No. 924
 House Concurrent Resolution "R"
 House Concurrent Resolution "V"
 House Concurrent Resolution "X"

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 887. A Bill for an Act to amend and reenact sections 16-04-21, 16-07-04, 16-10-07, 16-10-08, 16-13-13, 16-13-14, 16-13-33, 16-17-08, 16-17-09, 16-17-10, 16-17-11, 16-17-15, and 16-17-16 of the North Dakota Century Code, relating to county and state political organization, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to filling party vacancies in the primary ballot.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 560 of the House Journal, the roll was called and there were: ayes, 50; nays, 56; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Fossum	Jungroth	Ruddy
Bergman	Froeschle	Larsen	Sanstead
Bier	Ganser	Larson	Schoenwald
Borstad	Gengler	Lundene	Shorma
Boustead	Gietzen	Meschke	Skaar
Christensen	Gudajtes	Montplaisir	Solberg
Dick	Harrison	Mueller	Stallman
Dornacker	Haugen	Olafson	Stockman
Duncan	Hertz	Olienyk	Streibel
Elkin	Hilleboe	Poling	Tough
Erickson,	Hoffner	Powers, Barne:	Wastvedt
Mountrail	Johnson,	Powers, Cass	Whittlesey
Erickson, Ward	Barnes	Reimers	Williamson

Those voting in the negative were:

Anderson	Connolly	Kvasager	Rustan
Backes	Dahlen	Lang	Schaffer
Belquist	Davis	Leer	Shablow
Bilden	Frank	Linderman	Staven
Bloom	Giffey	Loerch	Stenhjem
Bowles	Glaspey	Meyer	Strand
Bowman	Gronhovd	Miller	Tweten
Breum	Hardmeyer	Myhre	Unruh
Brown	Hauf	Obie	Vogel
Bruner	Haugland	Olson	Wagner
Burk	Hickle	Opedahl	Welder
Christopher	Johnson, G. V.	Rieger	Wilkie
Coles	Knudsen	Rosendahl	Winge
Collette	Krenz	Rundle	Mr. Speaker

Absent and not voting:

Ivesdal	Rivinius	Wentz
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So the bill was declared lost.

Rep. Brown: "Mr. Speaker, I have in my hand four yields which I would like to have printed in the House Journal."

Rep. Knudsen: "I yield to Rep. Fay Brown on House Bill No. 724."

Rep. Aamoth: "I yield to Rep. Fay Brown on House Bill No. 724."

Rep. Boustead: "I yield to Rep. Fay Brown on House Bill No. 724."

Rep. Wagner: "I yield to Rep. Brown on House Bill No. 724."

Rep. Brown:

"Mr. Speaker: I would ask to have my prepared remarks printed in the Journal.

At the outset, so there will be no misunderstanding or charges of personal interest: I own no stock in any public utility, nor am I a consumer user of Rural Electric-generated electricity. I am quite aware of the many Rural Electric Cooperative board members sitting in this chamber as legislators and also of the very capable and skilled attorneys, also members of this body, who also are retained as legal counsellors for R.E.A.'s.

The original intent of the public law creating Rural Electric service was one of the most beneficial laws ever enacted to serve mankind. It brought to rural inhabitants first electric energy, via low interest rates on appropriated funds out of the public treasury — and, if my memory serves me correctly, at the time of the passage of the R.E.A. Act, the Federal Government was borrowing money for about 1½% interest. In the ensuing years, Federal Government borrowing interest rates have increased to the present rate of about 3.78%. R.E.A. loans by the Government remain at 2%. Be that as it may, it appears that the 2% rate could still be justified IF R.E.A.'s had not departed from their proper purpose.

If I understand correctly, when an R.E.A. cooperative reaches a

break-even point, any excess revenue shall be redistributed to its patron members, by reduced rates or patronage dividends in cash.

I find that in many cases this requirement is being circumvented, by issuing patronage dividend certificates and placing the cash earnings into a capital reserve fund — which fund is being used to buy Government bonds and commercial stocks; financing various enterprises by interest-bearing loans; and, if you please, have expanded into operated and managed enterprises outside the field of generating electric power and service. I have been informed by an unimpeachable source that one locally-owned R.E.A. cooperative has the exclusive franchise on U. S. Steel prefabricated houses and buildings.

On the other side of the coin, there are those conscientious, loyal, and appreciative small locally-owned R.E.A. co-ops that adhere strictly to the original purpose and intent of the R.E.A. public law. It is because of these locally-owned co-ops and in defense of privately-owned public utilities that I speak in opposition to House Bill No. 724.

Always we will have those whose greed and hunger for power transcend the welfare of the good of the individual, such as King Midas, lover of gold — who became so greedy that when visited by the god and granted the fulfillment of one wish, wished that everything he touched would turn to gold. And so it happened. But, lo and behold, he touched his only daughter, and immediately she turned to solid gold. By one touch he destroyed that dearest to him, his own flesh and blood.

Not only will House Bill No. 724 strangle public utilities, but it will destroy the very thing that the Rural Electric Act created to serve user-owned cooperatives and will turn them into public utilities.

This bill would amend the law so as to prevent a private electric utility company from extending its system beyond the point to which it is now built unless the NEAREST cooperative or R.E.A. utility consented to the extension. Section 3 of the Bill, beginning at line 60, prevents the Public Service Commission of the State from issuing any certificate unless the "nearest" electric cooperative shall "consent in writing to such extension." By this provision, the elected Public Service Commission, representing the public, is without power to protect the public, but is subject to the direction of the electric cooperative.

With 90 days after this Act became effective, the private utilities would have to file a map of all its customers outside of a municipality, and this map would then limit its customers outside the municipality to those shown on the map. Thus the whole state of North Dakota would, by this bill, be divided up, with all the territory except the present part served by the private utility handed forever to the electric cooperative, whether they serve it now or not.

No consideration is given in this bill to the particular problems involved in each situation, or the desires of the people who live in the various areas. They would have no choice but to take electricity from the nearest cooperative, when the cooperative chose to serve them. The Public Service Commission has no power over the cooperatives at all, either as to rates and charges or type of service.

Electric cooperatives are now permitted to serve non-members up to a number equal to 20% of their membership. (Sec. 10-13-03, N.D.C.C., as amended in 1961.) If this bill is passed, cooperatives will become the only power suppliers available to most of the area of North Dakota, but without any regulation of rates or service by the Public Service Commission or anyone else. Power companies have been accused many times of being monopolies, but this creates

a monopoly by law of most of North Dakota in favor of the cooperatives, who claim they are not public utilities.

Section 6 of the bill, lines 130 to 132, provides that a cooperative 'shall not be deemed to be an electric public utility.' This clause is doubtless inserted to try to head off a court decision that because of what a cooperative does, it is a public utility whether it admits it or not. A number of courts have held that a cooperative has become in fact a public utility because of what it does and how it conducts its business. *Dairyland Power Co-op v. Brennan*, 82 N.W. Law 2d edit. 56, a 1957 Minnesota case.

The cooperatives say that this bill is a 'territorial integrity' bill. They say it is necessary to protect their service areas. But in fact it is questionable whether a cooperative has any service area at all when it claims it is not a public utility. If a cooperative claims to be the power supplier for any area and has the only right to service the public within such area, how can it claim that it is not a "public utility" and exempt from regulation by the Public Service Commission on behalf of the public? Whether or not an electric supplier is a public utility depends on the facts in the case, not a legislative declaration.

When the legislature is asked to enact a law for the particular benefit of a certain business — and the electric cooperatives are engaged in business — the legislative concern is whether or not the public rights are safeguarded. In the utility field the public is represented by the elected Public Service Commission, but here we are asked to handcuff the Public Service Commission and direct that it keep its hands off the cooperatives, whatever the facts of any situation might be in the future.

Electric cooperatives are given a favored tax treatment, and there is a reason for this when they are members only serving themselves; but if they are to become public power suppliers and given exclusive areas from which they can keep all other suppliers out, then what justification is there for the favored tax treatment? The end result will be the elimination of a part of the public utility tax base. There will no longer be the incentive to grow which has been responsible for the growth of business and the tax base.

The Federal law provides that loans at 2% will be made to electric cooperatives "for the furnishing of electric energy to persons in rural areas who are not receiving central station service" (Sec. 904, U.S.C.A., the Rural Electrification Act of 1936 as amended). This bill would, in effect, freeze most of the areas receiving central service and make it impossible for public utility companies to continue to grow and to furnish the electric energy we need for the attraction of industry.

There is no question that there is competition between the electric cooperatives and the public utilities; the proponents of this bill admit to that. If there is a need to regulate such competition in behalf of the public, then it should be regulated by the Public Service Commission; it is the only fair way to do it and the only way the public can be given any protection at all. To carve up the state and hand most of the area over for good to one of the electric suppliers is to eliminate any regulation on behalf of the consumer. He will then take the rates he gets and have no one to complain to, much less get any relief.

The only fair method of settling a dispute is to provide for a referee of some kind. This bill provides that one party to the dispute has the power of settling it without any referee; simple justice would recognize that this is wrong in principle. Such a bill as this may well turn out to be the worst thing that could happen for the electric cooperatives in North Dakota. This bill would take them far down the road toward being a public utility, whatever the bill says in Section 6. I do not believe the rank and file members of all

the electric cooperatives in North Dakota realize the extent of this bill or would be in favor of it if they did.

I ask you to run to page 4 of the Bill, line 70, and listen to this language: "or unless, upon hearing before the commission, called upon notice, it shall be shown that the service required cannot be provided by an electric cooperative corporation."

This language completely defeats the intended purpose of the bill.

Historically speaking, R.E.A.'s have been instrumental in the passage of legislation since 1937 expressly aimed at keeping them from being subject to the jurisdiction of the Public Service Commission.

The quoted section of this bill with reference to statutes in other states and decisions on district and supreme court levels will permit evidence tending to inquire into economic and feasible abilities of an R.E.A. to serve in a disputed area.

House Bill 724 does not give any set of standards or a basis upon which to rule in the event a public utility should offer to show that an R.E.A. cannot provide service in a disputed area. Therefore, it can be concluded that when the matter comes before the Public Service Commission and an offer is made on behalf of a public utility to show "inadequacy," the Commission can, in the exercise of its discretion and if forced to do so, require the R.E.A. to be examined as to rates, economic stability, and every other area of internal structure.

If this is the case, the R.E.A.'s will undoubtedly be completely subject, in all things, to the jurisdiction of the Public Service Commission.

One who ignores history is a fool. The history of the attitude of utilities shows that the one thing they would desire above all things would be to inquire into the internal workings of an R.E.A. Under the proper circumstances this can be done and predicated directly in House Bill 724.

We as legislators should concern ourselves with the good of all.

Life is a series of compromises for agreement and compatibility.

Men of sound mind and reason can and should live together.

There is a purpose for R.E.A.'s, and there is a purpose for public utilities.

Let us not be the instrument that would fulfill the wish of a King Midas.

As you prepare to vote on House Bill 724, remember these lines:

THE MAN IN THE GLASS

Anonymous

When you get what you want in your struggle for self
 And the world makes you king for a day,
 Just go to a mirror and look at yourself,
 And see what that man has to say.
 For it isn't your father or mother or wife
 Whose judgment upon you must pass;
 The fellow whose verdict counts most in your life
 Is the one staring back from the glass.

Some people may think you a straight-shootin' chum
 And call you a wonderful guy,
 But the man in the glass says you're only a bum
 If you can't look him straight in the eye.
 He's the fellow to please, never mind all the rest
 For he's with you clear up to the end,
 And you've passed your most dangerous, difficult test
 If the man in the glass is your friend.

You may fool the whole world down the pathway of years
 And get pats on the back as you pass,

But your final reward will be heartaches and tears
If you've cheated the man in the glass."

Rep. Lundene asked to be excused from voting on House Bill No. 724.

Rep. Staven moved that Rep. Lundene be permitted to vote on House Bill No. 724, which motion prevailed.

House Bill No. 724. A Bill for an Act to amend and reenact sections 49-03-01 and 49-03-05 of the North Dakota Century Code relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated areas.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 72; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Gengler	Kvasager	Rosendahl
Backes	Gietzen	Lang	Rundle
Belquist	Giffey	Larson	Rustan
Bergman	Glaspay	Leer	Sanstead
Bier	Gronhovd	Linderman	Schoenwald
Bloom	Gudajtes	Loerch	Shablow
Borstad	Hardmeyer	Lundene	Shorma
Bowles	Harrison	Meschke	Skaar
Bowman	Hauf	Meyer	Solberg
Breum	Haugen	Montplaisir	Stallman
Bruner	Haugland	Mueller	Staven
Burk	Hertz	Myhre	Stenhjem
Christensen	Hoffner	Olafson	Strand
Collette	Johnson,	Olson	Tough
Dahlen	Barnes	Poling	Vogel
Erickson,	Johnson, G. V.	Powers, Barnes	Wilkie
Mountrail	Jungroth	Powers, Cass	Williamson
Erickson, Ward	Krenz	Rieger	Winge
Frank			Mr. Speaker

Those voting in the negative were:

Aamoth	Dick	Larsen	Streibel
Bilden	Dornacker	Miller	Tweten
Boustead	Duncan	Obie	Unruh
Brown	Elkin	Olienyk	Wagner
Christopher	Fossum	Ruddy	Wastvedt
Coles	Froeschle	Schaffer	Welder
Connolly	Hickle	Stockman	Whittlesey
Davis	Knudsen		

Absent and not voting:

Ganser	Ivesdal	Reimers	Wentz
Hilleboe	Opedahl	Rivinius	

So the bill passed and the title was agreed to.

Rep. Dornacker:

"As Mayor of a city and a large user of R.E.A. and a customer, I feel that both are needed. In our city the power company is one of our largest taxpayers. Paying \$6,865.00 in 1963.

We need both R.E.A. — and Public Utilities — there is a place for both. I do not feel the legislature is the place to decide territory rights. This should be done in the Public Service Commission, in the same manner as territory disputes with the Railroads and Trucks.

Had this bill provided for such a provision, so we would not in cities be found with part of the people on one rate, the other on a

rate not protected by the Public Service Commission, I would have supported the bill, as written I must vote against the bill."

Rep. Knudsen:

"In no way do I want my negative vote on House Bill No. 724 to be construed as any opposition to the humanitarian service rendered by R.E.A. cooperatives. My main concern is that the giants of R.E.A., a generating organization, are completely ignoring the original purpose of the R.E.A. "member-user" and the entity of the locally-owned cooperative utilities. I would certainly never be a part of denying rural America electric service. Neither would I be a part of the strangulation, by discriminatory legislation, to prohibiting the exercise of free and competitive enterprise."

House Bill 726. A Bill for an Act to amend and reenact sections 10-13-01 and 10-13-04 relating to purposes of electric co-operatives and members of electric co-operatives.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 71; nays, 32; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Schoenwald
Backes	Frank	Lang	Shablow
Belquist	Gengler	Larson	Shorma
Bergman	Gietzen	Leer	Skaar
Bier	Giffey	Linderman	Solberg
Bloom	Glaspay	Loerch	Stallman
Borstad	Gronhovd	Lundene	Staven
Bowles	Gudajtes	Meschke	Stenhjem
Breum	Hardmeyer	Meyer	Stockman
Bruner	Harrison	Montplaisir	Strand
Burk	Hauf	Mueller	Tough
Christensen	Haugen	Myhre	Vogel
Collette	Haugland	Olafson	Wastvedt
Dahlen	Hertz	Olson	Wilkie
Dick	Hickle	Opedahl	Williamson
Dornacker	Hoffner	Powers, Cass	Winge
Duncan	Jungroth	Rieger	Mr. Speaker
Erickson,	Krenz	Rosendahl	
Mountrail			

Those voting in the negative were:

Aamoth	Elkin	Larsen	Sanstead
Bilden	Fossum	Miller	Schaffer
Boustead	Froeschle	Obie	Streibel
Bowman	Hilleboe	Olienyk	Tweten
Brown	Johnson,	Powers, Barnes	Unruh
Christopher	Barnes	Reimers	Wagner
Coles	Johnson, G. V.	Ruddy	Welder
Connolly	Knudsen	Rundle	Whittlesey
Davis			

Absent and not voting:

Ganser	Poling	Rustan	Wentz
Ivesdal	Rivinius		

So the bill passed and the title was agreed to.

Rep. Giffey moved that House Bill No. 727 be placed at the head of the calender, which motion prevailed.

House Bill No. 727. A Bill for an Act relating to powers of the public service commission to fix special rates, and to amend and reenact section 49-02-15 of the North Dakota Century Code relating to penalties for excessive or discriminatory charges and for reparations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 609 of the House Journal, the roll was called and there were: ayes, 69; nays, 36; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gengler	Larson	Ruddy
Backes	Gietzen	Leer	Rustan
Belquist	Giffey	Linderman	Sanstead
Bergman	Glasphey	Loerch	Schoenwald
Bier	Gronhovd	Lundene	Shablow
Bloom	Hardmeyer	Meschke	Shorma
Borstad	Harrison	Meyer	Skaar
Bowles	Hauf	Montplaisir	Solberg
Breum	Haugen	Mueller	Stallman
Bruner	Haugland	Myhre	Staven
Burk	Hertz	Olafson	Strand
Christensen	Hickle	Olson	Tough
Collette	Hoffner	Opedahl	Vogel
Dahlen	Jungroth	Poling	Wilkie
Erickson,	Knudsen	Powers, Cass	Williamson
Mountrail	Krenz	Rieger	Winge
Erickson, Ward	Kvasager	Rosendahl	Mr. Speaker
Frank	Lang		

Those voting in the negative were:

Aamoth	Dornacker	Johnson, G. V.	Stenhjem
Bilden	Duncan	Larsen	Stockman
Boustead	Elkin	Miller	Streibel
Bowman	Fossum	Obie	Tweten
Brown	Froeschle	Olienyk	Unruh
Christopher	Ganser	Powers, Barnes	Wagner
Coles	Gudajtes	Reimers	Welder
Connolly	Hilleboe	Rundle	Whittlesey
Davis	Johnson,	Schaffer	
Dick	Barnes		

Absent and not voting:

Ivesdal	Rivinius	Wastvedt	Wentz
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So the bill passed and the title was agreed to.

House Bill No. 728. A Bill for an Act to create and enact subsections 24, 25, 26, and 27 of section 4-09-01, and sections 4-09-25, 4-09-26, and 4-09-27; and to amend and reenact section 4-09-21 of the North Dakota Century Code, relating to licensing, bonding, and regulation of seed dealers.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 70; nays, 33; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Skaar
Bier	Fossum	Kvasager	Solberg
Bloom	Frank	Larsen	Staven
Borstad	Froeschle	Leer	Stenhjem
Boustead	Ganser	Linderman	Stockman
Bowman	Gengler	Loerch	Strand
Breum	Gietzen	Meyer	Streibel
Brown	Hardmeyer	Miller	Tough
Christensen	Harrison	Montplaisir	Tweten
Coles	Haugland	Mueller	Unruh
Collette	Hertz	Obie	Wagner
Connolly	Hickle	Olienyk	Welder
Davis	Hilleboe	Powers, Barnes	Wentz
Dick	Johnson,	Powers, Cass	Whittlesey
Dornacker	Barnes	Reimers	Wilkie

Duncan	Johnson, G. V.	Rundle	Winge
Elkin	Jungroth	Sanstead	Mr. Speaker
Erickson,	Knudsen	Schaffer	
Mountrail			

Those voting in the negative were:

Anderson	Giffey	Meschke	Ruddy
Backes	Gronhovd	Myhre	Rustan
Belquist	Hauf	Olafson	Schoenwald
Bergman	Haugen	Olson	Shablow
Bilden	Hoffner	Opedahl	Shorma
Bowles	Ivesdal	Poling	Stallman
Bruner	Larson	Rieger	Vogel
Burk	Lundene	Rosendahl	Wastvedt
Dahlen			

Absent and not voting:

Christopher	Gudajtes	Rivinius	Williamson
Glaspey	Lang		

So the bill passed and the title was agreed to.

House Bill No. 832. A Bill for an Act to amend and reenact subsection 3 of section 20-11-01 of the North Dakota Century Code, relating to the period of lease for game refuges on private land.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Strand
Breum	Hardmeyer	Mueller	Streibel
Brown	Harrison	Myhre	Tough
Bruner	Hauf	Obie	Tweten
Burk	Haugen	Olafson	Unruh
Christensen	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Knudsen	Rundle	

Absent and not voting:

Christopher	Lang	Rivinius	Stockman
Gudajtes			

So the bill passed and the title was agreed to.

House Bill No. 914. A Bill for an Act to establish the North Dakota heritage commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Mueller	Strand
Breum	Hardmeyer	Myhre	Streibel
Brown	Harrison	Obie	Tough
Bruner	Hauf	Olafson	Tweten
Burk	Haugen	Olienyk	Unruh
Christensen	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rosendahl	Williamson
Duncan	Johnson, G. V.	Ruddy	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen		

Absent and not voting:

Christopher	Lang	Rivinius	Stockman
Gudajtes	Montplaisir		

So the bill passed and the title was agreed to.

House Concurrent Resolution "W". A concurrent resolution endorsing, supporting and urging the construction of the proposed Pipestem Creek dam and reservoir project near Jamestown, North Dakota, and commending the U. S. Army Corps of Engineers.

Which had been read.

The question being on the final passage of the resolution, the question was put and the resolution declared adopted.

House Concurrent Resolution "Z". A concurrent resolution for the amendment of sections 183 and 184 of the Constitution of the state of North Dakota, relating to the limit on the amount of indebtedness that may be incurred by any county, township, city, town, school district or any other political subdivision and to the payment of the interest and principal of any such indebtedness.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 93; nays, 7; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Froeschle	Larson	Sanstead
Backes	Gengler	Leer	Schaffer
Belquist	Gietzen	Linderman	Schoenwald
Bergman	Giffey	Loerch	Shablow
Bloom	Glaspey	Lundene	Shorma
Borstad	Gronhovd	Meschke	Skaar
Boustead	Hardmeyer	Meyer	Solberg

Bowles	Harrison	Miller	Stallman
Bowman	Hauf	Mueller	Staven
Breum	Haugen	Myhre	Stenhjem
Brown	Haugland	Obie	Strand
Bruner	Hertz	Olafson	Streibel
Burk	Hickle	Olienyk	Tweten
Coles	Hoffner	Olson	Unruh
Collette	Ivesdal	Opedahl	Vogel
Dahlen	Johnson,	Poling	Wagner
Dick	Barnes	Powers, Barnes	Wastvedt
Dornacker	Johnson, G. V.	Powers, Cass	Wentz
Duncan	Jungroth	Reimers	Whittlesey
Erickson,	Knudsen	Rieger	Wilkie
Mountrail	Krenz	Rosendahl	Williamson
Erickson, Ward	Kvasager	Ruddy	Winge
Fossum	Lang	Rundle	Mr. Speaker
Frank	Larsen	Rustan	

Those voting in the negative were:

Aamoth	Bilden	Elkin	Welder
Bier	Connolly	Ganser	

Absent and not voting:

Christensen	Gudajtes	Montplaisir	Stockman
Christopher	Hilleboe	Rivinius	Tough
Davis			

So the resolution passed and the title was agreed to.

House Bill No. 896. A Bill for an Act to amend and reenact section 65-01-12 of the North Dakota Century Code, relating to State's Attorneys representing the Workmen's Compensation Bureau. Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes: 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer
Belquist	Frank	Larsen	Schoenwald
Bergman	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Mueller	Stenhjem
Bowman	Hardmeyer	Myhre	Stockman
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olafson	Strand
Bruner	Haugen	Olienyk	Tweten
Burk	Haugland	Olson	Unruh
Coles	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Johnson, G. V.	Rosendahl	Wilkie
Duncan	Jungroth	Ruddy	Williamson
Elkin	Knudsen	Rundle	Winge
Erickson,	Krenz	Rustan	Mr. Speaker
Mountrail			

Absent and not voting:

Backes	Gudajtes	Miller	Rivinius
Christensen	Hilleboe	Montplaisir	Tough
Christopher	Meschke		

So the bill passed and the title was agreed to.

House Bill No. 708. A Bill for an Act to provide for a state grain inspection division within the state seed department and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 59; nays, 46; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gengler	Leer	Rustan
Backes	Gietzen	Linderman	Sanstead
Belquist	Giffey	Loerch	Schoenwald
Bergman	Gaspey	Lundene	Shablow
Bloom	Gronhovd	Meschke	Shorma
Borstad	Hardmeyer	Meyer	Skaar
Bowles	Harrison	Montplaisir	Solberg
Breum	Hauf	Myhre	Stallman
Bruner	Haugen	Olafson	Staven
Burk	Hertz	Olson	Strand
Collette	Hoffner	Opedahl	Vogel
Dahlen	Ivesdal	Poling	Wilkie
Erickson,	Krenz	Powers, Cass	Williamson
Mountrail	Kvasager	Rieger	Winge
Erickson, Ward	Larson	Rosendahl	Mr. Speaker

Those voting in the negative were:

Aamoth	Elkin	Knudsen	Stenhjem
Bier	Fossum	Lang	Stockman
Bilden	Frank	Larsen	Streibel
Boustead	Froeschle	Miller	Tough
Bowman	Ganser	Mueller	Tweten
Brown	Haugland	Obie	Unruh
Coles	Hickle	Olienyk	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Davis	Johnson,	Reimers	Welder
Dick	Barnes	Ruddy	Wentz
Dornacker	Johnson, G. V.	Rundle	Whittlesey
Duncan	Jungroth	Schaffer	

Absent and not voting:

Christensen	Christopher	Gudajtes	Rivinius
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So the bill passed and the title was agreed to, and the emergency clause lost.

Rep. Wilkie moved that the vote by which House Bill No. 708 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 797. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 and section 34-12-08 of the 1963 Supplement to the North Dakota Century Code relating to labor management relations and to qualify the state or political subdivision as an employer within the meaning of the Act; and empowering the commissioner of agriculture and labor to provide for the reinstatement of employees with or without back pay and to repeal chapter 34-10 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 56; nays, 42; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gietzen	Leer	Rustan
Backes	Giffey	Linderman	Sanstead
Belquist	Gronhovd	Lundene	Schoenwald
Bloom	Hardmeyer	Meschke	Shorma
Borstad	Harrison	Meyer	Skaar

Breum	Hauf	Montplaisir	Solberg
Bruner	Haugen	Myhre	Stallman
Collette	Haugland	Obie	Staven
Dahlen	Hertz	Olson	Stockman
Erickson,	Hoffner	Opedahl	Vogel
Mountrail	Ivesdal	Poling	Wilkie
Erickson, Ward	Jungroth	Powers, Cass	Williamson
Ganser	Krenz	Rieger	Winge
Gengler	Kvasager	Ruddy	Mr. Speaker
	Larson		

Those voting in the negative were:

Aamoth	Dornacker	Knudsen	Shablow
Bier	Duncan	Lang	Stenhjem
Bilden	Elkin	Larsen	Streibel
Boustead	Fossum	Miller	Tough
Bowman	Frank	Mueller	Tweten
Brown	Froeschle	Olafson	Unruh
Burk	Hickle	Olienyk	Wagner
Coles	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Johnson,	Rundle	Welder
Davis	Barnes	Schaffer	Wentz
Dick	Johnson, G.V.		Whittlesey

Absent and not voting:

Bergman	Christopher	Loerch	Rosendahl
Bowles	Gaspey	Reimers	Strand
Christensen	Gudajtes	Rivinius	

So the bill passed and the title was agreed to.

Rep. Schoenwald 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.

Rep. Giffey moved that the House stand at ease, subject to the call of the Chair.

The House reconvened at the Call of the Chair.

Speaker Link announced that the House would be on the tenth order of business.

Rep. Hertz moved that House Bill No. 753 be placed five places down on the calendar, which motion prevailed.

Rep. Sanstead moved that House Bill No. 800 be placed at the foot of the calendar, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 16, 1965

Mr. President: I have the honor to transmit:

House Bill No. 641 - 717
 House Bill No. 749 - 762
 House Bill No. 766 - 771
 House Bill No. 776 - 779
 House Bill No. 794 - 819
 House Bill No. 834 - 877
 House Bill No. 913 - 921

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 17, 1965

Mr. President: I have the honor to transmit:

House Bill No. 501 - 690 - 705
 House Bill No. 708 - 709 - 724
 House Bill No. 726 - 727 - 728

House Bill No. 763 - 780 - 796
 House Bill No. 797 - 813 - 832
 House Bill No. 848 - 869 - 889
 House Bill No. 893 - 896 - 914
 House Bill No. 916 - 941
 House Concurrent Resolution "K" "M" "N"
 House Concurrent Resolution "W" "Z"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 17, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3 - 93 - 135
 Senate Bill No. 168 - 194 - 200
 Senate Bill No. 299 - 307 - 314
 Senate Bill No. 317 - 318 - 347
 Senate Bill No. 348
 Senate Concurrent Resolution "L"
 Senate Concurrent Resolution "Y"
 Senate Concurrent Resolution "U"
 Senate Concurrent Resolution "CC"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS AND
 HOUSE CONCURRENT RESOLUTIONS

House Bill No. 935. A Bill for an Act to amend and reenact sections 38-08-01, 38-08-02, and 38-08-04.1 of the North Dakota Century Code relating to the declaration of policy, authorizing the establishment of an oil and gas commission, terms of office of members, redefining the term "Commission", and in addition thereto providing for compensation and expenses of the commission, and to authorize the employment and expenses of such persons as the commission deems necessary and including an appropriation therefor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 59; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Erickson,	Hoffner	Rieger
Backes	Mountrail	Ivesdal	Rosendahl
Belquist	Gengler	Jungroth	Shablow
Bergman	Gietzen	Leer	Skaar
Bloom	Giffey	Linderman	Solberg
Borstad	Glaspey	Lundene	Stallman
Bowles	Gronhovd	Meyer	Stockman
Breum	Hardmeyer	Myhre	Strand
Bruner	Harrison	Olson	Vogel
Burk	Hauf	Opedahl	Whittlesey
Christensen	Haugen	Poling	Wilkie
Dahlen	Hertz	Powers, Cass	Mr. Speaker

Those voting in the negative were:

Aamoth	Frank	Larson	Schaffer
Bier	Froeschle	Loerch	Schoenwald
Bilden	Ganser	Meschke	Shorma
Boustead	Gudajtes	Miller	Staven
Bowman	Haugland	Montplaisir	Stenhjem

Brown	Hickle	Mueller	Streibel
Christopher	Hilleboe	Obie	Tough
Collette	Johnson,	Olafson	Tweten
Connolly	Barnes	Olienyk	Unruh
Davis	Johnson, G.V.	Powers, Barnes	Wagner
Dick	Knudsen	Reimers	Wastvedt
Dornacker	Krenz	Ruddy	Welder
Duncan	Kvasager	Rundle	Williamson
Elkin	Lang	Rustan	Winge
Erickson, Ward	Larsen	Sanstead	
Fossum			

Absent and not voting:

Coles	Rivinius	Wentz
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So the bill was declared lost.

Rep. Obie moved that the vote by which House Bill No. 935 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "O-1". A concurrent resolution urging participation in the construction of the State Heritage Center by citizens, business firms, and school children.

Which had been read.

The question being on the final passage of the concurrent resolution, the question was put and the resolution was declared adopted.

House Bill No. 932. A Bill for an Act to amend and reenact subsection 3 of section 49-18-02 of the North Dakota Century Code, relating to exemptions to farmers and associations of farmers hauling their own goods and providing for a clarification of those exempted.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 566 of the House Journal, the roll was called and there were: ayes, 24; nays, 82; absent and not voting, 3.

Those voting in the affirmative were:

Bergman	Duncan	Loerch	Schoenwald
Bowman	Gengler	Lundene	Shorma
Breum	Glaspey	Olafson	Staven
Christopher	Gudajtes	Poling	Tweten
Coles	Hertz	Ruddy	Unruh
Dahlen	Ivesdal	Schaffer	Wilkie

Those voting in the negative were:

Aamoth	Erickson, Ward	Krenz	Rosendahl
Anderson	Fossum	Kvasager	Rundle
Backes	Frank	Lang	Rustan
Bier	Froeschle	Larsen	Sanstead
Bilden	Ganser	Larson	Shablow
Bloom	Gietzen	Leer	Skaar
Borstad	Giffey	Linderman	Stallman
Boustead	Gronhovd	Meschke	Stenhjem
Bowles	Hardmeyer	Meyer	Stockman
Brown	Harrison	Miller	Strand
Bruner	Hauf	Montplaisir	Streibel
Burk	Haugen	Mueller	Tough
Christensen	Haugland	Myhre	Vogel
Collette	Hickle	Obie	Wagner
Connolly	Hilleboe	Olienyk	Wastvedt
Davis	Hoffner	Olson	Welder
Dick	Johnson,	Opedahl	Wentz
Dornacker	Barnes	Powers, Barnes	Whittlesey
Elkin	Johnson, G.V.	Powers, Cass	Williamson

Erickson,	Jungroth	Reimers	Winge
Mountrail	Knudsen	Rieger	Mr. Speaker
Absent and not voting:			
Belquist	Rivinius	Solberg	

So the bill was declared lost.

Rep. Ganser moved that the vote by which House Bill No. 932 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 942. A Bill for an Act to amend and reenact sections 15-22-21 and 15-22-22 of the 1963 Supplement to the North Dakota Century Code, relating to the mandatory dissolution and annexation of school districts, notice of hearings, and effective dates of orders.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 567 of the House Journal, the roll was called and there were: ayes, 94; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Ganser	Lang	Rustan
Anderson	Gengler	Larsen	Sanstead
Bergman	Gietzen	Larson	Schaffer
Bier	Giffey	Leer	Schoenwald
Bloom	Glaspey	Loerch	Shorma
Boustead	Gronhovd	Lundene	Skaar
Bowman	Gudajtes	Meschke	Solberg
Breum	Hardmeyer	Meyer	Stallman
Brown	Harrison	Miller	Staven
Bruner	Hauf	Montplaisir	Stockman
Burk	Haugen	Mueller	Strand
Christensen	Haugland	Myhre	Streibel
Christopher	Hertz	Obie	Tough
Coles	Hickle	Olafson	Tweten
Collette	Hilleboe	Olienyk	Unruh
Davis	Hoffner	Olson	Vogel
Dick	Ivesdal	Opedahl	Wagner
Duncan	Johnson,	Poling	Welder
Erickson,	Barnes	Powers, Barnes	Wentz
Mountrail	Johnson, G. V.	Powers, Cass	Whittlesey
Erickson, Ward	Jungroth	Reimers	Wilkie
Fossum	Knudsen	Rosendahl	Williamson
Frank	Krenz	Ruddy	Winge
Froeschle	Kvasager	Rundle	Mr. Speaker

Those voting in the negative were:

Bilden	Connolly	Dornacker	Shablow
Borstad	Dahlen	Rieger	Wastvedt
Bowles			

Absent and not voting:

Backes	Elkin	Rivinius	Stenhjem
Belquist	Linderman		

So the bill passed and the title was agreed to.

Rep. Hertz moved that the rules be suspended and he be allowed to amend House Bill No. 753 as follows:

In line 209 of the bill, delete the word "a" at the end of the line and insert in lieu thereof the following language "out of any moneys in the general fund in the state treasury, not otherwise appropriated the"

Which motion prevailed.

Rep. Hertz moved that the rules be suspended and House Bill No. 753 be considered properly re-engrossed and placed on second reading and final passage, which motion prevailed.

House Bill No. 753. A Bill for an Act to create and enact sections 34-05-01.1, 34-05-01.2, and 34-05-01.3, of the North Dakota Century Code, providing for a North Dakota department of labor and to prescribe the duties and organization thereof; to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, and subsection 7 of section 34-12-01 of the North Dakota Century Code, relating to the definition of commissioner; and to repeal section 34-05-02 and chapter 34-10 of the North Dakota Century Code, relating to the labor division of the department of agriculture and labor and the settlement of labor disputes, and providing an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on second reading, the roll was called and there were: ayes, 70; nays, 37; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Giffey	Linderman	Sanstead
Backes	Glaspey	Loerch	Schoenwald
Belquist	Gronhovd	Lundene	Shablow
Bergman	Gudajtes	Meschke	Shorma
Bloom	Hardmeyer	Meyer	Skaar
Borstad	Harrison	Montplaisir	Solberg
Bowles	Hauf	Myhre	Stallman
Breum	Haugen	Obie	Staven
Bruner	Haugland	Olafson	Stenhjem
Burk	Hertz	Olson	Stockman
Christensen	Hilleboe	Opedahl	Strand
Collette	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Erickson,	Jungroth	Rieger	Wilkie
Mountrail	Krenz	Rosendahl	Williamson
Erickson, Ward	Kvasager	Ruddy	Winge
Gengler	Larson	Rundle	Mr. Speaker
Gietzen	Leer	Rustan	

Those voting in the negative were:

Aamoth	Dick	Johnson, G.V.	Schaffer
Bier	Dornacker	Knudsen	Streibel
Bilden	Duncan	Lang	Tough
Boustead	Elkin	Larsen	Tweten
Bowman	Fossum	Miller	Unruh
Brown	Frank	Mueller	Wagner
Christopher	Froeschle	Olienyk	Wastvedt
Coles	Ganser	Powers, Barnes	Welder
Connolly	Johnson,	Reimers	Wentz
Davis	Barnes		

Absent and not voting:

Hickle Rivinius

So the bill passed and the title was agreed to.

House Concurrent Resolution "B-1". A concurrent resolution providing for the amendment of section 121 of the Constitution of the state of North Dakota, relating to the elective franchise.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended on page 569 of the House Journal, the roll was called and there were: ayes, 74; nays, 31; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Duncan	Krenz	Rundle
Backes	Erickson, Ward	Larsen	Rustan

Belquist	Fossum	Leer	Sanstead
Bergman	Froeschle	Loerch	Schoenwald
Bier	Giffey	Lundene	Solberg
Bloom	Hardmeyer	Meschke	Staven
Borstad	Harrison	Meyer	Stenhjem
Boustead	Hauf	Miller	Strand
Bowles	Haugland	Montplaisir	Streibel
Breum	Hertz	Mueller	Tough
Brown	Hickle	Myhre	Tweten
Bruner	Hilleboe	Obie	Unruh
Christensen	Hoffner	Olafson	Vogel
Christopher	Ivesdal	Opedahl	Wagner
Coles	Johnson,	Powers, Barnes	Wastvedt
Connolly	Barnes	Powers, Cass	Wentz
Davis	Johnson, G. V.	Rieger	Williamson
Dick	Jungroth	Rosendahl	Mr. Speaker
Dornacker	Knudsen	Ruddy	

Those voting in the negative were:

Aamoth	Frank	Lang	Shorma
Bilden	Ganser	Larson	Skaar
Bowman	Gengler	Linderman	Stallman
Collette	Gietzen	Olienyk	Stockman
Dahlen	Glaspey	Poling	Welder
Elkin	Gronhovd	Reimers	Whittlesey
Erickson,	Gudajtes	Schaffer	Wilkie
Mountrail	Haugen	Shablow	Winge

Absent and not voting:

Burk	Kvasager	Olson	Rivinius
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So the resolution passed and the title was agreed to.

House Bill No. 873. A Bill for an Act providing for the tenure of career employees of the various state agencies and departments; and providing for settlement of employee grievances.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 569 of the House Journal, the roll was called and there were: ayes, 94; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Sanstead
Backes	Frank	Lang	Schaffer
Belquist	Ganser	Larson	Schoenwald
Bergman	Gengler	Leer	Shablow
Bier	Gietzen	Linderman	Shorma
Bilden	Giffey	Loerch	Skaar
Bloom	Glaspey	Lundene	Solberg
Borstad	Gronhovd	Meschke	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Montplaisir	Stockman
Breum	Hauf	Mueller	Strand
Bruner	Haugen	Myhre	Tough
Burk	Haugland	Obie	Tweten
Christensen	Hertz	Olafson	Unruh
Christopher	Hickle	Olienyk	Vogel
Coles	Hilleboe	Opedahl	Wastvedt
Collette	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Dick	Johnson,	Powers, Cass	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
Erickson,	Knudsen	Rustan	
Mountrail			

Those voting in the negative were:

Aamoth	Fossum	Reimers	Wagner
Brown	Froeschle	Streibel	Welder
Connolly			

Absent and not voting:

Davis	Larsen	Rivinius	Rundle
Kvasager	Olson		

So the bill passed and the title was agreed to.

House Bill No. 918. A Bill for an Act to prohibit unjust discrimination in employment because of age, and providing for a penalty.

Which had been read.

ROLL CALL .

The question being on the final passage of the bill, as amended, on page 570 of the House Journal, the roll was called and there were: ayes, 64; nays, 42; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Glaspey	Leer	Sanstead
Belquist	Gronhovd	Linderman	Schaffer
Bergman	Gudajtes	Loerch	Schoenwald
Bloom	Hardmeyer	Lundene	Shablow
Borstad	Harrison	Meyer	Solberg
Boustead	Hauf	Montplaisir	Stallman
Breum	Haugland	Mueller	Staven
Burk	Hertz	Myhre	Stenhjem
Christensen	Hilleboe	Obie	Stockman
Coles	Hoffner	Olson	Strand
Collette	Ivesdal	Poling	Tough
Dahlen	Jungroth	Powers, Barnes	Tweten
Erickson, Ward	Knudsen	Powers, Cass	Wilkie
Gengler	Krenz	Rieger	Williamson
Gietzen	Kvasager	Ruddy	Winge
Giffey	Larson	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Dick	Hickle	Rundle
Anderson	Dornacker	Johnson,	Shorma
Bier	Duncan	Barnes	Skaar
Bilden	Elkin	Lang	Streibel
Bowles	Erickson,	Larsen	Unruh
Bowman	Mountrail	Miller	Vogel
Brown	Fossum	Olafson	Wagner
Bruner	Frank	Olienyk	Wastvedt
Christopher	Froeschle	Opedahl	Welder
Connolly	Ganser	Reimers	Wentz
Davis	Haugen	Rosendahl	Whittlesey

Absent and not voting:

Johnson, G.V.	Meschke	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 789. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to the taxation of projects under the Municipal Industrial Development Act.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 570 of the House Journal, the roll was called and there were: ayes, 99; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rustan
Anderson	Mountrail	Krenz	Sanstead
Backes	Erickson, Ward	Kvasager	Schaffer
Belquist	Frank	Lang	Schoenwald

Bergman	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Gudajtes	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Burk	Harrison	Obie	Streibel
Christensen	Hauf	Olafson	Tough
Christopher	Haugen	Olienyk	Tweten
Coles	Haugland	Olson	Unruh
Collette	Hertz	Opedahl	Vogel
Connolly	Hickle	Poling	Wagner
Dahlen	Hilleboe	Powers, Barnes	Wastvedt
Davis	Hoffner	Powers, Cass	Wentz
Dick	Ivesdal	Rieger	Whittlesey
Dornacker	Johnson,	Rosendahl	Williamson
Duncan	Barnes	Ruddy	Winge
Elkin	Johnson, G.V.	Rundle	Mr. Speaker
	Jungroth		

Those voting in the negative were:

Brown	Fossum	Welder	Wilkie
Bruner			

Absent and not voting:

Larsen	Meschke	Reimers	Rivinius
Linderman			

So the bill passed and the title was agreed to.

House Bill No. 854. A Bill for an Act to limit the scope of any sales assessment ratio study which may be made, and to provide an effective date for use of it for determination of state payments to county equalization funds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 571 of the House Journal, the roll was called and there were: ayes, 95; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Frank	Kvasager	Schaffer
Backes	Froeschle	Lang	Schoenwald
Bergman	Ganser	Larson	Shablow
Bier	Gengler	Leer	Shorma
Bilden	Gietzen	Linderman	Skaar
Bloom	Giffey	Loerch	Solberg
Borstad	Glaspey	Lundene	Stallman
Boustead	Gronhovd	Meschke	Staven
Bowles	Gudajtes	Meyer	Stenhjem
Bowman	Hardmeyer	Miller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Powers, Barnes	Wagner
Dahlen	Ivesdal	Powers, Cass	Wastvedt
Dornacker	Johnson,	Reimers	Welder
Duncan	Barnes	Rosendahl	Whittlesey
Elkin	Johnson, G.V.	Ruddy	Wilkie
Erickson,	Jungroth	Rundle	Williamson
Mountrail	Knudsen	Rustan	Winge

Erickson, Ward	Krenz	Sanstead	Mr. Speaker
Fossum			

Those voting in the negative were:

Aamoth	Davis	Hickle	Wentz
Connolly	Dick	Rieger	

Absent and not voting:

Belquist	Larsen	Mueller	Rivinius
Coles	Montplaisir	Poling	

So the bill passed and the title was agreed to.

A fifteen minute recess was taken at this time.

Rep. Giffey moved that House Bill No. 698 be moved to the bottom of the calendar, which motion prevailed.

House Bill No. 883. A Bill for an Act to amend and reenact sections 47-24-01, 47-24-02, 47-24-03, 47-24-04 and 47-24-06 of the North Dakota Century Code, to bring savings and loan and building and loan associations within the provisions of the North Dakota Uniform Gifts to Minors Act.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 572 of the House Journal, the roll was called and there were: ayes, 99; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Krenz	Sanstead
Anderson	Frank	Kvasager	Schaffer
Belquist	Froeschle	Lang	Shablow
Bergman	Ganser	Larsen	Shorma
Bier	Gengler	Larson	Skaar
Bilden	Gietzen	Leer	Solberg
Bloom	Giffey	Loerch	Stallman
Boustead	Glaspey	Lundene	Staven
Bowles	Gronhovd	Meschke	Stenhjem
Bowman	Gudajtes	Meyer	Stockman
Breum	Hardmeyer	Miller	Strand
Brown	Harrison	Montplaisir	Streibel
Bruner	Hauf	Mueller	Tough
Burk	Haugen	Myhre	Tweten
Christensen	Haugland	Obie	Unruh
Christopher	Hertz	Olafson	Vogel
Coles	Hickle	Olienyk	Wagner
Collette	Hilleboe	Olson	Wastvedt
Connolly	Hoffner	Opedahl	Welder
Dahlen	Ivesdal	Poling	Wentz
Dick	Johnson,	Powers, Barnes	Whittlesey
Dornacker	Barnes	Powers, Cass	Wilkie
Duncan	Johnson, G.V.	Rosendahl	Williamson
Erickson,	Jungroth	Ruddy	Winge
Mountrail	Knudsen	Rundle	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Borstad	Rieger	Rustan	Schoenwald
Elkin			

Absent and not voting:

Backes	Linderman	Reimers	Rivinius
Davis			

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Loerch moved that the House reconsider the action by which House Bill No. 757 was lost due to a lack of a two-thirds majority. A recorded vote was asked for by Rep. Fossum and granted.

ROLL CALL.

The question being on the motion of Rep. Loerch that the House reconsider its action on House Bill No. 757, the roll was called and there were: ayes, 69; nays, 39; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gietzen	Linderman	Sanstead
Backes	Giffey	Loerch	Schoenwald
Belquist	Glaspay	Lundene	Shablow
Bergman	Gronhovd	Meschke	Shorma
Bloom	Gudajtes	Meyer	Skaar
Borstad	Hardmeyer	Montplaisir	Solberg
Bowles	Harrison	Myhre	Stallman
Breum	Hauf	Obie	Staven
Bruner	Haugen	Olafson	Stenhjem
Burk	Haugland	Olson	Stockman
Christensen	Hertz	Opedahl	Strand
Collette	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Erickson,	Jungroth	Rieger	Wilkie
Mountrail	Krenz	Rosendahl	Williamson
Erickson, Ward	Kvasager	Ruddy	Winge
Froeschle	Larson	Rustan	Mr. Speaker
Gengler	Leer		

Those voting in the negative were:

Aamoth	Dornacker	Johnson, G.V.	Schaffer
Bier	Duncan	Knudsen	Streibel
Bilden	Elkin	Lang	Tough
Boustead	Fossum	Larsen	Tweten
Bowman	Frank	Miller	Unruh
Brown	Ganser	Mueller	Wagner
Christopher	Hickle	Olienyk	Wastvedt
Coles	Hilleboe	Powers, Barnes	Welder
Connolly	Johnson,	Reimers	Wentz
Davis	Barnes	Rundle	
Dick			

Absent and not voting:

Rivinius

So the motion was declared lost for lack of a two-thirds majority.

House Bill No. 525. A Bill for an Act making an appropriation for salaries and expenses of the governor's committee on employment of the physically handicapped.

Which had been read.

The question being on the final passage of the bill, Rep. Solberg moved that House Bill No. 525 be withdrawn, which motion prevailed.

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 492 of the House Journal, the roll was called and there were: ayes, 69; nays, 38; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gengler	Larson	Ruddy
Backes	Gietzen	Leer	Rundle
Belquist	Giffey	Linderman	Rustan
Bergman	Glaspay	Loerch	Sanstead
Bloom	Gronhovd	Lundene	Schoenwald
Borstad	Gudajtes	Meschke	Shablow
Bowles	Hardmeyer	Meyer	Shorma

Bowman	Harrison	Miller	Skaar
Breum	Hauf	Montplaisir	Solberg
Bruner	Haugen	Myhre	Staven
Burk	Haugland	Olson	Strand
Christensen	Hertz	Opedahl	Tough
Collette	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Reimers	Williamson
Erickson,	Krenz	Rieger	Winge
Mountrail	Kvasager	Rosendahl	Mr. Speaker
Erickson, Ward	Lang		

Those voting in the negative were:

Aamoth	Duncan	Knudsen	Stockman
Bier	Elkin	Larsen	Streibel
Bilden	Fossum	Mueller	Tweten
Boustead	Frank	Obie	Unruh
Brown	Froeschle	Olafson	Wagner
Christopher	Ganser	Olienyk	Wastvedt
Coles	Hickle	Powers, Barnes	Weldar
Connolly	Hilleboe	Schaffer	Wentz
Davis	Johnson,	Stallman	Whittlesey
Dornacker	Barnes	Stenhjem	

Absent and not voting:

Jungroth Rivinius

So the bill passed and the title was agreed to.

Rep. Brown moved that House Bill No. 912 be amended as follows:

In line 2 of the title of the engrossed bill after the word "code" insert the following: ", prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the state of North Dakota for a consideration in excess of fifty thousand dollars in any calendar year."

In line 1 of the engrossed bill after the figures 54-03-21 insert the following: "of the North Dakota Century Code is hereby amended and reenacted to read as follows:
54-03-21."

And renumber the lines accordingly.

Which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 912 be considered properly re-engrossed and placed on second reading and final passage, which motion prevailed.

House Bill No. 912. A Bill for an Act to amend and reenact Section 54-03-21 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 555 and 556 of the House Journal and further amended on final passage, the roll was called and there were: ayes, 25; nays, 80; absent and not voting, 4.

Those voting in the affirmative were:

Bier	Jungroth	Ruddy	Tweten
Bowles	Krenz	Rundle	Unruh
Dick	Kvasager	Schaffer	Wastvedt
Fossum	Larsen	Shorma	Wentz
Frank	Larson	Stallman	Whittlesey
Haugen	Poling	Stockman	Winge
Hertz			

Those voting in the negative were:

Aamoth	Elkin	Johnson, G.V.	Reimers
Anderson	Erickson,	Knudsen	Rieger
Backes	Mountrail	Lang	Rosendahl

Belquist	Erickson, Ward	Leer	Rustan
Bergman	Froeschle	Linderman	Sanstead
Bilden	Ganser	Loerch	Schoenwald
Bloom	Gengler	Lundene	Shablow
Borstad	Gietzen	Meschke	Skaar
Boustead	Giffey	Meyer	Solberg
Bowman	Glaspay	Miller	Staven
Breum	Gronhovd	Montplaisir	Stenhjem
Brown	Gudajtes	Mueller	Strand
Bruner	Hardmeyer	Myhre	Streibel
Christopher	Harrison	Obie	Tough
Coles	Hauf	Olafson	Vogel
Collette	Hickle	Olienyk	Wagner
Connolly	Hilleboe	Olson	Welder
Dahlen	Hoffner	Opedahl	Wilkie
Davis	Ivesdal	Powers, Barnes	Williamson
Dornacker	Johnson,	Powers, Cass	Mr. Speaker
Duncan	Barnes		

Absent and not voting:

Burk	Christensen	Haugland	Rivinius
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So the bill was declared lost.

Rep. Loerch:

"It is my opinion that this bill is unfair for these reasons:

1. It discriminates against some business men who I think are honest, sincere in their dealings with the sub-division of the State of North Dakota and the state itself.

2. We have the Accounts and Purchases department using bids to purchase the needs of the state. Also some of our political subdivisions take advantage of this buying price.

3. Part of this law refers to stockholders of corporations. I am aware that these are a group of companies banded under one banner doing business with the State of North Dakota. Now let me state I sincerely believe that these members of these companies or company are honest and sincere as any one else in the State of North Dakota but because of the nature of their setup it is possible for them with the great number of members that they have throughout North Dakota that they in the future could well control the vote of this legislature. I have faith in their integrity that they would never misuse this privilege if the occasion should occur. Therefore, I would not recommend legislation to lower this 5%. I firmly believe that it is time to remove this bill from our law books. For if a situation should ever arise when someone tries to line their pocketbook through corruption I am sure this legislature with the assistance of our courts could well take care of it."

House Bill No. 754. A Bill for an Act to create and enact subsection 26 of Section 52-01-01, and to amend and reenact subsections 6, 7 and 25 of section 52-01-01, sections 52-01-04, 52-02-01, 52-06-14, 52-08-03, 52-09-03, subsection d of section 52-10-02 and to repeal sections 52-08-04, 52-08-05, 52-08-06 and 52-08-07, of the North Dakota Century Code, relating to definitions and creation of Employment Security Bureau.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 64; nays, 43; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gietzen	Larson	Rustan
Backes	Giffey	Leer	Sanstead
Belquist	Glaspay	Linderman	Schoenwald
Bergman	Gronhovd	Loerch	Shablow
Bloom	Gudajtes	Lundene	Shorma

Borstad	Hardmeyer	Meschke	Skaar
Bowles	Harrison	Meyer	Solberg
Breum	Hauf	Montplaisir	Staven
Bruner	Haugen	Myhre	Stockman
Christensen	Haugland	Olafson	Strand
Collette	Hertz	Olson	Vogel
Dahlen	Hoffner	Opedahl	Whittlesey
Erickson,	Ivesdal	Poling	Wilkie
Mountrail	Jungroth	Powers, Cass	Williamson
Erickson, Ward	Krenz	Rieger	Winge
Gengler	Kvasager	Rosendahl	Mr. Speaker
		Ruddy	

Those voting in the negative were:

Aamoth	Dick	Johnson, G.V.	Schaffer
Bier	Dornacker	Knudsen	Stenhjem
Bilden	Duncan	Lang	Streibel
Boustead	Elkin	Larsen	Tough
Bowman	Fossum	Miller	Tweten
Brown	Frank	Mueller	Unruh
Burk	Froeschle	Obie	Wagner
Christopher	Ganser	Olienyk	Wastvedt
Coles	Hickle	Powers, Barnes	Welder
Connolly	Hilleboe	Reimers	Wentz
Davis	Johnson,	Rundle	
	Barnes		

Absent and not voting:

Rivinius Stallman

So the bill passed and the title was agreed to.

House Bill No. 755. A Bill for an Act to amend and reenact Section 65-02-01 and Section 65-02-04 of the North Dakota Century Code relating to establishment of the North Dakota Workmen's Compensation Bureau as a division of the North Dakota Department of Labor, the appointment of commissioners of the Workmen's Compensation Bureau by the Commissioner of Labor, and the designation of the chairman of the Workmen's Compensation Bureau by the Commissioner of Labor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 69; nays, 39; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Giffey	Linderman	Rustan
Backes	Glaspey	Loerch	Sanstead
Belquist	Gronhovd	Lundene	Schoenwald
Bergman	Gudajtes	Meschke	Shablow
Bloom	Hardmeyer	Meyer	Shorma
Borstad	Harrison	Montplaisir	Skaar
Bowles	Hauf	Myhre	Solberg
Breum	Haugen	Obie	Stallman
Bruner	Haugland	Olafson	Staven
Burk	Hertz	Olson	Stockman
Christensen	Hilleboe	Opedahl	Strand
Collette	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Erickson,	Jungroth	Powers, Cass	Wilkie
Mountrail	Krenz	Rieger	Williamson
Erickson, Ward	Kvasager	Rosendahl	Winge
Gengler	Larson	Ruddy	Mr. Speaker
Gietzen	Leer		

Those voting in the negative were:

Aamoth	Dick	Johnson, G.V.	Stenhjem
Bier	Dornacker	Knudsen	Streibel

Bilden	Duncan	Lang	Tough
Boustead	Elkin	Larsen	Tweten
Bowman	Fossum	Miller	Unruh
Brown	Frank	Mueller	Wagner
Christopher	Froeschle	Olienyk	Wastvedt
Coles	Ganser	Reimers	Welder
Connolly	Hickle	Rundle	Wentz
Davis	Johnson, Barnes	Schaffer	

Absent and not voting:
Rivinius

So the bill passed and the title was agreed to.

Rep. Giffey moved that House Bill No. 541 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 541. A Bill for an Act to create and enact sections 55-01-10, 55-02-07, 55-08-01, 55-08-02, 55-08-03, 55-08-04, 55-08-05, 55-08-06, 55-08-07, 55-08-08, 55-08-09, 55-08-10, 55-08-11, 55-08-12, 55-08-13 and 55-08-14, and to amend and reenact sections 55-01-01, 55-01-02, 55-01-03, 55-01-04, 55-01-05, 55-01-06, 55-01-07, 55-02-01, 55-02-01.1, 55-02-01.2, 55-02-02, 55-02-03, 55-02-04, 55-02-05, 55-02-06, 55-03-01, 55-03-02, 55-03-03, 55-03-04, 55-03-05, 55-03-06, 55-03-07 and Subsection 7 of section 55-05-02, and to repeal sections 55-07-01, 55-07-02, 55-07-03, 55-07-04 of the 1963 Supplement to the North Dakota Century Code, to provide for a state historical board and a superintendent for the state historical board; to provide for the protection of prehistoric and historic artifacts and sites found, located, or in the possession of another department of the state, county, or local government; to provide for the protection and licensing of paleontological sites, deposits, and materials; to establish a North Dakota Park Service, to provide for a director of state parks, powers and duties, operation, administration and maintenance of the state parks and the issuance and payment of revenue bonds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 584 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Wilkie

Dick	Johnson, G.V.	Rieger	Williamson
Dornacker	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz	Rundle	
Mountrail			

Absent and not voting:
 Duncan Rivinius Whittlesey

So the bill passed and the title was agreed to.

House Bill No. 715. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation areas and activities, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 609 of the House Journal, the roll was called and there were: ayes, 92; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Anderson	Froeschle	Lang	Sanstead
Backes	Ganser	Larsen	Schaffer
Belquist	Gengler	Larson	Schoenwald
Bergman	Gietzen	Leer	Shablow
Bloom	Giffey	Linderman	Shorma
Borstad	Glaspey	Loerch	Skaar
Boustead	Gronhovd	Lundene	Solberg
Bowles	Gudajtes	Meschke	Stallman
Bowman	Hardmeyer	Meyer	Staven
Breum	Harrison	Miller	Stenhjem
Bruner	Hauf	Montplaisir	Stockman
Burk	Haugen	Mueller	Strand
Christensen	Haugland	Obie	Tweten
Christopher	Hertz	Olafson	Unruh
Coles	Hickle	Olienyk	Vogel
Collette	Hilleboe	Olson	Wastvedt
Dahlen	Hoffner	Poling	Wentz
Dick	Ivesdal	Powers, Barnes	Whittlesey
Dornacker	Johnson,	Powers, Cass	Wilkie
Duncan	Barnes	Reimers	Williamson
Erickson,	Jungroth	Rieger	Winge
Mountrail	Knudsen	Rosendahl	Mr. Speaker
Erickson, Ward	Krenz		

Those voting in the negative were:

Bier	Davis	Johnson, G.V.	Tough
Bilden	Elkin	Rundle	Wagner
Brown	Frank	Streibel	Welder
Connolly			

Absent and not voting:

Myhre	Opedahl	Rivinius	Rustan
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 815. A Bill for an Act to provide for a study of school districts and school district organization within North Dakota by the Legislative Research Committee and making an appropriation.

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, 77; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Leer	Schoenwald
Anderson	Froeschle	Linderman	Shablow
Backes	Gengler	Loerch	Shorma
Belquist	Giffey	Lundene	Skaar
Bergman	Glaspey	Meschke	Solberg
Bloom	Hardmeyer	Miller	Staven
Boustead	Harrison	Montplaisir	Stenhjem
Bowman	Hauf	Mueller	Stockman
Breum	Haugland	Myhre	Strand
Bruner	Hilleboe	Obie	Streibel
Christensen	Hoffner	Olafson	Twetén
Christopher	Ivesdal	Olienyk	Unruh
Coles	Johnson,	Poling	Wastvedt
Collette	Barnes	Powers, Barnes	Wentz
Connolly	Jungroth	Powers, Cass	Whittlesey
Dahlen	Knudsen	Rosendahl	Wilkie
Davis	Krenz	Ruddy	Williamson
Dornacker	Kvasager	Rundle	Winge
Elkin	Larsen	Sanstead	Mr. Speaker
Erickson,	Larson		
Mountrail			

Those voting in the negative were:

Bier	Fossum	Hickle	Rustan
Bilden	Frank	Johnson, G.V.	Schaffer
Bowles	Ganser	Lang	Stallman
Brown	Gietzen	Meyer	Tough
Burk	Gudajtes	Olson	Vogel
Dick	Haugen	Reimers	Wagner
Duncan	Hertz	Rieger	Welder

Absent and not voting:

Borstad	Gronhovd	Opedahl	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 845. A Bill for an Act to amend and reenact sections 38-08-04, 38-08-05, and 38-08-07 of the North Dakota Century Code, relating to the control of gas and oil resources by the industrial commission and state geologist.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 610 of the House Journal, the roll was called and there were: ayes, 72; nays, 34; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Frank	Krenz	Rundle
Belquist	Froeschle	Lang	Sanstead
Bergman	Ganser	Larson	Schaffer
Bier	Gengler	Leer	Schoenwald
Bloom	Gietzen	Linderman	Shablow
Borstad	Giffey	Loerch	Shorma
Bowles	Glaspey	Lundene	Skaar
Bowman	Gronhovd	Meschke	Solberg
Breum	Hardmeyer	Meyer	Stallman
Bruner	Harrison	Myhre	Stenhjem
Burk	Hauf	Olafson	Stockman
Christensen	Haugen	Olienyk	Strand
Christopher	Haugland	Olson	Vogel
Dahlen	Hertz	Poling	Whittlesey
Duncan	Hilleboe	Powers, Barnes	Wilkie
Erickson,	Hoffner	Powers, Cass	Williamson
Mountrail	Ivesdal	Rieger	Winge
Erickson, Ward	Jungroth	Rosendahl	Mr. Speaker
Fossum			

Those voting in the negative were:

Aamoth	Dornacker	Miller	Streibel
Bilden	Gudajtes	Montplaisir	Tough
Boustead	Hickle	Mueller	Tweten
Brown	Johnson,	Obie	Unruh
Coles	Barnes	Opedahl	Wagner
Collette	Johnson, G. V.	Reimers	Wastvedt
Connolly	Knudsen	Ruddy	Welder
Davis	Kvasager	Rustan	Wentz
Dick	Larsen	Staven	

Absent and not voting:

Anderson	Elkin	Rivinius
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So the bill passed and the title was agreed to.

Rep. Fossum moved that the vote by which House Bill No. 845 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 924. A Bill for an Act making an appropriation for the erection and construction of an adolescent treatment center on the grounds of the state hospital at Jamestown, North Dakota.

Which had been read.

Rep. Brown moved the previous question.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 611 of the House Journal, the roll was called and there were: ayes, 102; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Sanstead
Anderson	Frank	Lang	Schaffer
Bergman	Froeschle	Larsen	Schoenwald
Bier	Ganser	Larson	Shablow
Bilden	Gengler	Leer	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christopher	Haugen	Olafson	Tough
Coles	Haugland	Olienyk	Tweten
Collette	Hertz	Olson	Unruh
Connolly	Hickle	Opedahl	Vogel
Dahlen	Hilleboe	Poling	Wagner
Davis	Hoffner	Powers, Barnes	Wastvedt
Dick	Ivesdal	Powers, Cass	Welder
Dornacker	Johnson,	Reimers	Wentz
Duncan	Barnes	Rieger	Whittlesey
Elkin	Johnson, G. V.	Rosendahl	Wilkie
Erickson,	Jungroth	Ruddy	Williamson
Mountrail	Knudsen	Rundle	Winge
Erickson, Ward	Krenz	Rustan	Mr. Speaker

Those voting in the negative were:

Backes	Christensen
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Absent and not voting:

Belquist	Linderman	Mueller	Rivinius
Burk			

So the bill passed and the title was agreed to.

House Concurrent Resolution "R". A concurrent resolution directing the discontinuance of farming operations at the state industrial school.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended on page 611 of the House Journal, the roll was called and there were: ayes, 65; nays, 36; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Fossum	Linderman	Shablow
Anderson	Froeschle	Lundene	Shorma
Backes	Ganser	Montplaisir	Skaar
Belquist	Gronhoyd	Mueller	Solberg
Bergman	Gudajtes	Obie	Stallman
Bloom	Hardmeyer	Opedahl	Staven
Boustead	Harrison	Poling	Stenhjem
Breum	Hauf	Powers, Barnes	Stockman
Brown	Haugen	Powers, Cass	Strand
Christensen	Haugland	Reimers	Streibel
Christopher	Johnson,	Rosendahl	Tweten
Coles	Barnes	Ruddy	Unruh
Collette	Jungroth	Rustan	Wagner
Connolly	Knuksen	Sanstead	Wastvedt
Davis	Krenz	Schaffer	Whittlesey
Dornacker	Larsen	Schoenwald	Williamson
Erickson,	Larson		
Mountrail			

Those voting in the negative were:

Bier	Erickson, Ward	Ivesdal	Olienyk
Bilden	Frank	Johnson, G.V.	Olson
Borstad	Gengler	Kvasager	Rundle
Bowles	Gietzen	Leer	Tough
Bowman	Giffey	Loerch	Vogel
Bruner	Glaspay	Meyer	Welder
Burk	Hertz	Miller	Wentz
Dahlen	Hickle	Myhre	Wilkie
Dick	Hoffner	Olafson	Mr. Speaker

Absent and not voting:

Duncan	Hilleboe	Meschke	Rivinius
Elkin	Lang	Rieger	Winge

So the resolution passed and the title was agreed to.

House Concurrent Resolution "V". A concurrent resolution endorsing, supporting and urging the construction of the proposed Mott dam and reservoir project in Hettinger county, North Dakota, and commending the Bureau of Reclamation.

Which had been read.

The question being on the final passage of the resolution, as amended on page 611 of the House Journal, the question was put and the resolution was declared adopted.

House Bill No. 657. A Bill for an Act to amend and reenact section 65-03-02 of the North Dakota Century Code, relating to prevention of injuries under the Workmen's Compensation Act and providing for penalties for non-compliance.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 612 of the House Journal, the roll was called and there were: ayes, 100; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald
Belquist	Froeschle	Linderman	Shablow
Bergman	Ganser	Loerch	Shorma
Bier	Gengler	Lundene	Skaar

Bilden	Gietzen	Meschke	Solberg
Bloom	Giffey	Meyer	Stallman
Borstad	Glaspey	Miller	Staven
Boustead	Gronhovd	Montplaisir	Stockman
Bowles	Gudajtes	Myhre	Strand
Bowman	Hardmeyer	Obie	Streibel
Breum	Harrison	Olafson	Tough
Brown	Hauf	Olienyk	Tweten
Bruner	Haugen	Olson	Unruh
Christensen	Haugland	Opedahl	Vogel
Christopher	Hertz	Poling	Wagner
Coles	Hilleboe	Powers, Barnes	Wastvedt
Collette	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Whittlesey
Dornacker	Barnes	Rosendahl	Wilkie
Duncan	Johnson, G. V.	Ruddy	Williamson
Elkin	Jungroth	Rundle	Winge
Erickson,	Knudsen	Rustan	Mr. Speaker
Mountrail	Krenz		

Those voting in the negative were:

Cannolly	Davis	Hickle	Mueller
Absent and not voting:			
Burk	Larsen	Rivinius	Stenhjem
Lang			

So the bill passed and the title was agreed to.

Rep. Giffey moved that the rule be suspended and House Bill No. 653 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 653. A Bill for an Act to repeal chapter 57-55 of the 1963 Supplement to the North Dakota Century Code, relating to taxation of house trailers or mobile homes; to enact new provisions, including penalties, for the taxation of house trailers or mobile homes to be administered by the motor vehicle registrar; and to provide an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 612 of the House Journal, the roll was called and there were: ayes, 67; nays, 39; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Gengler	Larson	Rustan
Backes	Gietzen	Leer	Sanstead
Belquist	Giffey	Linderman	Schoenwald
Bergman	Glaspey	Lundene	Shablow
Bloom	Gronhovd	Meschke	Shorma
Borstad	Gudajtes	Meyer	Skaar
Bowles	Hardmeyer	Montplaisir	Solberg
Breum	Harrison	Myhre	Stallman
Bruner	Hauf	Obie	Staven
Burk	Haugen	Olafson	Stockman
Christensen	Haugland	Olson	Strand
Collette	Hertz	Opedahl	Vogel
Dahlen	Hoffner	Poling	Whittlesey
Duncan	Ivesdal	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Ruddy	Mr. Speaker

Those voting in the negative were:

Aamoth	Dick	Johnson, G. V.	Stenhjem
Bier	Dornacker	Knudsen	Streibel
Bilden	Elkin	Lang	Tough

Boustead	Fossum	Larsen	Tweten
Bowman	Frank	Loerch	Unruh
Brown	Froeschle	Mueller	Wagner
Christopher	Ganser	Olienyk	Wastvedt
Coles	Hickle	Powers, Barnes	Welder
Connolly	Hilleboe	Reimers	Wentz
Davis	Johnson, Barnes	Schaffer	

Absent and not voting:

Miller	Rivinius	Rundle
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So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 698

House Bill No. 753 (Re-engrossed)

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

The House stood at ease, subject to the call of the Chair.

The House reconvened to the call of the Chair.

EIGHTH ORDER OF BUSINESS

Rep. Jungroth moved that House Bills Nos. 894, 897, 898, and 922 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 894. A Bill for an Act to amend and reenact section 65-10-01 of the North Dakota Century Code Supplement relating to appeals from decisions of the Workmen's Compensation Bureau.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 627 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Schoenwald
Bier	Froeschle	Larson	Shablow
Bilden	Ganser	Leer	Shorma
Bloom	Gengler	Linderman	Skaar
Borstad	Gietzen	Loerch	Solberg
Boustead	Giffey	Lundene	Stallman
Bowles	Glaspey	Meschke	Staven
Bowman	Gronhovd	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Mueller	Streibel
Burk	Hauf	Myhre	Tough
Christensen	Haugen	Obie	Unruh
Christopher	Haugland	Olafson	Vogel
Coles	Hertz	Olienyk	Wagner
Collette	Hickle	Olson	Wastvedt
Connolly	Hilleboe	Opedahl	Welder
Dahlen	Hoffner	Poling	Wentz
Davis	Ivesdal	Powers, Barnes	Whittlesey

Dick	Johnson,	Powers, Cass	Wilkie
Dornacker	Barnes	Reimers	Williamson
Duncan	Johnson, G.V.	Rieger	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Rivinius	Ruddy	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 897. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code relating to Workmen's Compensation Bureau rule-making power and fee schedules.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 619 of the House Journal, the roll was called and there were: ayes, 106; nays; 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Schoenwald
Bier	Froeschle	Larson	Shablow
Bilden	Ganser	Leer	Shorma
Bloom	Gengler	Linderman	Skaar
Borstad	Gietzen	Loerch	Solberg
Boustead	Giffey	Lundene	Stallman
Bowles	Glaspey	Meschke	Staven
Bowman	Gronhovd	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Mueller	Streibel
Burk	Hauf	Myhre	Tough
Christensen	Haugen	Obie	Unruh
Christopher	Haugland	Olafson	Vogel
Coles	Hertz	Olienyk	Wagner
Collette	Hickle	Olson	Wastvedt
Connolly	Hilleboe	Opedahl	Welder
Dahlen	Hoffner	Poling	Wentz
Davis	Ivesdal	Powers, Barnes	Whittlesey
Dick	Johnson,	Powers, Cass	Wilkie
Dornacker	Barnes	Reimers	Williamson
Duncan	Johnson, G.V.	Rieger	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Rivinius	Ruddy	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 898. A Bill for an Act to amend and reenact section 65-01-09 of the North Dakota Century Code, relating to third party actions and Workmen's Compensation Bureau subrogation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 631 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rustan
Anderson	Mountrail	Krenz	Sanstead
Backes	Erickson, Ward	Kvasager	Schaffer
Belquist	Fossum	Lang	Schoenwald
Bergman	Frank	Larsen	Shablow

Bier	Froeschle	Larson	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspey	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Hauf	Obie	Unruh
Christensen	Haugen	Olafson	Vogel
Christopher	Haugland	Olienyk	Wagner
Coles	Hertz	Olson	Wastvedt
Collette	Hickle	Opedahl	Welder
Connolly	Hilleboe	Poling	Wentz
Dahlen	Hoffner	Powers, Barnes	Whittlesey
Davis	Ivesdal	Powers, Cass	Wilkie
Dick	Johnson,	Reimers	Williamson
Dornacker	Barnes	Rieger	Winge
Duncan	Johnson, G.V.	Rosendahl	Mr. Speaker
Elkin	Jungroth	Rundle	

Absent and not voting:

Leer	Rivinius	Ruddy	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 922. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, relating to weekly compensation in death claims.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 621 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspey	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Hauf	Obie	Tweten
Christensen	Haugen	Olafson	Unruh
Christopher	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G.V.	Rosendahl	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen		

Absent and not voting:

Rivinius Ruddy

So the bill passed and the title was agreed to.

Rep. Giffey moved that the rules be suspended and House Bill No. 926 be considered re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 926. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.9, 38-08-09.10, 38-08-09.11, 38-08-09.12, 38-08-09.13, 38-08-09.14, 38-08-09.15, and 38-08-09.16 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations, and to repeal section 38-08-09 of the North Dakota Century Code, relating to voluntary agreements for unit operation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 619 of the House Journal, the roll was called and there were: ayes, 82; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Larson	Rundle
Belquist	Fossum	Leer	Sanstead
Bergman	Froeschle	Linderman	Schoenwald
Bier	Ganser	Loerch	Shablow
Bilden	Gengler	Lundene	Shorma
Bloom	Gietzen	Meschke	Skaar
Borstad	Giffey	Meyer	Solberg
Bowles	Glaspey	Miller	Stallman
Bowman	Gronhoyd	Montplaisir	Staven
Breum	Gudajtes	Myhre	Stenhjem
Bruner	Hardmeyer	Obie	Stockman
Burk	Harrison	Olafson	Strand
Christensen	Hauf	Olienyk	Tough
Christopher	Haugen	Olson	Vogel
Collette	Haugland	Opedahl	Wastvedt
Dahlen	Hertz	Poling	Whittlesey
Dornacker	Hoffner	Powers, Barnes	Wilkie
Duncan	Ivesdal	Powers, Cass	Williamson
Elkin	Jungroth	Reimers	Winge
Erickson,	Krenz	Rieger	Mr. Speaker
Mountrail	Kvasager	Rosendahl	

Those voting in the negative were:

Aamoth	Dick	Knudsen	Streibel
Boustead	Frank	Lang	Tweten
Brown	Hickle	Larsen	Unruh
Coles	Hilleboe	Mueller	Wagner
Connolly	Johnson,	Rustan	Welder
Davis	Barnes	Schaffer	Wentz
	Johnson, G. V.		

Absent and not voting:

Backes Rivinius Ruddy

So the bill passed and the title was agreed to.

Rep. Miller asked to be excused from voting on House Bill No. 822.

Rep. Brown moved that all House members who are insurance

agents be allowed to vote on House Bill No. 822, which motion prevailed.

House Bill No. 822. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-32, 26-22-54 and 26-22-09 of the North Dakota Century Code, relating to state hail insurance, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 621 of the House Journal, the roll was called and there were: ayes, 58; nays, 49; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Erickson,	Jungroth	Rieger
Backes	Mountrail	Krenz	Rosendahl
Belquist	Erickson, Ward	Leer	Rundle
Bergman	Gengler	Linderman	Rustan
Bloom	Gietzen	Loerch	Sanstead
Borstad	Giffey	Lundene	Schoenwald
Bowles	Glaspey	Meschke	Shablow
Bowman	Gronhovd	Meyer	Skaar
Breum	Hardmeyer	Montplaisir	Solberg
Bruner	Harrison	Myhre	Staven
Burk	Hauf	Olafson	Strand
Coles	Hertz	Olson	Wilkie
Collette	Hoffner	Opedahl	Williamson
Dahlen	Ivesdal	Poling	Winge
	Johnson, G. V.	Powers, Cass	Mr. Speaker

Those voting in the negative were:

Aamoth	Fossum	Lang	Stenhjem
Bier	Frank	Larsen	Stockman
Bilden	Froeschle	Larson	Streibel
Boustead	Ganser	Miller	Tough
Brown	Gudajtes	Mueller	Tweten
Christensen	Haugen	Obie	Unruh
Christopher	Haugland	Olienyk	Vogel
Connolly	Hickle	Powers, Barnes	Wagner
Davis	Hilleboe	Reimers	Wastvedt
Dick	Johnson,	Schaffer	Welder
Dornacker	Barnes	Shorma	Wentz
Duncan	Knudsen	Stallman	Whittlesey
Elkin	Kvasager		

Absent and not voting:

Rivinius Ruddy

So the bill passed and the title was agreed to, and the emergency clause lost.

Rep. Montplaisir 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. 811. A Bill for an Act establishing the governor's council on human resources and providing for committees which will constitute such council, and for an executive committee, providing for the appointment of such committees by the governor, providing for powers and duties of such council and the employment of a director and staff, providing that the council shall function in the fields of aging, children and youth, employment of the handicapped and related fields, and making an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 623 of the House Journal, the roll was called and there were: ayes, 82; nays, 21; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Larson	Rustan
Backes	Fossum	Leer	Sanstead
Belquist	Gengler	Linderman	Schoenwald
Bergman	Gietzen	Loerch	Shablow
Bloom	Giffey	Lundene	Shorma
Borstad	Gronhovd	Meschke	Skaar
Bowles	Hardmeyer	Meyer	Solberg
Bowman	Harrison	Miller	Stallman
Breum	Hauf	Montplaisir	Staven
Bruner	Haugen	Mueller	Stenhjem
Burk	Haugland	Myhre	Stockman
Christensen	Hertz	Obie	Strand
Coles	Hilleboe	Olafson	Streibel
Collette	Hoffner	Olienyk	Unruh
Dahlen	Ivesdal	Olson	Vogel
Dick	Johnson, G. V.	Opedahl	Wastvedt
Dornacker	Jungroth	Poling	Wilkie
Duncan	Knudsen	Powers, Cass	Williamson
Elkin	Krenz	Rieger	Winge
Erickson,	Lang	Rosendahl	Mr. Speaker
Mountrail	Larsen	Rundle	

Those voting in the negative were:

Aamoth	Connolly	Johnson,	Tough
Bier	Davis	Barnes	Tweten
Bilden	Frank	Powers, Barnes	Wagner
Boustead	Froeschle	Reimers	Welder
Brown	Ganser	Schaffer	Wentz
Christopher	Hickle		

Absent and not voting:

Glaspey	Kvasager	Ruddy	Whittlesey
Gudajtes	Rivinius		

So the bill passed and the title was agreed to.

House Bill No. 618. A Bill for an Act making an appropriation for the completion of the compilation and publishing of the records of those who served in World War II and the Korean hostilities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 624 of the House Journal, the roll was called and there were: ayes, 88; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Frank	Knudsen	Sanstead
Backes	Froeschle	Krenz	Schaffer
Bier	Ganser	Kvasager	Shablow
Bilden	Gengler	Lang	Shorma
Bloom	Gietzen	Larsen	Stallman
Boustead	Giffey	Larson	Staven
Bowles	Glaspey	Leer	Stenhjem
Bowman	Gronhovd	Linderman	Stockman
Breum	Gudajtes	Loerch	Strand
Brown	Hardmeyer	Lundene	Streibel
Burk	Harrison	Meyer	Tough
Christensen	Hauf	Miller	Tweten
Christopher	Haugen	Mueller	Unruh
Coles	Haugland	Olafson	Vogel
Collette	Hertz	Olienyk	Wagner
Connolly	Hickle	Olson	Wastvedt
Dahlen	Hilleboe	Opedahl	Welder
Davis	Ivesdal	Powers, Barnes	Wentz
Dick	Johnson,	Powers, Cass	Whittlesey
Dornacker	Barnes	Rosendahl	Williamson

Duncan	Johnson, G. V.	Rundle	Winge
Elkin	Jungroth	Rustan	Mr. Speaker
Fossum			

Those voting in the negative were:

Anderson	Erickson,	Montplaisir	Schoenwald
Belquist	Mountrail	Myhre	Skaar
Bergman	Erickson, Ward	Obie	Solberg
Borstad	Hoffner	Poling	Wilkie
Bruner	Meschke	Rieger	

Absent and not voting:

Reimers	Rivinius	Ruddy
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So the bill passed and the title was agreed to.

Rep. Hertz moved three railroad men who are members of the House be excused from voting on House Bill No. 866.

Rep. Jungroth moved a substitute motion that Reps. Hertz, Gengler and Schoenwald be permitted to vote on House Bill No. 866, which motion prevailed.

House Bill No. 866. A Bill for an Act relating to the number of men required to man and operate a railroad locomotive and train, establishing the effective date thereof and prescribing penalties for violating the provisions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 626 of the House Journal, the roll was called and there were: ayes, 58; nays, 49; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gengler	Linderman	Rustan
Backes	Gietzen	Loerch	Sanstead
Belquist	Giffey	Lundene	Schoenwald
Bergman	Glaspey	Meschke	Shablow
Bloom	Gronhovd	Meyer	Skaar
Borstad	Hardmeyer	Montplaisir	Solberg
Bowles	Harrison	Myhre	Staven
Breum	Hauf	Obie	Stenhjem
Bruner	Haugland	Olafson	Strand
Burk	Hertz	Olson	Vogel
Dahlen	Hoffner	Poling	Wilkie
Erickson,	Ivesdal	Powers, Cass	Williamson
Mountrail	Jungroth	Rieger	Winge
Erickson, Ward	Kvasager	Rosendahl	Mr. Speaker
Ganser	Leer	Rundle	

Those voting in the negative were:

Aamoth	Dornacker	Knudsen	Shorma
Bier	Duncan	Krenz	Stallman
Bilden	Elkin	Lang	Stockman
Boustead	Fossum	Larsen	Streibel
Bowman	Frank	Larson	Tough
Brown	Froeschle	Miller	Tweten
Christensen	Gudajtes	Mueller	Unruh
Christopher	Haugen	Olienyk	Wagner
Coles	Hickle	Opedahl	Wastvedt
Collette	Hilleboe	Powers, Barnes	Welder
Connolly	Johnson,	Reimers	Wentz
Davis	Barnes	Schaffer	Whittlesey
Dick	Johnson, G. V.		

Absent and not voting:

Rivinius	Ruddy
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So the bill passed and the title was agreed to.

House Bill No. 703. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-04, 34-06-05, 34-06-07, 34-06-08, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees except persons employed in interstate commerce, domestics living in, babysitters, and persons who are under eighteen years of age; persons employing three or more employees; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition; authorizing the commissioner to investigate wages, hours, and conditions of labor of adults and minors, adopt standards thereof, and issue remedial orders; and to repeal sections 34-06-09, 34-06-10, 34-06-12 and 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 626 of the House Journal, the roll was called and there were: ayes, 98; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Dahlen	Hoffner	Poling	Wagner
Davis	Ivesdal	Powers, Barnes	Wastvedt
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Elkin	Jungroth	Rieger	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Rundle	Winge
Erickson, Ward	Kvasager	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Connolly	Hickle	Miller
Boustead	Duncan	Johnson, G. V.	Welder

Absent and not voting:

Burk	Rivinius	Ruddy
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So the bill passed and the title was agreed to.

House Bill No. 619. A Bill for an Act to create and enact subsection 4 of section 57-15-12 and to amend and reenact sections 57-15-08, 57-15-09, subsection 3 of section 57-15-14, and section 57-17-01 of the North Dakota Century Code, relating to mill levies in excess of the statutory limitations therefor for cities, villages, park districts, and school districts giving four years of standard high school work.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 631 of the House Journal, the roll was called and there were: ayes, 14; nays, 93; absent and not voting, 2.

Those voting in the affirmative were:

Borstad	Haugland	Olienyk	Tweten
Brown	Lang	Poling	Wagner
Fossum	Miller	Stockman	Whittlesey
Froeschle	Montplaisir		

Those voting in the negative were:

Aamoth	Elkin	Jungroth	Rustan
Anderson	Erickson,	Knudsen	Sanstead
Backes	Mountrail	Krenz	Schaffer
Belquist	Erickson, Ward	Kvasager	Schoenwald
Bergman	Frank	Larsen	Shablow
Bier	Ganser	Larson	Shorma
Bilden	Gengler	Leer	Skaar
Bloom	Gietzen	Linderman	Solberg
Boustead	Giffey	Loerch	Stallman
Bowles	Glaspey	Lundene	Staven
Bowman	Gronhovd	Meschke	Stenhjem
Breum	Gudajtes	Meyer	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Myhre	Tough
Christensen	Hauf	Obie	Unruh
Christopher	Haugen	Olafson	Vogel
Coles	Hertz	Olson	Wastvedt
Collette	Hickle	Opedahl	Welder
Connolly	Hilleboe	Powers, Barnes	Wentz
Dahlen	Hoffner	Powers, Cass	Wilkie
Davis	Ivesdal	Reimers	Williamson
Dick	Johnson,	Rieger	Winge
Dornacker	Barnes	Rosendahl	Mr. Speaker
Duncan	Johnson, G. V.	Rundle	

Absent and not voting:

Rivinius Ruddy

So the bill was declared lost.

Reps. Whittlesey and Jungroth asked to be excused from voting on House Bill No. 694.

Rep. Hoffner moved that all members connected with insurance companies in any way be permitted to vote on House Bill No. 694, which motion prevailed.

House Bill No. 694. A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code relating to insurance premium taxes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 631 of the House Journal, the roll was called and there were: ayes, 64; nays, 43; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gietzen	Larson	Rundle
Backes	Giffey	Leer	Sanstead
Belquist	Glaspey	Linderman	Schoenwald
Bergman	Gronhovd	Loerch	Shablow
Bloom	Gudajtes	Lundene	Shorma
Borstad	Hardmeyer	Meschke	Skaar
Bowles	Harrison	Meyer	Solberg
Bowman	Hauf	Myhre	Stallman
Breum	Haugen	Obie	Staven
Bruner	Haugland	Olafson	Stenhjem

Burk	Hertz	Olson	Strand
Collette	Hoffner	Opedahl	Vogel
Dahlen	Ivesdal	Poling	Wilkie
Erickson,	Jungroth	Powers, Cass	Williamson
Mountrail	Krenz	Rieger	Winge
Erickson, Ward	Kvasager	Rosendahl	Mr. Speaker
Gengler			

Those voting in the negative were:

Aamoth	Dornacker	Johnson, G. V.	Schaffer
Bier	Duncan	Knudsen	Stockman
Bilden	Elkin	Lang	Streibel
Boustead	Fossum	Larsen	Tough
Brown	Frank	Miller	Tweten
Christensen	Froeschle	Mueller	Unruh
Christopher	Ganser	Olienyk	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Reimers	Welder
Davis	Johnson,	Rivinius	Wentz
Dick	Barnes	Rustan	Whittlesey

Absent and not voting:

Montplaisir Ruddy

So the bill passed and the title was agreed to.

House Bill No. 774. A Bill for an Act authorizing the board of administration to sell, transfer and convey certain real property now owned by the board of administration for the benefit of the state penitentiary and to convey certain real property to the state water commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 640 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Absent and not voting:
Ivesdal Ruddy

So the bill passed and the title was agreed to.

House Concurrent Resolution "X". A concurrent resolution urging the construction of a scenic badlands road connecting the units of the Theodore Roosevelt National Memorial Park.

Which has been read.

The question being on the final passage of the resolution, as amended, page 665, the question was put and passed, so the resolution was declared adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 139. A Bill for an Act to amend and reenact section 15-36-01 of the North Dakota Century Code relating to teachers' certificates and to repeal section 15-36-04 of the North Dakota Century Code relating to second grade professional certificates.

Which had been read.

The question being on the final passage of the bill, Rep. Giffey moved that Senate Bill No. 139 be laid over one day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 800. A Bill for an Act amending section 51-10-06 of the North Dakota Century Code relating to enforcement of the provisions of the unfair trade practices law, and creating the North Dakota Trade Commission, its powers, duties, and procedures, providing for licensure of retailers, and providing penalties and an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 76; nays, 29; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Schaffer
Anderson	Froeschle	Larson	Shorma
Bergman	Ganser	Leer	Skaar
Bilden	Gengler	Linderman	Stallman
Bloom	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspey	Meyer	Strand
Bowman	Gronhovd	Miller	Streibel
Breum	Gudajtes	Mueller	Tough
Brown	Hardmeyer	Olafson	Tweten
Bruner	Harrison	Olienyk	Unruh
Christopher	Hauf	Olson	Vogel
Coles	Haugen	Opedahl	Wagner
Dahlen	Hertz	Poling	Wastvedt
Dick	Hickle	Powers, Barnes	Welder
Dornacker	Johnson,	Powers, Cass	Wentz
Elkin	Barnes	Reimers	Whittlesey
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Rustan	Mr. Speaker
Fossum	Kvasager		

Those voting in the negative were:

Backes	Duncan	Jungroth	Rundle
Belquist	Erickson, Ward	Meschke	Sanstead
Bier	Haugland	Montplaisir	Schoenwald
Burk	Hilleboe	Myhre	Shablow
Christensen	Hoffner	Obie	Solberg
Collette	Ivesdal	Rieger	Wilkie
Connolly	Johnson, G. V.	Rivinius	Williamson
Davis			

Absent and not voting:

Borstad	Lang	Ruddy	Stockman
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So the bill passed and the title was agreed to.

Representative Bryce Streibel:

"Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal and that the question I put and the replies given, likewise be printed in the Journal. The minority was denied the request to divide the question on House Bill 698 and we are using this media to put into the record our vote on a portion of this issue.

I will pose a question which will represent a specific division of House Bill 698, and ask that the replies of each Republican House member be affixed thereto."

"I will poll the Republican House members on sections 2, 3, 4, and 5, and the repeal of subsections 9, 10, and 11 of section 57-02-05, and sections 18-03-09, 37-01-27, 57-15-23, and chapters 57-03 and 57-31 as contained in section 38 of the amendments to House Bill No. 698 divided from the remainder of the sections contained therein and considered separately. These sections relate to the repeal of the personal property tax and are distinct and divisible from the remaining sections.

Do you favor the repeal of the personal property tax?"

Speaker Link ruled a poll by Rep. Streibel on a point of personal privilege out of order.

Speaker Link informed Rep. Streibel that any member may rise on a point of personal privilege and state his point, whereupon the following members rose on a point of personal privilege to indicate that each individually favored the repeal of the personal property tax:

Aamoth	Dornacker	Johnson, G.V.	Schaeffer
Bier	Duncan	Knudsen	Stockman
Bilden	Elkin	Lang	Streibel
Boustead	Fossum	Larsen	Tough
Bowman	Frank	Miller	Tweten
Brown	Froeschle	Mueller	Unruh
Christopher	Ganser	Olienyk	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Cannolly	Hilleboe	Reimers	Welder
Davis	Johnson,	Rivinius	Wentz
Dick	Barnes		

Reps. Rundle and Whittlesey rose on the same point of personal privilege to indicate their opposition to repeal of the personal property tax.

Rep. Meschke:

"Yesterday, the minority leader told us that he did not oppose repeal of the personal property tax. However, he went on to place eleven (11) questions in the House Journal on pages 706 and 707, and I believe that it is significant that his questions related only to the personal property tax.

It seems to me that these questions reflect either opposition or a lack of understanding. Assuming the latter, it seems appropriate to specifically answer these questions.

These are in prepared form, and I request their entry in the Journal.

Under the carefully planned program of personal property tax elimination provided for in House Bill No. 698, the bonding capacities of our political subdivisions will remain the same as they are today. House Concurrent Resolution "Z" and House Bill No. 836 provide for increasing the bonding capacity and the payment of

bonds from sources other than property taxes. This means that future replacement revenue can share in the amortization of bonds and increased real estate taxes will be avoided.

Since House Bill No. 698 does not contemplate that real estate will have to pick up new bonded indebtedness, it shouldn't be difficult for school districts to approve bond issues.

The economic cycles of the state will in no way affect the replacement revenue since the state is guaranteeing the payment of the replacement revenue. The state has a much broader base of taxation than local government and is in a better position to guarantee tax revenue than local government.

House Bill No. 698 contemplates the use of 1964 and 1965 as a basis for replacement revenue. It is unfortunate that the minority floor leader had not read the bill carefully enough to observe this before recording his question. If there are future changes in the economy of local government, then succeeding legislative assemblies should be called upon to meet these changes. The economy of the state has changed since 1890 and it is time that we changed the horse and buggy personal property tax. Let us do it in this session. I am sure that future legislative assemblies will be able, and willing, to do better at the task of meeting changes than past sessions.

Personal property tax provides no particular protection for any community in the event of increased economic activity due to an industrial development or expansion of population. These changes are borne primarily by other programs, of which personal property is a fractional part.

Increased school needs are met by the school foundation program. This program has been increasing its support to local education. Highway construction is borne primarily by the state highway department. If federal projects are involved, federal money is available to meet a large part of the needs created. If such developments result in new — please note the word new — housing, then the new housing will share with the other real estate.

The role of personal property taxes in meeting obligations of the projects suggested are insignificant. The new factory will be taxed as real estate and will add considerably to the property base. Factory type developments usually result in residential construction and personal property on household goods has never been a significant part of the tax base in these situations.

To suggest that local government has 'home rule' or taxing power is erroneous. The taxing power of local government is now rigidly controlled by the legislative assembly and the premise that local government is losing 'home rule' is completely fallacious. The mill rates are controlled. The spending is controlled. The officers are controlled. There should be more home rule than there is.

It is strictly a matter of judgment whether a local right is involved or not. I don't consider it a "right" to be forced to assess a farmer for his combine when he has no crop or to assess a businessman on his inventory when he is on the brink of bankruptcy. It is a situation where the local government is compelled to levy and collect an unjust tax. Elimination of the personal property tax will enable local government to do a better, more equitable job on real estate.

House Bill 698 takes on major steps in the total program of adjusting the tax structure as it relates to personal property. The revenue source is changed from property to state-collected. No doubt, the replacement system will need to be changed as times change.

The medical school levy will be deducted before the funds are paid to the political subdivisions. This is provided for and will not decrease the share of the political subdivisions.

The 21-mill levy will receive its "dollar for dollar" share just like every other levy made by every political subdivision.

The minor point of discounting the levy by 5% hardly deserves an answer. It is petty and suggests that even insignificant adjustments be provided for in this session. This will give most of the counties more than they collected now and it will reduce some counties by a few dollars.

Regarding the variance from county to county in the amount of personal property being taxed in each county, we are matching them dollar for dollar. Any other method would seriously injure some counties and help others. We cannot afford to radically change the amount of revenue each political subdivision will get. This system will be used until better formulas are devised. We believe in crossing one bridge at a time.

The opposition is so caught up with its search for a perfect tax with perfect solutions that it is blinded to the gross inequities that exist in personal property taxation. Perhaps the dollar for dollar replacement is objectionable to them but I respectfully submit that it is not as inequitable as the present personal property tax administration.

It takes courage and determination to move ahead. The Democratic-NPL and, I am sure, the people of North Dakota have had enough stalling and studying. It is time to move."

House Bill No. 698. A Bill for an Act relating to tax equalization and simplification and declaring legislative intent; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for property tax purposes; to amend and reenact subsection 20 of section 57-38-01, sections 57-38-06, 57-38-07, 57-38-30, 57-38-31, and 57-38-32 of the North Dakota Century Code and section 57-38-29 of the 1961 Supplement to the North Dakota Century Code, relating to definitions, nonresidents, fiduciaries, filing of returns, and income tax rates for income tax purposes; to amend and reenact section 57-35-02 of the North Dakota Century Code relating to taxation of banks and trust companies; to amend and reenact section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code relating to taxation of building and loan associations; to amend and reenact subsection 10 of section 57-39-03, subsections 2 and 4 of section 57-40-01, subsection 7 of section 57-40-01, and subsection 5 of section 57-40-03, all of the North Dakota Century Code, subsections 2, 3, 5 and 6 of section 57-39-01, sections 57-39-02 and 57-39-06, subsections 5 and 10 and subdivision a of subsection 6 of section 57-40-01, and sections 57-40-02, 57-40-17 and 57-40.1-02 of the 1963 Supplement to the North Dakota Century Code, all relating to definitions, tax rates, exemptions, and contractor's bonds for purposes of retail sales and use or excise taxes; to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code, relating to exemption of personal property from assessment and taxation; to create and enact four new sections to chapter 57-38 of the North Dakota Century Code, relating to withholding of taxes from wages, payment of taxes withheld, filing and paying declarations of estimated income taxes and providing for adjustments to taxable income, all relating to administration of the income tax law; to create and enact a new section to chapter 57-39, and a new section to chapter 57-40 of the North Dakota Century Code and to create and enact a new section to chapter 57-40.1 of the 1963 Supplement to the North Dakota Century Code, to provide for a separate and additional one percent retail sales tax and separate and additional one percent excise or use taxes, to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for a separate and additional one percent excise tax on any casual sales or transfers in this state of motor vehicles that may be subjected to any other similar tax imposed by any other provision of law and to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for effective dates

for amendments to the income tax law, bank and trust company tax law and building and loan association tax law; to provide the tax commissioner with access to official records of other state departments for income tax purposes; to provide for a tax levy on property by counties, cities, villages and city and village park districts; to provide a continuing appropriation for the school foundation payments program; to repeal subsections 9, 10, and 11 of section 57-02-05, sections 18-03-09, 37-01-27, 57-15-23, 57-38-20, 57-38-21, 57-38-22, 57-38-23, 57-38-24, 57-38-26, 57-38-27 and 57-38-28 and chapters 57-03 and 57-31 of the North Dakota Century Code and sections 5-03-26, 57-38-22.1 and 57-38-36 of the 1963 Supplement to the North Dakota Century Code; and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 641 of the House Journal, the roll was called and there were: ayes, 68; nays, 40; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Giffey	Linderman	Sanstead
Backes	Glaspay	Loerch	Schoenwald
Belquist	Gronhovd	Lundene	Shablow
Bergman	Gudajtes	Meschke	Shorma
Bloom	Hardmeyer	Meyer	Skaar
Borstad	Harrison	Montplaisir	Solberg
Bowles	Hauf	Myhre	Stallman
Breum	Haugen	Obie	Staven
Bruner	Haugland	Olafson	Stenhjem
Burk	Hertz	Olson	Stockman
Christensen	Hoffner	Opedahl	Strand
Collette	Ivesdal	Poling	Vogel
Dahlen	Jungroth	Powers, Cass	Whittlesey
Erickson,	Krenz	Rieger	Wilkie
Mountrail	Kvasager	Rivinius	Williamson
Erickson, Ward	Larson	Rosendahl	Winge
Gengler	Leer	Rustan	Mr. Speaker
Gietzen			

Those voting in the negative were:

Aamoth	Dornacker	Johnson, G. V.	Schaffer
Bier	Duncan	Knudsen	Streibel
Bilden	Elkin	Lang	Tough
Boustead	Fossum	Larsen	Tweten
Bowman	Frank	Miller	Unruh
Brown	Froeschle	Mueller	Wagner
Christopher	Ganser	Olienyk	Wastvedt
Coles	Hickle	Powers, Barnes	Welder
Connolly	Hilleboe	Reimers	Wentz
Davis	Johnson,	Rundle	
Dick	Barnes		

Absent and not voting:

Ruddy

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Rep. Giffey moved that the House now recess to a call of the Chair, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-THIRD DAY AFTER RECESS, FORTY-FOURTH
AND FORTY-FIFTH DAYS

Bismarck, February 18, 1965

The House reconvened at the Call of the Chair, with Speaker Link presiding.

Speaker Link called Rep. Giffey to the Chair.

Speaker Link:

"Members of the Assembly — This House has just completed many hours of legislative work and debate on committee reports and bills.

One of the longest debates I have ever experienced occurred on Tuesday afternoon when the House considered an amendment to House Bill No. 698.

This amendment begins under Section 1 as follows:

"SECTION 1. SHORT TITLE — DECLARATION OF LEGISLATIVE INTENT.)

1. This Act may be referred to as "The 1965 Act for Tax Simplification and Equalization".
2. It is the intent of the legislative assembly to equalize, in part, taxation by replacing taxes on personal property, to the extent provided in this Act, with taxes on incomes, with privilege taxes on building and loan associations and on banks and trust companies, and with retail sales taxes and excise or used taxes.

It is the further intent of the legislative assembly to simplify the state income tax laws so that every person, including every corporation, required to file a North Dakota income tax return is able to compute the amount of income tax liability, if any, to this state in the easiest and most simple way feasible."

Representative Streibel, as Minority Floor Leader, requested that the amendment to House Bill No. 698 be divided to be voted on. This required a decision from me as Speaker and upon a question from me Representative Streibel stated that he planned to divide the amendment into eight parts. I thereupon announced that House Bill No. 698 deals entirely with the one subject of taxation so the amendment cannot be divided under Rule 23.

It was not my desire to be arbitrary or deny the minority any rights that are theirs. The Speaker has a responsibility to assure orderly processing of measures before the House and I could not see that dividing the amendment to House Bill No. 698 would accomplish this. Whenever the rules of our House do not speak, we are governed by the rules of the United States House of Representatives.

Section 480 under the heading, "DIVISION OF THE QUESTION", speaks thus:

"If a question contain more parts than one, it may be divided into two or more questions. But not as the right of an individual member, but with the consent of the House. For who is to decide whether a question is complicated or not — where it is complicated — into how many propositions it may be divided?"

Mason's Manual of Legislative Procedure, which our Senate uses, says in Sec. 314, "PRECEDENCE AND RULES GOVERNING DEMAND FOR A DIVISION."

"3. Whether a proposition contains two or more subjects is a question to be decided by the presiding officer in the first instance but that decision is subject to appeal."

This is what was done in the case of the request to divide the amendment to House Bill No. 698.

I ask not that everyone agree with the decision of the Speaker. I ask only that you consider the responsibility of the Speaker and the propriety of the course of his actions in light of the foregoing.

Most of all I hope that we can all agree that we are fortunate to have a form of government whereunder no matter how violently we may disagree we can resolve those differences in a peaceful manner."

Speaker Link returned to the Chair.

Rep. Rundle:

"Mr. Speaker: I have consistently been against the continuance of the present personal property tax and I voted no on an unofficial proposal last night thinking I was registering a protest against the present personal property tax.

I am in favor of repealing the present personal property tax, although I will not pay too high a price in other taxes to get it repealed."

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 17, 1965

Mr. President: I have the honor to transmit:

House Bill No. 512 - 541 - 618 - 653 - 657

House Bill No. 694 - 698 - 703 - 715

House Bill No. 753 - 754 - 755 - 774

House Bill No. 789 - 800 - 811 - 815

House Bill No. 822 - 845 - 854 - 866

House Bill No. 873 - 883 - 894 - 897

House Bill No. 898 - 918 - 922 - 924

House Bill No. 942 - 926

House Concurrent Resolution "R" - "V" - "X" - "B-1" - "0-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Backes moved that House Bills Nos. 698 and 694 be reprinted, which motion prevailed.

Rep. Burk moved that Senate Bill No. 139 be re-referred from the calendar, to the Committee on Education, which motion prevailed.

Rep. Brown moved that House Bill No. 541 be reprinted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 541

House Bill No. 653

House Bill No. 926

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 45 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 62 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 63 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 88 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Powers of Cass moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 91 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 95 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Skaar moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 103 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 104 has had the same under consideration and recommends that the same be amended as follows:

At the end of line 4 of the title delete the word "CREATED"

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 104 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 119 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 153 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 176 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 235 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the bill following the word "administration" insert a "comma" and the following language: "or its successor board"

In line 4 delete the word "authorize" and insert in lieu thereof the word "authorized"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 235 would be considered in the sixth order of business.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 17, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2 - 28 - 38 - 42

Senate Bill No. 87 - 116 - 151 - 163

Senate Bill No. 165 - 179 - 198 - 221

Senate Bill No. 228 - 257 - 293 - 298

Senate Bill No. 300 - 313 - 326 - 332

Senate Bill No. 338 - 341 - 349

Senate Concurrent Resolution "P"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 17, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "F"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-FOURTH DAY

Bismarck, February 17, 1965

The House reconvened at 2:00 p.m., with Speaker Link presiding.

Prayer was given by Rev. John Nicolai of Trinity Lutheran Church of Bismarck, North Dakota.

Roll Call: All members present.

Mr. Speaker: 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 recommend that the same be corrected as follows:

Page 708, line 41, change "879" to "897"

Line 45, change "619" to "926"

Page, 710, add "and declaring an emergency" on lines 20 and on line 58, add "and the emergency clause carried"

Page 770, strike line 30

Page 739, line 40, after the word "to" add "and the emergency clause lost."

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 36 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 61 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Sanstead moved that the report be adopted.

Rep. Montplaisir moved a substitute motion that Senate Bill No. 61 be re-referred to the Committee on Education, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 121 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 133 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 154 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 155 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Bilden moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 189 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 206 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 289 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 100 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 113 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 242 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 247 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 286 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 303 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 77 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 86 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 94 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Bruner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 96 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 97 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 140 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Olafson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 172 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Duncan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same be amended as follows:

In line 39 of the engrossed bill delete all language after the period

Delete lines 40 and 41 of the engrossed bill

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WINGE, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 183 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 216 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 230 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the House do now adjourn, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-FIFTH DAY

Bismarck, February 18, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Manon Wallace of the Baptist Temple of Mandan, North Dakota.

Roll Call: All members present except Reps. Belquist, Boustead, and Christensen.

Rep. Giffey moved that the House stand recessed until 1:00 p.m., February 19, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

Bismarck, February 19, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the third order of business.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 43rd day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 579

House Concurrent Resolution "F"

House Resolution No. 1

House Resolution No. 6

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 579

House Concurrent Resolution "F"

House Resolution No. 1

House Resolution No. 6

And the Speaker signed the same in the presence of the House.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 1

House Resolution No. 6

Were delivered to the Secretary of State at the hour of 1:30 p.m. o'clock, February 19, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 19, 1965

Mr. President: I have the honor to transmit:

House Bill No. 579

House Concurrent Resolution "F"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "Z"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign: Senate Concurrent Resolution "Z"

And the Speaker signed the same in the presence of the House.

SIXTH ORDER OF BUSINESS

Rep. Stallman moved that the amendments to Senate Bill No. 104 as recommended by the Committee on Political Subdivisions, page 777 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 235 as recommended by the Committee on State and Federal Government, page 778 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 183 as recommended by the Committee on Transportation, page 782 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 19, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "Z"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

THIRTEENTH ORDER OF BUSINESS

Rep. Giffey moved that Senate Bills Nos. 45, 176, 133, 189, 289, 172, and 230 be placed at the foot of the calendar, which motion prevailed.

Rep. Rundle moved that Senate Bill No. 62 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 63. A Bill for an Act to amend and reenact section 18-11-20 of the North Dakota Century Code, relating to members withdrawing from association and members in military service.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman

Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Strand
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Tweten
Coles	Hickle	Opedahl	Unruh
Connolly	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Barnes	Wagner
Davis	Johnson,	Powers, Cass	Wastvedt
Dornacker	Barnes	Reimers	Welder
Duncan	Johnson, G. V.	Rieger	Wentz
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker
Fossum	Larsen	Rustan	

Absent and not voting:

Anderson	Burk	Gudajtes	Montplaisir
Bilden	Collette	Hilleboe	Solberg
Boustead	Dick	Kvasager	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 88. A Bill for an Act to repeal section 12-22-13 of the North Dakota Century Code, relating to Negro Man and White Woman Or White Man and Negro Woman Occupying Same Room. Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 94; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Stallman
Bowles	Glaspey	Meschke	Staven
Bowman	Gronhovd	Meyer	Stenhjem
Breum	Hardmeyer	Miller	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olienyk	Tough
Christopher	Haugland	Opedahl	Tweten
Coles	Hertz	Poling	Unruh
Connolly	Hickle	Powers, Barnes	Vogel
Dahlen	Hoffner	Powers, Cass	Wagner
Davis	Ivesdal	Reimers	Wastvedt
Dornacker	Johnson,	Rieger	Welder
Duncan	Barnes	Rivinius	Wentz
Elkin	Johnson, G. V.	Rosendahl	Wilkie
Erickson,	Jungroth	Ruddy	Williamson
Mountrail	Knudsen	Rundle	Winge
Erickson, Ward	Krenz	Rustan	Mr. Speaker
Absent and not voting:			
Anderson	Collette	Kvasager	Olson
Bilden	Dick	Montplaisir	Solberg
Boustead	Gudajtes	Myhre	Whittlesey
Burk	Hilleboe	Olafson	

So the bill passed and the title was agreed to.

Rep. Jungroth moved that Senate Bill No. 92 be placed on the calendar following Senate Bill No. 91, which motion prevailed.

Senate Bill No. 91. A Bill for an Act authorizing the board of administration to sell, convey and transfer to the city of Jamestown, North Dakota, certain described real properties for the purpose of a proposed James River diversion plan and which includes the construction of a new bridge over the James River as access to the State Hospital of North Dakota, and exchange of lands with R. J. Linn as a part of said plan, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Gaspey	Meyer	Stallman
Bowles	Gronhøvd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Opedahl	Tweten
Coles	Hickle	Poling	Unruh
Connolly	Hoffner	Powers, Barne:	Vogel
Dahlen	Ivesdal	Powers, Cass	Wagner
Davis	Johnson,	Reimers	Wastvedt
Dornacker	Barnes	Rieger	Welder
Duncan	Johnson, G. V.	Rosendahl	Wentz
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Ruddy	Williamson
Mountrail	Krenz	Rundle	Winge
Erickson, Ward	Lang	Rustan	Mr. Speaker
Fossum	Larsen		
Absent and not voting:			
Anderson	Collette	Hilleboe	Olson
Bilden	Dick	Kvasager	Solberg
Boustead	Gudajtes	Montolaisir	Whittlesey
Burk			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 92. A Bill for an Act authorizing the board of administration to sell, convey and transfer to the city of Jamestown, North Dakota, certain described real property for the purpose of a proposed recreational area and providing access to a proposed James River diversion area and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma

Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Opedahl	Tweten
Coles	Hickle	Poling	Unruh
Connolly	Hoffner	Powers, Barne:	Vogel
Dahlen	Ivesdal	Powers, Cass	Wagner
Davis	Johnson,	Reimers	Wastvedt
Dornacker	Barnes	Rieger	Welder
Duncan	Johnson, G. V.	Rivinius	Wentz
Elkin	Jungroth	Rosendahl	Wilkie
Erickson,	Knudsen	Ruddy	Williamson
Mountrail	Krenz	Rundle	Winge
Erickson, Ward	Lang	Rustan	Mr. Speaker
Fossum	Larsen		
Absent and not voting:			
Anderson	Collette	Hilleboe	Olson
Bilden	Dick	Kvasager	Solberg
Boustead	Gudajtes	Montplaisir	Whittlesey
Burk			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 95. A Bill for an Act to amend and reenact section 15-39-32 of the North Dakota Century Code relating to teachers' insurance and retirement fund annuity payments.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Opedahl	Tweten
Coles	Hickle	Poling	Unruh
Connolly	Hoffner	Powers, Barne:	Vogel
Dahlen	Ivesdal	Powers, Cass	Wagner
Davis	Johnson,	Reimers	Wastvedt
Dornacker	Barnes	Rieger	Welder
Duncan	Johnson, G. V.	Rivinius	Wentz
Elkin	Jungroth	Rosendahl	Wilkie
Erickson,	Knudsen	Ruddy	Williamson
Mountrail	Krenz	Rundle	Winge
Erickson, Ward	Lang	Rustan	Mr. Speaker
Fossum	Larsen		
Absent and not voting:			
Anderson	Collette	Hilleboe	Olson

Bilden	Dick	Kvasager	Solberg
Boustead	Gudajtes	Montplaisir	Whittlesey
Burk			

So the bill passed and the title was agreed to.

Senate Bill No. 103. A Bill for an Act to amend and reenact section 18-04-05 of the North Dakota Century Code, relating to amount due cities, villages or rural fire departments; certificate of commissioner of insurance to department of accounts and purchases.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 94; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Ganser	Leer	Schaffer
Belquist	Gengler	Linderman	Schoenwald
Bergman	Gietzen	Loerch	Shablow
Bier	Giffey	Lundene	Shorma
Bloom	Glaspey	Meschke	Skaar
Borstad	Gronhovd	Meyer	Stallman
Bowles	Hardmeyer	Miller	Staven
Bowman	Harrison	Mueller	Stenhjem
Breum	Hauf	Myhre	Stockman
Brown	Haugen	Obie	Strand
Bruner	Haugland	Olafson	Streibel
Christensen	Hertz	Olienyk	Tough
Christopher	Hickle	Opedahl	Tweten
Connolly	Hoffner	Poling	Unruh
Dahlen	Ivesdal	Powers, Barnes	Vogel
Davis	Johnson,	Powers, Cass	Wagner
Dornacker	Barnes	Reimers	Wastvedt
Duncan	Johnson, G. V.	Rieger	Welder
Elkin	Jungroth	Rivinius	Wentz
Erickson,	Knudsen	Rosendahl	Wilkie
Mountrail	Krenz	Ruddy	Williamson
Erickson, Ward	Lang	Rundle	Winge
Fossum	Larsen	Rustan	Mr. Speaker

Absent and not voting:

Anderson	Coles	Gudajtes	Olson
Bilden	Collette	Hilleboe	Solberg
Boustead	Dick	Kvasager	Whittlesey
Burk	Froeschle	Montplaisir	

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 46 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. POLING, Chairman

Rep. Haugland moved that the report be adopted.

Rep. Larson moved a substitute motion that Senate Bill No. 46 be placed on the calendar, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 358

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, February 19, 1965

Mr. Speaker: I have the honor to return:
House Bill No. 579
House Concurrent Resolution "F"
Which the President has signed.

GERALD L. STAIR, Secretary

Rep. Fossum moved that the absent members be excused, which motion prevailed.

Rep. Fossum moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-SIXTH DAY

Bismarck, February 19, 1965

The House reconvened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Hubert E. Rhymes of the Methodist Church of Wyndmere, North Dakota.

Roll Call: All members present except Reps. Anderson, Bilden, Boustead, Burk, Collette, Dick, Gudajtes, Hilleboe, Kvasager, Montplaisir, Solberg and Whittlesey.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the forty-fourth day after recess and forty-fifth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "F"

Was delivered to the Secretary of State for his approval at the hour of 2:20 o'clock, February 19, 1965.

REP. SHABLOW, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 579

Was delivered to the Governor for his approval at the hour of 2:20 o'clock, February 19, 1965.

REP. SHABLOW, Chairman

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 128 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 201 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 202 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 218 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 279 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Powers of Cass moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 32 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 101 has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the engrossed bill delete the letters "ing" and insert in lieu thereof the letters "ings"

In line 18 after the word "least" delete the word "once" and insert in lieu thereof the word "twice" and after the comma delete the words "such to be held in July," and insert in lieu thereof the following language: "one meeting to be held in March and one meeting to be held in July"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 101 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 213 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 214 has had the same under consideration and recommends that the same be amended as follows:

In line 16 following the "comma" insert the following language: "chairman of the natural resources subcommittee of the Legislative Research Committee,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 214 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 232 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 292 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Concurrent Resolution "BB" has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Frank moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 570 - 613 - 678 - 686 - 711 - 765 - 915

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 19, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 513 - 514 - 517 - 519

House Bill No. 524 - 526 - 527 - 528

House Bill No. 532 - 545 - 575 - 576

House Bill No. 599 - 601 - 619 - 629

House Bill No. 722 - 739 - 786 - 810

House Bill No. 821 - 825 - 830 - 838

House Bill No. 846 - 853 - 860

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 119. A Bill for an Act to amend and reenact section 15-52-20 of the 1963 Supplement to the North Dakota Century Code, relating to loan conditions applicable to loans by the medical center loan fund board.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 7; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Fossum	Krenz	Ruddy
Backes	Frank	Larsen	Rundle
Belquist	Froeschle	Larson	Rustan
Bergman	Ganser	Leer	Sanstead
Bier	Gengler	Linderman	Schaffer
Bloom	Gietzen	Lundene	Schoenwald
Borstad	Giffey	Meschke	Shablow
Bowles	Glaspey	Meyer	Shorma
Bowman	Gronhovd	Miller	Skaar
Breum	Hardmeyer	Mueller	Stallman
Brown	Harrison	Myhre	Stenhjem
Bruner	Hauf	Obie	Stockman
Christensen	Haugen	Olafson	Strand
Christopher	Haugland	Olienyk	Tough
Coles	Hertz	Olson	Tweten

Connolly	Hickle	Opedahl	Unruh
Dahlen	Hoffner	Poling	Vogel
Davis	Ivesdal	Powers, Barnes	Welder
Dornacker	Johnson,	Powers, Cass	Wentz
Elkin	Barnes	Reimers	Wilkie
Erickson,	Johnson, G. V.	Rieger	Williamson
Mountrail	Jungroth	Rivinius	Winge
Erickson, Ward	Knudsen	Rosendahl	

Those voting in the negative were:

Lang	Staven	Wagner	Mr. Speaker
Loerch	Streibel	Wastvedt	

Absent and not voting:

Anderson	Collette	Gudajtes	Montplaisir
Bilden	Dick	Hilleboe	Solberg
Boustead	Duncan	Kvasager	Whittlesey
Burk			

So the bill passed and the title was agreed to.

Senate Bill No. 153. A Bill for an Act to amend and re-enact subdivision b of subsection 7 of section 21-03-06 of the North Dakota Century Code, relating to the purposes for which general obligation bonds may be issued by municipalities, authorizing the refunding of bonds in advance of maturity, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Tweten
Coles	Hickle	Opedahl	Unruh
Connolly	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Barnes	Wagner
Davis	Johnson,	Powers, Cass	Wastvedt
Dornacker	Barnes	Reimers	Welder
Duncan	Johnson, G. V.	Rieger	Wentz
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker
Fossum	Larsen	Rustan	

Absent and not voting:

Anderson	Burk	Gudajtes	Montplaisir
Bilden	Collette	Hilleboe	Solberg
Boustead	Dick	Kvasager	Whittlesey

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 36. A Bill for an Act to provide for a procedure whereby the legislative assembly may call itself into special session and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 92; nays, 3; absent and not voting, 14.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Bowles	Glaspey	Meschke	Stallman
Bowman	Gronhovd	Meyer	Staven
Breum	Hardmeyer	Miller	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Christensen	Haugen	Obie	Tough
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Connolly	Hickle	Opedahl	Vogel
Dahlen	Hoffner	Powers, Barnes	Wagner
Davis	Ivesdal	Powers, Cass	Wastvedt
Dornacker	Johnson,	Reimers	Welder
Duncan	Barnes	Rivinius	Wentz
Elkin	Johnson, G. V.	Rosendahl	Wilkie
Erickson,	Jungroth	Ruddy	Williamson
Mountrail	Knudsen	Rundle	Winge
Erickson, Ward	Krenz	Rustan	Mr. Speaker
Fossum	Lang		

Those voting in the negative were:

Olafson	Poling	Rieger
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Absent and not voting:

Anderson	Burk	Hilleboe	Solberg
Bilden	Collette	Kvasager	Stenhjem
Bloom	Dick	Montplaisir	Whittlesey
Boustead	Gudajtes		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1965

Mr. Speaker: The Senate requests the return of House Bill No. 613.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 121. A Bill for an Act to provide that the legislative research committee shall make necessary preparations prior to each legislative session; for the custody of legislative equipment; and approval of delayed expense vouchers after the adjournment of the legislative assembly.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman

Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Tweten
Coles	Hickle	Opedahl	Unruh
Connolly	Hoffner	Powers, Barnes	Vogel
Dahlen	Ivesdal	Powers, Cass	Wagner
Davis	Johnson,	Reimers	Wastvedt
Dornacker	Barnes	Rieger	Welder
Duncan	Johnson, G. V.	Rivinius	Wentz
Elkin	Jungroth	Rosendahl	Wilkie
Erickson,	Knudsen	Ruddy	Williamson
Mountrail	Krenz	Rundle	Winge
Erickson, Ward	Lang	Rustan	Mr. Speaker
Fossum	Larsen		

Absent and not voting:

Anderson	Collette	Hilleboe	Poling
Bilden	Dick	Kvasager	Solberg
Boustead	Gudajtes	Montplaisir	Whittlesey
Burk			

So the bill passed and the title was agreed to.

Senate Bill No. 154. A Bill for an Act authorizing municipalities to call for and consider only sealed bids for the purchase of municipal bonds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Tweten
Coles	Hickle	Opedahl	Unruh
Connolly	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Barnes	Wagner
Davis	Johnson,	Powers, Cass	Wastvedt
Dornacker	Barnes	Reimers	Welder
Duncan	Johnson, G. V.	Rieger	Wentz
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker
Fossum	Larsen	Rustan	

Absent and not voting:

Anderson	Burk	Gudajtes	Montplaisir
Bilden	Collette	Hilleboe	Solberg
Boustead	Dick	Kvasager	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 155. A Bill for an Act to amend and re-enact sections 21-09-01 and 21-09-05 of the 1963 Supplement to the North Dakota Century Code, changing the title of "The 1963 Bond Validating Act" to "The 1965 Bond Validating Act" and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1965.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Tweten
Coles	Hickle	Opedahl	Unruh
Connolly	Hoffner	Poling	Vogel
Dahlen	Ivesdal	Powers, Barnes	Wagner
Davis	Johnson,	Powers, Cass	Wastvedt
Dornacker	Barnes	Reimers	Welder
Duncan	Johnson, G. V.	Rieger	Wentz
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker
Fossum	Larsen	Rustan	

Absent and not voting:

Anderson	Burk	Gudajtes	Montplaisir
Bilden	Collette	Hilleboe	Solberg
Boustead	Dick	Kvasager	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 206. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the state of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Hettinger Public School District No. 13, Hettinger, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 94; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Aamoth	Fossum	Larson	Sanstead
Backes	Frank	Leer	Schaffer
Belquist	Froeschle	Linderman	Schoenwald
Bergman	Ganser	Loerch	Shablow
Bier	Gengler	Lundene	Shorma
Bloom	Gietzen	Meyer	Skaar
Borstad	Giffey	Miller	Stallman
Bowles	Glaspey	Mueller	Staven

Bowman	Gronhovd	Myhre	Stenhjem
Breum	Hardmeyer	Obie	Stockman
Brown	Harrison	Olafson	Strand
Bruner	Hauf	Olienyk	Streibel
Christensen	Haugen	Olson	Tough
Christopher	Hickle	Opedahl	Tweten
Coles	Hoffner	Poling	Unruh
Connolly	Ivesdal	Powers, Barnes	Vogel
Dahlen	Johnson,	Powers, Cass	Wagner
Davis	Barnes	Reimers	Wastvedt
Dornacker	Johnson, G. V.	Rieger	Welder
Duncan	Jungroth	Rivinius	Wentz
Elkin	Knudsen	Rosendahl	Wilkie
Erickson,	Krenz	Ruddy	Williamson
Mountrail	Lang	Rundle	Winge
Erickson, Ward	Larsen	Rustan	Mr. Speaker
Absent and not voting:			
Anderson	Collette	Hertz	Montplaisir
Bilden	Dick	Hilleboe	Solberg
Boustead	Gudajtes	Kvasager	Whittlesey
Burk	Haugland	Meschke	

So the bill passed and the title was agreed to.

ELEVENTH ORDER OF BUSINESS

Rep. Gengler moved that the House accede to the request of the Senate and return House Bill No. 613 to that body, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 19, 1965

Mr. President: I have the honor to return:

House Bill No. 613

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 100. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code relating to the arrangement of names on ballots and voting machines.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 82; nays, 8; absent and not voting, 19.

Those voting in the affirmative were:

Aamoth	Froeschle	Larson	Sanstead
Belquist	Ganser	Leer	Schaffer
Bier	Gengler	Linderman	Schoenwald
Bloom	Gietzen	Loerch	Shablow
Bowman	Giffey	Lundene	Shorma
Breum	Gronhovd	Meschke	Skaar
Brown	Hardmeyer	Meyer	Stallman
Bruner	Harrison	Miller	Staven
Christensen	Hauf	Mueller	Stenhjem
Christopher	Haugland	Myhre	Strand
Coles	Hickle	Olafson	Streibel
Connolly	Hoffner	Olienyk	Tough
Dahlen	Ivesdal	Opedahl	Tweten
Davis	Johnson,	Poling	Unruh
Dornacker	Barnes	Powers, Barnes	Vogel
Duncan	Johnson, G. V.	Reimers	Wagner
Elkin	Jungroth	Rivinius	Wastvedt
Erickson,	Knudsen	Rosendahl	Welder

Mountrail	Krenz	Ruddy	Wentz
Erickson, Ward	Lang	Rundle	Winge
Fossum	Larsen	Rustan	Mr. Speaker

Those voting in the negative were:

Backes	Bowles	Glaspey	Rieger
Bergman	Frank	Haugen	Wilkie

Absent and not voting:

Anderson	Collette	Kvasager	Solberg
Bilden	Dick	Montplaisir	Stockman
Borstad	Gudajtes	Obie	Whittlesey
Boustead	Hertz	Olson	Williamson
Burk	Hilleboe	Powers, Cass	

So the bill passed and the title was agreed to.

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 19-05-08, 19-05-09 and 19-05-10 of the North Dakota Century Code, relating to the administration and collection of taxes on oleo-margarine; and transferring the tax collecting function from the state treasurer to the state tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 79; nays, 12; absent and not voting, 18.

Those voting in the affirmative were:

Backes	Fossum	Larsen	Ruddy
Belquist	Froeschle	Larson	Rustan
Bergman	Ganser	Leer	Sanstead
Bier	Gengler	Linderman	Schaffer
Bloom	Gietzen	Loerch	Schoenwald
Bowles	Giffey	Lundene	Shablow
Bowman	Glaspey	Meschke	Shorma
Breum	Gronhovd	Meyer	Skaar
Brown	Hardmeyer	Miller	Stallman
Bruner	Harrison	Mueller	Staven
Christensen	Hauf	Myhre	Stenhjem
Christopher	Haugen	Olafson	Strand
Coles	Haugland	Olienyk	Streibel
Dahlen	Hoffner	Opedahl	Tough
Davis	Ivesdal	Poling	Unruh
Dornacker	Johnson,	Powers, Barnes	Vogel
Duncan	Barnes	Reimers	Wastvedt
Elkin	Jungroth	Rieger	Williamson
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Aamoth	Hickle	Rundle	Welder
Connolly	Johnson, G. V.	Tweten	Wentz
Frank	Lang	Wagner	Wilkie

Absent and not voting:

Anderson	Collette	Kvasager	Powers, Cass
Bilden	Dick	Montplaisir	Solberg
Borstad	Gudajtes	Obie	Stockman
Boustead	Hertz	Olson	Whittlesey
Burk	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 242. A Bill for an Act to amend and reenact subsection 5 of section 57-39-11 and subsection 5 of section 57-40-19 of the 1963 Supplement to the North Dakota Century Code to exempt the state tax commissioner from paying filing and recording fees for the filing and recording of notices of sales and use tax liens and satisfactions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 81; nays, 8; absent and not voting, 20.

Those voting in the affirmative were:

Aamoth	Froeschle	Linderman	Sanstead
Backes	Ganser	Loerch	Schaffer
Belquist	Gengler	Lundene	Schoenwald
Bergman	Gietzen	Meschke	Shablow
Bier	Giffey	Meyer	Shorma
Bloom	Gronhovd	Miller	Skaar
Bowles	Hardmeyer	Mueller	Stallman
Bowman	Hauf	Myhre	Staven
Breum	Haugen	Olafson	Stenhjem
Brown	Haugland	Olienyk	Strand
Bruner	Hoffner	Opedahl	Streibel
Christensen	Ivesdal	Poling	Tough
Christopher	Johnson,	Powers, Barnes	Vogel
Coles	Barnes	Powers, Cass	Wagner
Dahlen	Johnson, G. V.	Reimers	Welder
Davis	Jungroth	Rieger	Wentz
Duncan	Krenz	Rivinius	Wilkie
Erickson,	Lang	Rosendahl	Williamson
Mountrail	Larsen	Ruddy	Winge
Erickson, Ward	Larson	Rundle	Mr. Speaker
Fossum	Leer	Rustan	

Those voting in the negative were:

Connolly	Frank	Hickle	Unruh
Dornacker	Glaspey	Tweten	Wastvedt

Absent and not voting:

Anderson	Collette	Hertz	Obie
Bilden	Dick	Hilleboe	Olson
Borstad	Elkin	Knudsen	Solberg
Boustead	Gudajtes	Kvasager	Stockman
Burk	Harrison	Montplaisir	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 247. A Bill for an Act to amend and reenact section 57-39-18 of the 1963 Supplement to the North Dakota Century Code, relating to the payment of sales taxes, penalties and other charges to the state tax commissioner and provides for the disposition of funds collected.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 85; nays, 2; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Gengler	Linderman	Schaffer
Backes	Gietzen	Loerch	Schoenwald
Belquist	Giffey	Lundene	Shablow
Bergman	Glaspey	Meschke	Shorma
Bier	Gronhovd	Meyer	Skaar
Bloom	Hardmeyer	Mueller	Stallman
Bowles	Harrison	Myhre	Staven
Bowman	Hauf	Olafson	Strand
Breum	Haugen	Olienyk	Streibel
Brown	Haugland	Opedahl	Tough
Bruner	Hickle	Poling	Tweten
Christensen	Hoffner	Powers, Barnes	Unruh
Christopher	Ivesdal	Powers, Cass	Vogel
Coles	Johnson,	Reimers	Wagner
Connolly	Barnes	Rieger	Wastvedt
Dahlen	Johnson, G. V.	Rivinius	Welder
Davis	Jungroth	Rosendahl	Wentz

Dornacker	Krenz	Ruddy	Wilkie
Erickson, Ward	Lang	Rundle	Williamson
Fossum	Larsen	Rustan	Winge
Froeschle	Larson	Sanstead	Mr. Speaker
Ganser	Leer		

Those voting in the negative were:

Duncan Frank

Absent and not voting:

Anderson	Dick	Hilleboe	Olson
Bilden	Elkin	Knudsen	Solberg
Borstad	Erickson,	Kvasager	Stenhjem
Boustead	Mountrail	Miller	Stockman
Burk	Gudajtes	Montplaisir	Whittlesey
Collette	Hertz	Obie	

So the bill passed and the title was agreed to.

Senate Bill No. 286. A Bill for an Act to authorize the tax commissioner to maintain a cash fund in the tax department for making necessary change.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 86; nays, 1; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Froeschle	Larson	Sanstead
Backes	Ganser	Leer	Schaffer
Belquist	Gengler	Linderman	Shorma
Bergman	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Stallman
Bloom	Glaspey	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olienyk	Tweten
Christensen	Haugland	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hoffner	Powers, Barnes	Wagner
Dahlen	Ivesdal	Powers, Cass	Wastvedt
Davis	Johnson,	Reimers	Welder
Dornacker	Barnes	Rieger	Wentz
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson, Ward	Krenz	Ruddy	Winge
Fossum	Lang	Rundle	Mr. Speaker
Frank	Larsen	Rustan	

Those voting in the negative were:

Connolly

Absent and not voting:

Anderson	Dick	Knudsen	Schoenwald
Bilden	Erickson,	Kvasager	Shablow
Borstad	Mountrail	Miller	Solberg
Boustead	Gudajtes	Montplaisir	Stockman
Burk	Hertz	Obie	Whittlesey
Collette	Hilleboe	Olson	

So the bill passed and the title was agreed to.

Senate Bill No. 303. A Bill for an Act to amend and reenact section 57-37-27 of the North Dakota Century Code, relating to the determination of estate tax on estates when there is no probate proceeding within this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 1; absent and not voting, 19.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Bowles	Giffey	Meschke	Stallman
Bowman	Glaspey	Meyer	Staven
Breum	Gronhovd	Miller	Stenhjem
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Christensen	Hauf	Olafson	Tough
Christopher	Haugen	Olienyk	Tweten
Coles	Haugland	Opedahl	Unruh
Connolly	Hickle	Poling	Vogel
Dahlen	Hoffner	Powers, Barnes	Wagner
Davis	Ivesdal	Powers, Cass	Wastvedt
Dornacker	Johnson,	Reimers	Welder
Duncan	Barnes	Rieger	Wentz
Elkin	Johnson, G. V.	Rivinius	Wilkie
Erickson,	Jungroth	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Lang	Rustan	

Those voting in the negative were:

Rundle

Absent and not voting:

Anderson	Collette	Knudsen	Solberg
Bilden	Dick	Kvasager	Stockman
Borstad	Gudajtes	Montplaisir	Whittlesey
Boustead	Hertz	Obie	Williamson
Burk	Hilleboe	Olson	

So the bill passed and the title was agreed to.

Senate Bill No. 77. A Bill for an Act to amend and reenact subsection 3 of Section 36-09-02 of the North Dakota Century Code, relating to the application for use of livestock brand or mark, and creating and enacting subsection 4 of Section 36-09-02 of the North Dakota Century Code, defining the term "numerical brand."

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 83; nays, 4; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Gietzen	Linderman	Schaffer
Backes	Giffey	Loerch	Schoenwald
Belquist	Glaspey	Lundene	Shablow
Bier	Gronhovd	Meschke	Shorma
Bloom	Hardmeyer	Meyer	Skaar
Bowman	Harrison	Miller	Stallman
Breum	Hauf	Mueller	Staven
Brown	Haugen	Myhre	Strand
Bruner	Haugland	Olafson	Streibel
Christensen	Hickle	Olienyk	Tough
Christopher	Hoffner	Opedahl	Tweten
Coles	Ivesdal	Poling	Unruh
Connolly	Johnson,	Powers, Barnes	Vogel
Dahlen	Barnes	Powers, Cass	Wagner
Duncan	Johnson, G. V.	Reimers	Wastvedt
Erickson,	Jungroth	Rieger	Welder
Mountrail	Krenz	Rivinius	Wentz

Erickson, Ward	Lang	Rosendahl	Wilkie
Fossum	Larsen	Rundle	Williamson
Frank	Larson	Rustan	Winge
Froeschle	Leer	Sanstead	Mr. Speaker

Those voting in the negative were:

Bergman	Bowles	Davis	Ruddy
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Absent and not voting:

Anderson	Dick	Hilleboe	Olson
Bilden	Dornacker	Knudsen	Solberg
Borstad	Elkin	Kvasager	Stenhjem
Boustead	Ganser	Montplaisir	Stockman
Burk	Gudajtes	Obie	Whittlesey
Collette	Hertz		

So the bill passed and the title was agreed to.

Senate Bill No. 86. A Bill for an Act to repeal section 36-14-14, all of chapters 36-16, 36-17, 36-18, and 36-19 of the North Dakota Century Code relating to certificates of health being required on sale of purebred cattle and non-registered bulls for breeding purposes, glanders and dourine, bot treatment law, serum institute, and dipping stations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 1; absent and not voting, 21.

Those voting in the affirmative were:

Aamoth	Ganser	Leer	Sanstead
Backes	Gengler	Linderman	Schaffer
Belquist	Gietzen	Loerch	Shablow
Bergman	Giffey	Lundene	Shorma
Bier	Glaspay	Meschke	Skaar
Bloom	Gronhovd	Meyer	Stallman
Bowman	Hardmeyer	Miller	Staven
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hickle	Opedahl	Tweten
Connolly	Hoffner	Poling	Unruh
Dahlen	Ivesdal	Powers, Barnes	Vogel
Davis	Johnson,	Powers, Cass	Wagner
Dornacker	Barnes	Reimers	Wastvedt
Duncan	Johnson, G. V.	Rieger	Welder
Erickson,	Jungroth	Rivinius	Wentz
Mountrail	Krenz	Rosendahl	Wilkie
Erickson, Ward	Lang	Ruddy	Williamson
Fossum	Larsen	Rundle	Winge
Frank	Larson	Rustan	Mr. Speaker
Froeschle			

Those voting in the negative were:

Bowles

Absent and not voting:

Anderson	Collette	Hilleboe	Olson
Bilden	Dick	Knudsen	Schoenwald
Borstad	Elkin	Kvasager	Solberg
Boustead	Gudajtes	Montplaisir	Stenhjem
Burk	Hertz	Obie	Whittlesey
Coles			

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House be on the 12th order of business and on the conclusion thereof, stand recessed until 1:00 p.m., February 22, 1965, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 43. A Bill for an Act to create and enact subsection 25 of section 57-02-08 and section 57-38-58 of the North Dakota Century Code, relating to personal property tax exemptions and imposing an additional tax on income, and to repeal sections 18-03-09, 37-01-27, and 57-15-23 of the North Dakota Century Code, relating to the imposition of the per capita school tax and exemptions therefrom.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 93. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 135. A Bill for an Act to amend and reenact sections 26-19-01 and 26-22-45 of the North Dakota Century Code, relating to the adjustment of hail insurance claims.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 150. A Bill for an Act to amend and reenact section 15-40-12 and 15-40-26 of the North Dakota Century Code and sections 15-40-14 and 15-40-24 of the North Dakota Century Code as amended by the 1963 Supplement, relating to high school and elementary per pupil payments respectively.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 161. A Bill for an Act to amend and reenact subsection 1 of section 43-15-01 and section 43-15-32 of the North Dakota Century Code, and subsection 1 of section 43-15-35 of the 1963 Supplement to the North Dakota Century Code, relating to the practice of pharmacy and regulations of same and providing penalty therefor.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 200. A Bill for an Act to amend and reenact section 40-45-09 of the 1963 Supplement to the North Dakota Century Code relating to when a policeman may retire on pension and the amount to be paid to such retiring policeman.

Was read the first time and referred to the Committee on Labor Relations.

Senate Bill No. 251. A Bill for an Act to amend and reenact sections 57-51-05, 57-51-06 and 57-51-17 of the North Dakota Century Code, relating to the due dates and delinquency dates for paying gross production taxes and for the filing of reports by producers, purchasers and carriers pursuant to the provisions of the oil and gas gross production tax law.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 270. A Bill for an Act to provide for the deposit of state publications with the state library commission for distribution to certain depository libraries; to provide a means for the consolidation of library services; to amend and reenact sections 26-24-09, 40-38-01, 40-38-02, 40-38-03, 40-46-09, 54-24-03, and 57-15-08 of the North Dakota Century Code, to provide insurance against damage caused by vandalism; to provide for the mandatory establishment of public libraries when approved by the people; to provide higher mill levy limitations for libraries; to provide a limitation on the number of terms a member of a public library board can serve; to provide a retirement pension for librarians; and to provide additional duties for the state library commission and to repeal sections 54-24-04, 54-24-05, and 54-24-06 of the North Dakota Century Code, relating to the rules, administration and duties of the state library commission.

Was read the first time and referred to the Committee on General Affairs.

Senate Bill No. 271. A Bill for an Act to define willful trespass upon land, providing a penalty, and to repeal section 12-41-12 of the North Dakota Century Code.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 287. A Bill for an Act to amend and reenact sections 6-02-01 and 6-05-01 of the 1963 Supplement to the North Dakota Century Code, and section 6-03-11 of the North Dakota Century Code, relating to organization, mergers and powers of banks and trust companies.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 297. A Bill for an Act to amend and reenact section 12-37-07 of the North Dakota Century Code, relating to the punishment for an attempt to extort money or property.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 299. A Bill for an Act to amend and reenact subsections 2, 3, and 4 of section 43-12-25 and sections 43-12-26, 43-12-27, 43-12-28, 43-12-29, 43-12-30, and 43-12-31 of the North Dakota Century Code, relating to nurse preparation scholarship loans for qualified residents of North Dakota who express an intent to prepare for nursing and designating the state board to administer the provisions of this Act.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 307. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, authorizing a local Spiritual Assembly of the Baha's faith, organized or possessing a certificate of authority pursuant to the North Dakota Nonprofit Corporation Act, to solemnize marriages.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 314. A Bill for an Act creating and enacting sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 of the North Dakota Century Code, relating to withholding of income taxes from wages of nonresident employees, declaration and payment of estimated income, amendment of declaration, and providing an effective date and penalties.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 317. A Bill for an Act to amend and reenact sections 39-13-03 and 39-10-04 of the North Dakota Century Code relating to parking and traffic signs within municipalities.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 318. A Bill for an Act providing for a modern council form of government for cities and to amend and reenact sections 40-03-01, 40-03-04, 40-04-08, and 40-12-01 of the North Dakota Century Code and section 40-04-10 of the 1963 Supplement to the North Dakota Century Code, relating to the adoption thereof.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 321. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 327. A Bill for an Act to repeal chapter 26-22 of the North Dakota Century Code, relating to the hail insurance department and providing an effective date.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 329. A Bill for an Act relating to the contents of conveyances to the state or any of its political subdivisions.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2. A Bill for an Act making an appropriation for the general operation, maintenance, and improvements of the extension division and experiment stations of North Dakota State University of Agriculture and Applied Science.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 28. A Bill for an Act to provide for a national guard operating fund and expenditures therefrom, and to create and enact section 50-21-02.1 of the North Dakota Century Code, relating to the revolving fund for the construction of nursing homes, and to amend and reenact section 2 of chapter 56 of the 1963 Session Laws of North Dakota, sections 25-01-10, 26-22-07, 26-22-16, 26-22-52, 26-23-04, 26-23-12, 26-23-16, 26-24-03, 26-24-12, 26-24-13, 26-24-14, 26-24-17, 27-12-06, 37-14-08, 39-16-10, 50-06-04, 50-06-14, 50-24-26, 50-24-27, 52-09-03, 52-09-06, subsection d of section 52-10-06, sections 54-23-25, 54-23-40, 54-23-41, 57-52-15, 65-02-05, and 65-04-30 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the Bank of North Dakota, withdrawal of such moneys by vouchers and abstracts approved by state officials or the state auditing board, the preparation of warrant-checks and the supervision of check-writing procedures by the department of accounts and purchases, and generally providing uniform fiscal procedures for state agencies, and to repeal section 26-24-20, subsection 5 of section 37-02-06, chapter 37-06, section 54-11-02, and 54-23-41.1 of the North Dakota Century Code, relating to procedures for the payments from appropriations and funds of state educational institutions, payment of insurance adjustment expenses, the office of paymaster general in the national guard, the disposition of vouchers by the state treasurer, and the monthly purchases abstract for the board of administration.

Was read the first time and referred to the Committee on General Affairs.

Senate Bill No. 38. A Bill for an Act to restrict judges of the supreme court or district courts from practicing law and requiring such judges not to hear cases in which they have an interest and to define vacancies in the supreme court and district courts and the method of filling such vacancies and to create sections 16-06-06.1 and 27-15-03.1 of the North Dakota Century Code, relating to placing the names of judges on the election ballot and judicial council meetings; to amend and reenact sections 16-04-01, 16-04-02, 16-05-01, 27-02-01, 27-15-03, 27-15-05, 44-02-02, and 44-02-03 of the North Dakota Century Code, relating to election ballots, petitions, certificates of nomination for elected officials, the duties of the judicial council, the selection of the chief justice of the supreme court, vacancies in state or district offices, and providing an effective date.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 42. A Bill for an Act to provide for the taxation of electric generating plants with a generating capacity of over one hundred thousand kilowatts, providing for reports by said companies, computation of taxes due and notice thereof, providing a due date for payment of taxes, providing for the enforcement of payment, the deposit and allocation of revenues received, duties of the state and county treasurers, promulgation of rules, appeals, and penalties, and to amend section 57-33-01 of the North Dakota Century Code to exclude large cooperative electric generating companies from the provisions thereof.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 87. A Bill for an Act to authorize the establishment of community mental health service units, to provide for their administration and for state aid and assistance from mental health division of the state department of health, to authorize a mill levy of not to exceed three-quarters of one mill for such purpose and providing for an appropriation.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 116. A Bill for an Act to amend and reenact sections 21-10-02 and 21-10-03 of the 1963 Supplement to the North Dakota Century Code, relating to the state investment board.

Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 151. A Bill for an Act to authorize vocational educational school districts to be established by a county or counties and authorizing a county three-mill levy for maintaining such school districts.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 163. A Bill for an Act to provide for the organization and operation of Vector Control Districts.

Was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 165. A Bill for an Act to require residents and nonresidents to obtain a general game license before obtaining any license to hunt game birds or game animals, and to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 168. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.9, 38-08-09.10, 38-08-09.11, 38-08-09.12,

and 38-08-09.13 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations.

Was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 194. A Bill for an Act to provide for the upkeep of abandoned cemeteries by the various counties.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 198. A Bill for an Act to provide written notice to a real estate owner by the assessor that his assessment has been increased.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 221. A Bill for an Act to amend and reenact subsections 3 and 4 of section 20-01-01 of the North Dakota Century Code relating to the definition of resident and nonresident in the game and fish laws.

Was read for the first time and referred to the Committee on Natural Resources.

Senate Bill No. 228. A bill for an Act to amend and reenact section 15-53-14.1 of the North Dakota Century Code, as amended by the Session Laws of 1963, relating to elections for consolidating or reorganizing two or more reorganized school districts.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 257. A Bill for an Act to regulate the practice of engineering and land surveying; provide for the registration of qualified persons as engineers and land surveyors, and the certification of engineers-in-training; define the terms "engineer", "professional engineer", "engineer-in-training", "land surveyor" and "practice of engineering"; create a state board of registration for professional engineers and land surveyors and provide for the appointment and compensation of its members; fix the term of members of the board and define its powers and duties; set forth the minimum qualification and other requirements for registration as an engineer, land surveyor and certification as an engineer-in-training; establish registration fees with expiration and renewal requirements; impose certain duties upon the state and political subdivision thereof in connection with public work, and provide for the enforcement of this Act and penalties for its violation and to repeal chapter 43-19 and chapter 43-24 of the North Dakota Century Code, except in the case of a person who has filed an application prior to January 1, 1965 and subsequent applications by such person.

Was read the first time and referred to the Committee on General Affairs.

Senate Bill No. 293. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the contents of motor vehicle license plates and providing an effective date.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 298. A Bill for an Act to amend and reenact section 15-39-28.1 of the 1963 Supplement to the North Dakota Century Code, establishing a minimum retirement annuity for certain members of the teachers' insurance and retirement fund.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 300. A Bill for an Act to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-15, and 34-06-16 of the North Dakota Century Code, providing minimum wages for all employees, under regulations affecting minimum wages; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical or mental condition, or experience and training; and making an appropriation therefor.

Was read the first time and referred to the Committee on Labor Relations.

Senate Bill No. 313. A Bill for an Act authorizing the department of agriculture and labor to provide equipment and personnel for the chemical testing of foods for human and animal consumption and providing appropriation therefor.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 326. A Bill for an Act to create and establish the office of county supervisor of assessments, to prescribe the duties therefor and to provide for a tax levy; to provide for the appointment of township, village and city supervisor of assessments; to provide for equalization of property assessments; to amend and reenact sections 40-07-08, 40-14-04, 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-37, 57-03-01, 57-03-02, 57-13-04, 57-13-07, 57-13-08, 57-14-01, 57-14-02 and 57-14-05 of the North Dakota Century Code; to repeal sections 4-01-02, 4-01-03, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-21-04, 57-02-29, 57-02-32, 57-02-33, 57-02-34, 57-09-02, 57-09-04, 57-09-05, 57-09-06, 57-10-02, 57-10-03, 57-11-02, 57-11-03, 57-11-04, 57-11-05, 57-12-02, 57-12-04, 57-14-03, 57-31-01, 58-05-18, 61-20-05 and chapters 40-19 and 58-09 of the North Dakota Century Code and sections 11-10-02.2 and 57-12-06 of the 1963 Supplement to the North Dakota Century Code.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 332. A Bill for an Act to provide for an interstate compact for pest control assuring a high degree of cooperation between states for the purpose of reducing the multi-billion dollar loss each year from the depredations of pests, providing for its administration, and making an appropriation.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 338. A Bill for an Act providing for a capitol grounds planning commission; making an appropriation for capitol grounds planning, making an appropriation for a state highway department building, and declaring an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 330. A Bill for an Act relating to the termination of certain easements.

Was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 341. A Bill for an Act to amend and reenact section 39-10-46 of the North Dakota Century Code and subsection 2 of section 39-21-27 of the 1963 Supplement to the North Dakota Cen-

tury Code, relating to overtaking and passing school buses and special lighting and warning equipment on school buses.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 347. A Bill for an Act to provide for the licensing, bonding, and regulation of dealers in livestock, poultry, and wool in the state of North Dakota, to provide requirements thereof and to provide for the powers and duties of the dairy commissioner in connection therewith and providing penalties; and to repeal chapter 36-04 of the North Dakota Century Code, relating to the licensing, bonding and regulation of dealers in livestock, poultry, and wool in the state of North Dakota.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 348. A Bill for an Act to amend and reenact subsection 5 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of gross receipts from sales of books and school supplies by public school boards, parochial or private non-profit schools to create and enact a new subsection to section 57-39-03 of the North Dakota Century Code, to provide an exemption of gross receipts of hospitals, infirmaries, sanatoriums, nursing homes, homes for the aged and like institutions from sales of services to patients or occupants; and to amend and reenact subsection 3 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code relating to definition of "retail sale".

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 349. A Bill for an Act making an appropriation to the board of higher education for the purpose of matching federal funds in the construction and equipping of building at state institutions of higher education and providing an effective date.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 353. A Bill for an Act making an appropriation to the adjutant general to pay for special assessments levied against national guard property in the city of Hettinger.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 357. A Bill for an Act providing for the collection of funds expended under the provisions of Senate Bill No. 356 of the 1965 Legislative Session for disaster relief on private land and declaring an emergency.

Was read the first time and referred to the Committee on General Affairs.

Senate Concurrent Resolution "G". A concurrent resolution for the amendment of sections 156 and 162 of the Constitution of the state of North Dakota, relating to the direction of the investment of and the types of permissible investments for the permanent funds of the common schools and institutions of the state.

Was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution "L". A concurrent resolution for the amendment of section 175 of the Constitution of the state of North Dakota, relating to the levy of taxes and to the adoption of federal definitions of income, deductions from income, and taxable income for purposes of state personal income, unincorporated business and corporation taxation and to the adoption of federal definitions of gross estate and deductions from gross estate for purposes of state estate taxation.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Concurrent Resolution "O". A concurrent resolution to amend and reenact section 74 of the Constitution of the state of North Dakota to provide for the election of the governor and lieutenant governor on a joint ballot.

Was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution "P". A concurrent resolution for the amendment of section 90 of the Constitution of the state of North Dakota changing the selection of judges from an elective to an appointive-elective system and to preserve the tenure of the judges presently in office and those who would take office prior to

Was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution "U". A concurrent resolution urging the Bureau of Public Roads to adopt standards allowing the use of yellow centerlines in the northern states.

Was read the first time and referred to the Committee on Transportation.

Senate Concurrent Resolution "X". A concurrent resolution applying to the Supreme Court of the United States of America, stating that the state of North Dakota is a sovereign political entity with sole authority for regulating its own internal political affairs.

Was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution "Y". A concurrent resolution endorsing, supporting and urging the development of the water resources of the Pembina River Basin in the Province of Manitoba, Canada and the State of North Dakota, United States of America, and commending the International Joint Commission and participating agencies.

Was read the first time and referred to the Committee on Natural Resources.

Senate Concurrent Resolution "CC". A concurrent resolution petitioning the Congress of the United States to call a convention for proposing an amendment to the Constitution of the United States, unless Congress shall sooner have submitted such an amendment, to provide for the election of the President and Vice President in a manner fair and just to the people of the United States.

Was read the first time and referred to the Committee on Judiciary.

And the House stood recessed pursuant to motion of Rep. Giffey until 1:00 p.m., February 22, 1965.

DONNELL HAUGEN, Chief Clerk

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-NINTH DAY

Bismarck, February 22, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the eighth order of business.

EIGHTH ORDER OF BUSINESS

Rep. Haugen moved that Senate Bill No. 270 be re-referred from the Committee on General Affairs to the Committee on State and Federal Government, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 22, 1965

Mr. President: I have the honor to return:

Senate Bill No. 36 - 63 - 77

Senate Bill No. 86 - 88 - 91

Senate Bill No. 92 - 95 - 100

Senate Bill No. 103 - 113 - 119

Senate Bill No. 121 - 153 - 154

Senate Bill No. 155 - 206 - 242

Senate Bill No. 247 - 286 - 303

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 513

House Bill No. 514

House Bill No. 517

House Bill No. 519

House Bill No. 524

House Bill No. 526

House Bill No. 527

House Bill No. 528

House Bill No. 532

House Bill No. 545

House Bill No. 575

House Bill No. 576

House Bill No. 601

House Bill No. 615

House Bill No. 629

House Bill No. 722

House Bill No. 739

House Bill No. 786

House Bill No. 810

House Bill No. 821
 House Bill No. 825
 House Bill No. 830
 House Bill No. 838
 House Bill No. 846
 House Bill No. 853
 House Bill No. 860

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Bill No. 944, to-wit:

"For an Act to amend and reenact section 57-33-04 of the North Dakota Century Code relating to taxation of rural electric co-operatives."

House Bill No. 943, to-wit:

"For an Act to authorize the state board of higher education to quitclaim its interest in certain lands to the state highway department for use as highway rights of way."

And recommend the same be introduced.

REP. GIFFEY, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Concurrent Resolution "T-1", to-wit:

"A concurrent resolution relating to the refurbishing and replacement of certain equipment of the house of representatives."

House Concurrent Resolution "S-1", to-wit :

"A concurrent resolution directing the Legislative Research Committee to study the proper role of a state architect in the planning and coordination of state buildings."

And recommend the same be introduced.

REP. GIFFEY, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

Reps. Giffey and Streibel (through Delayed Bills Committee), introduced:

House Bill No. 943. A Bill for an Act to authorize the state board of higher education to quitclaim its interest in certain lands to the state highway department for use as highway rights of way.

Was read the first time and referred to the Committee on Education.

Reps. Jungroth, Powers of Cass, and Unruh (through Delayed Bills Committee), introduced:

House Concurrent Resolution "T-1". A concurrent resolution directing the legislative research committee to study the proper role of a state architect in the planning and coordination of state buildings.

Was read the first time and referred to the Committee on State and Federal Government.

The Committee on Delayed Bills introduced:

House Concurrent Resolution "S-1". A concurrent resolution relating to the refurbishing and replacement of certain equipment of the house of representatives.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Lundene, Opedahl, and Lang (through Delayed Bills Committee) introduced:

House Bill No. 944. A Bill for an Act to amend and reenact section 57-33-04 of the North Dakota Century Code relating to taxation of rural electric cooperatives.

Was read the first time and referred to the Committee on General Affairs.

FIRST READING OF A SENATE BILL

Senate Bill No. 358. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher education backed by the full faith and credit of the state, providing for their payment, and appropriating the proceeds of such bonds for such purposes, and declaring an emergency.

Was read the first time and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 9 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 13 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 14 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 19 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 20 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 27 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 109 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 156 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 162 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 197 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 210 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 167 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the engrossed bill delete the word "ten" and insert in lieu thereof the word "four".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. COLLETTE, Chairman

Rep. Johnson of Slope moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 167 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 90 has had the same under consideration and recommends that the same do pass.

REP. COLLETTE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 89 has had the same under consideration and recommends that the same do pass.

REP. COLLETTE, Chairman

Rep. Stallman moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 94. A Bill for an Act to create and enact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code relating to the definition of authorized emergency vehicles.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 3; absent and not voting, 5:

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Anderson	Froeschle	Larson	Schaffer
Backes	Ganser	Leer	Schoenwald
Belquist	Gengler	Linderman	Shablow
Bergman	Gietzen	Loerch	Shorma
Bier	Giffey	Lundene	Skaar
Bloom	Glaspay	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Strand
Breum	Hauf	Myhre	Streibel
Brown	Haugen	Obie	Tough
Bruner	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Duncan	Johnson, G. V.	Rieger	Wilkie
Erickson,	Knudsen	Rivinius	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker
Fossum	Lang	Rustan	

Those voting in the negative were:

Bilden	Davis	Elkin
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Absent and not voting:

Burk	Jungroth	Ruddy	Stockman
Dornacker			

So the bill passed and the title was agreed to.

Senate Bill No. 96. A Bill for an Act to amend and reenact subsection 3 of section 39-10-44 of the 1963 Supplement to the North Dakota Century Code relating to uniform traffic control devices and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspay	Meyer	Staven
Boustead	Gronhovd	Miller	Stenhjem
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel

Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Burk	Dornacker	Jungroth	Ruddy
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To the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 97. A Bill for an Act to amend and reenact section 39-19-01 of the North Dakota Century Code relating to the membership of the reciprocity commission, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspey	Meyer	Staven
Boustead	Gronhovd	Miller	Stenhjem
Bowles	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Burk	Dornacker	Jungroth	Ruddy
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 140. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code relating to the additional fee of fifty cents charged for the registration of motor vehicles, and to provide for the transfer of the balance remaining in the license plate revolving fund to the motor vehicle registration fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Sanstead
Anderson	Frank	Larsen	Schaffer
Backes	Froeschle	Larson	Schoenwald
Belquist	Ganser	Leer	Shablow
Bergman	Gengler	Linderman	Shorma
Bier	Gietzen	Loerch	Skaar
Bilden	Giffey	Lundene	Solberg
Bloom	Glaspey	Meschke	Stallman
Borstad	Gronhovd	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Bowman	Harrison	Myhre	Strand
Breum	Hauf	Obie	Streibel
Brown	Haugen	Olafson	Tough
Bruner	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Rundle	Winge
Mountrail	Kvasager	Rustan	Mr. Speaker
Erickson, Ward			

Absent and not voting:

Burk	Dornacker	Montplaisir	Ruddy
Christensen	Jungroth		

So the bill passed and the title was agreed to.

Senate Bill No. 216. A Bill for an Act to amend and reenact section 39-03-09 of the North Dakota Century Code relating to the powers of the highway patrol.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspey	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Bowman	Harrison	Myhre	Strand
Breum	Hauf	Obie	Streibel
Brown	Haugen	Olafson	Tough
Bruner	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder

Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail			

Absent and not voting:

Burk	Gronhovd	Montplaisir	Ruddy
Dornacker	Jungroth		

So the bill passed and the title was agreed to.

Senate Bill No. 45. A Bill for an Act to create and enact chapter 11-05A and Sections 11-05-11.1, 11-08-02.1, and 11-09-10.1, and to amend and reenact sections 11-05-01, 11-05-02, 11-05-04, 11-05-05, 11-05-19, 11-08-02, 11-08-05, subsection 4 of section 11-08-06, sections 11-09-01, 11-09-02, 11-09-03, 11-09-05, 11-09-07, 11-09-08, 11-09-09, 11-09-10, 11-09-11, 11-09-12, 11-09-13, 11-09-15, 11-09-16, 11-09-17, 11-09-18, 11-09-19, 11-09-20, 11-09-21, 11-09-22, 11-09-23, 11-09-24, 11-09-25, 11-09-26, 11-09-27, 11-09-29, 11-09-30, 11-09-31, 11-09-32, 11-09-33, 11-09-34, 11-09-35, 11-09-38, 11-09-39, 11-09-40, 11-09-42, 11-09-43, 11-09-44, 11-09-45, 11-09-46, 11-09-47, and 11-09-48 of the North Dakota Century Code, relating to a county consolidation committee, county consolidation and county office consolidation, and to repeal sections 11-05-15, 11-09-06, and 11-09-28 of the North Dakota Century Code, relating to county offices.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 69 of the Senate Journal, the roll was called and there were: ayes, 93; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Sanstead
Anderson	Froeschle	Larsen	Schaffer
Backes	Ganser	Larson	Schoenwald
Belquist	Gengler	Leer	Shablow
Bergman	Gietzen	Linderman	Shorma
Bier	Giffey	Lundene	Skaar
Bilden	Glaspey	Meschke	Solberg
Bloom	Gudajtes	Meyer	Stallman
Boustead	Hardmeyer	Miller	Staven
Bowman	Harrison	Montplaisir	Stockman
Brown	Hauf	Mueller	Strand
Christensen	Haugen	Myhre	Streibel
Christopher	Haugland	Obie	Tough
Coles	Hertz	Olafson	Tweten
Collette	Hickle	Olienyk	Unruh
Connolly	Hilleboe	Opedahl	Vogel
Dahlen	Hoffner	Powers, Barnes	Wagner
Davis	Ivesdal	Powers, Cass	Wastvedt
Dick	Johnson,	Reimers	Wentz
Elkin	Barnes	Rieger	Whittlesey
Erickson,	Johnson, G. V.	Rivinius	Williamson
Mountrail	Knudsen	Rosendahl	Winge
Erickson, Ward	Krenz	Rundle	Mr. Speaker
Fossum	Kvasager	Rustan	

Those voting in the negative were:

Borstad	Bruner	Olson	Welder
Bowles	Gronhovd	Poling	Wilkie
Breum	Loerch		
Absent and not voting:			
Burk	Duncan	Ruddy	Stenhjem
Dornacker	Jungroth		

So the bill passed and the title was agreed to.

Senate Bill No. 176. A Bill for an Act to amend and reenact sections 23-14-04, 23-14-05, 23-14-08, 23-14-10, and 23-14-11 of the North Dakota Century Code relating to health districts including organization of district board of health, appointment of district health officer and his assistants, their compensation, and providing and disbursing of health district funds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 213 of the Senate Journal, the roll was called and there were: ayes, 92; nays, 12; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Froeschle	Lang	Sanstead
Backes	Gengler	Larsen	Schaffer
Belquist	Gietzen	Larson	Schoenwald
Bergman	Giffey	Leer	Shablow
Bier	Glaspey	Linderman	Shorma
Bloom	Gronhovd	Lundene	Skaar
Borstad	Gudajtes	Meschke	Solberg
Boustead	Hardmeyer	Meyer	Stallman
Bowman	Harrison	Miller	Staven
Breum	Hauf	Montplaisir	Stockman
Brown	Haugen	Myhre	Strand
Christensen	Haugland	Obie	Streibel
Christopher	Hertz	Olafson	Tweten
Coles	Hickle	Olienyk	Unruh
Collette	Hilleboe	Olson	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Dick	Ivesdal	Poling	Wastvedt
Duncan	Johnson,	Powers, Barnes	Wentz
Elkin	Barnes	Powers, Cass	Whittlesey
Erickson,	Johnson, G. V.	Reimers	Wilkie
Mountrail	Knudsen	Rieger	Williamson
Erickson, Ward	Krenz	Rivinius	Winge
Fossum	Kvasager	Rosendahl	Mr. Speaker
Frank		Rustan	

Those voting in the negative were:

Anderson	Bruner	Ganser	Rundle
Bilden	Connolly	Loerch	Tough
Bowles	Davis	Mueller	Welder

Absent and not voting:

Burk	Jungroth	Ruddy	Stenhjem
Dornacker			

So the bill passed and the title was agreed to.

Senate Bill No. 133. A Bill for an Act to amend and reenact section 21-03-40 of the North Dakota Century Code, relating to the custodian of municipal sinking funds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 202 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Sanstead
Anderson	Frank	Larsen	Schaffer
Backes	Froeschle	Larson	Shablow
Belquist	Ganser	Leer	Shorma
Bergman	Gengler	Linderman	Skaar
Bier	Gietzen	Loerch	Solberg
Bilden	Giffey	Meschke	Stallman
Bloom	Glaspey	Meyer	Staven

Borstad	Gronhovd	Miller	Stenhjem
Boustead	Gudajtes	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Whittlesey
Duncan	Barnes	Rivinius	Wilkie
Elkin	Johnson, G. V.	Rosendahl	Williamson
Erickson,	Knudsen	Rundle	Winge
Mountrail	Krenz	Rustan	Mr. Speaker
Erickson, Ward	Kvasager		

Those voting in the negative were:

Bowles Davis Olienyk

Absent and not voting:

Burk Jungroth Ruddy Schoenwald
Dornacker Lundene

So the bill passed and the title was agreed to.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-NINTH DAY

Bismarck, February 22, 1965

The House reconvened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Warren K. Johnson of the First Lutheran Church in Bismarck, North Dakota.

Roll call: All members present except Reps. Burk, Dornacker, Myhre, Montplaisir and Ruddy.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the forty-fifth day after recess and forty-sixth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Christensen moved that the amendments to Senate Bill No. 101 as recommended by the Committee on Natural Resources, page 790 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the amendments to Senate Bill No. 214 as recommended by the Committee on Natural Resources, page 790 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 189. A Bill for an Act to amend and reenact section 33-01-21 of the North Dakota Century Code, relating to the periodic payment of moneys collected by county justices to the county treasurer.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 186 of the Senate Journal, the roll was called and there were: ayes, 99; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Knudsen	Rustan
Anderson	Fossum	Krenz	Sanstead
Backes	Frank	Kvasager	Schaffer
Belquist	Froeschle	Larsen	Schoenwald
Bergman	Ganser	Larson	Shorma
Bier	Gengler	Leer	Skaar
Bilden	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Borstad	Glaspey	Lundene	Staven
Boustead	Gronhovd	Meyer	Stenhjem
Bowles	Gudajtes	Miller	Stockman
Bowman	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Duncan	Barnes	Rivinius	Williamson
Elkin	Johnson, G. V.	Rosendahl	Winge
Erickson,	Jungroth	Rundle	Mr. Speaker
Mountrail			

Those voting in the negative were:

Meschke

Absent and not voting:

Breum	Lang	Olienyk	Shablow
Burk	Montplaisir	Ruddy	Tweten
Dornacker			

So the bill passed and the title was agreed to.

Senate Bill No. 289. A Bill for an Act to provide that nonresident parents or guardians making tuition payments for students attending a school district may enter into an agreement with such school district for the transportation of such students.

Which had been read.

The question being on the final passage of the bill, as amended, on page 248 of the Senate Journal, Rep. Loerch moved that further consideration of Senate Bill No. 289 be laid over one legislative day, which motion prevailed.

Senate Bill No. 172. A Bill for an Act to amend and reenact section 39-06-04 of the North Dakota Century Code relating to the time that driver's permits shall be effective.

Which had been read.

The question being on the final passage of the bill, as amended, on pages 214 and 322 of the Senate Journal, Rep. Winge moved that Senate Bill No. 172 and Senate Bill No. 183 be re-referred to the Committee on Transportation, which motion prevailed.

Senate Bill No. 230. A Bill for an Act to amend and reenact section 24-09-08.1 of the 1963 Supplement to the North Dakota Century Code relating to apportionment of cost of automatic grade crossing protection devices and payment of the state of North Dakota's apportioned share of such cost.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 309 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rundle
Anderson	Fossum	Kvasager	Rustan
Backes	Frank	Lang	Schaffer
Belquist	Froeschle	Larsen	Schoenwald
Bergman	Ganser	Larson	Shorma
Bier	Gengler	Leer	Skaar
Bilden	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Borstad	Glaspey	Lundene	Staven
Boustead	Gronhovd	Meschke	Stenhjem
Bowles	Gudajtes	Meyer	Stockman
Bowman	Hardmeyer	Miller	Strand
Breum	Harrison	Montplaisir	Streibel
Brown	Hauf	Mueller	Tough
Bruner	Haugen	Myhre	Unruh
Christensen	Haugland	Obie	Vogel
Christopher	Hertz	Olafson	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Reimers	Williamson
Duncan	Johnson, G. V.	Rieger	Winge
Elkin	Jungroth	Rivinius	Mr. Speaker
Erickson,	Knudsen	Rosendahl	
Mountrail			

Absent and not voting:

Burk	Olienyk	Sanstead	Tweten
Dornacker	Ruddy	Shablow	

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House now be at ease for the Memorial Session, and on the conclusion of that session, the House reconvene, which motion prevailed.

The joint session was called to order by Lt. Governor Charles Tighe, after introduction by Speaker Link.

JOINT SESSION

February 22, 1965

HOUSE CHAMBER — STATE CAPITOL

Lieutenant Governor Charles Tighe, Presiding Officer

Music by

Kenmare High School

PROGRAM

Call to Order.....Lt. Gov. Charles Tighe
 Invocation.....Father James Schumacher
 Mayville, N. D.

Star Spangled Banner.....Mr. Lenus Carlson

Memorial Service.....Senate.....Sen Earl H. Redlin
 House of Representatives.....Rep. Wayne G. Sanstead

Rep. Sanstead moved the adoption of House Memorial Resolution No. 1, which motion prevailed.

Choir Selection.....Bismarck Junior College
 Director: Francis Elliott

Report of Joint Memorial Committee.....Rep. Sanstead

JOINT SENATE-HOUSE MEMORIAL COMMITTEE REPORT

Since the past session two leaders who gave much service to our state both in these assemblies and in Washington, D.C. they are: Otto Krueger who served three terms in the U.S. House of Representa-

tives and who died June 6, 1963. Hjalmer C. Nygaard who served six terms in the House of Representatives 1949-1959 and was elected to the U.S. House of Representatives 1960 and served 1961-1963 and who died July 18, 1963.

Our expression of sorrow at their passing and our acknowledgement of their great and unselfish service to the people of North Dakota is hereby expressed jointly by the Senate-House Memorial Committee for 1965.

Senator Walter Dahlund
Chairman
Senate Memorial Committee

Rep. Wayne Sanstead
Chairman
House Memorial Committee

Introduction of Rev. Agrimson.....Speaker Art Link

Speaker Link: We are fortunate today to have as our speaker, Rev. J. Elmo Agrimson, who was born in Minnesota and grew up in western South Dakota, Harding County.

Graduate of Augustana College, Sioux Falls, South Dakota.

Graduated in 1945 from the Luther Theological Seminary, St. Paul.

Served two Lutheran parishes in North Dakota: Reeder, 8 yrs. and Tioga for 8 yrs.

In 1960, was elected President of the Western North Dakota District of the American Lutheran Church; since January 1, 1961, has lived in Bismarck, where the district offices are located.

Holds an honorary Doctor of Divinity degree from Concordia.

Served on the Governor's Theodore Roosevelt Centennial Commission. He also serves on the Commission for Research and Social Action; also, the Commission on Town and Country for the American Lutheran Church. "Rev. J. Elmo Agrimson."

Address.....Rev. J. Elmo Agrimson

Address by Rev. J. Elmo Agrimson to the Joint Session of the State of North Dakota.

February 22, 1965

"OUR RURAL HERITAGE AND THE NEW SOCIETY"

Lieut. Gov. Tighe, Speaker Link, Members of the Assembly and citizens all:

I consider it an honor to participate with you in the observance of this memorial service for departed fellow statesmen on the day in which we pay tribute to a farmer-statesman who became the first president of our country.

George Washington looked to the vast land opportunities of America for the planting of a healthy nation of free, independent and neighborly farmers. His great society was a rural society. His wildest dreams could not have pictured what technology has created out of the tremendous resources of material and people. His country gentleman philosophy would have been stunned by the sight of our population centers, our financial capital and credit, our political complexities, our consumer appetites, our mobility.

North Dakota has been a society of rural people. Like Washington, our political leaders had dreams of a society where most of its citizens would enjoy ownership of their land and shops, receive a fair return for their labor, and know wholesome association with their neighbors. Farming was not just making money. It was a way of life. Like the Father of our country, our pioneers were suspicious of political and economic colonization. Our so called radical agrarian reformers brought forth such phenomena as the state mill and elevator, the Bank of North Dakota, the anti-corporation farming law.

Since the dawn of history stabilized societies have been shaken and revitalized by rural spirits. Babylon, Egypt, Assyria, Rome,

had eras of splendor, decay, and then rebirth with the coming of new peoples. The Bible echoes with some of its most vibrant history when revolutionary spirits like Amos and John the Baptist came out of the hills and addressed the status quo with new concepts. As we today soberly reflect upon the efforts of our statesmen of the soil who have passed from these halls and from this world, community change still challenges us. We cannot be as cynical towards urban life as was Thomas Jefferson, a contemporary of George Washington, who said, "Cities are sores on the face of the earth. Great, open sores." We possibly should ask why one of our historians has said, "No civilization has survived complete urbanization." Cities are not as wicked as Jefferson supposed. However, their depersonalization shows its impact on our expectant individualism that has its roots in rural openness to nature and neighbor. For a long time our Great Plains communities will retain a rural flavor. Possibly we need to know more about translating its vitality and renewal to the social structures of an urban society. The renewal of our society will depend much on leadership which can transcend and translate individualism and provincialism into intelligent and trusting reward for people. I like what Gibbs and Morton in their book, "God's Frozen People," say,

"But it is not merely the circumstances of our lives that have changed; it is all that we mean by our world. The boundaries are now quite undefined, whether we think in terms of domestic or national or international life. Our world is just where we live and is as large as we make it. Men are, therefore, now aware that their Christian obedience can no longer be expressed in terms of family life, public service, and private morality — or perhaps we should rather say, that these three phrases do not have the simple meanings they used to have. Private morality can no longer be interpreted, as it could have been even a hundred years ago, as having to do with those with whom we have visible relationships. We now are uncomfortably aware that it is our attitude and behavior to those outside our private lives that matter most for our world; that the daily work of those divided from us by color, race, and creed makes our life comfortable and secure and that our response to them may decide the chances of our peace. What matters now is our relationship — international, industrial, social, and political — with those with whom we have no personal contact but on whom our life depends. Our old, conventional private morality seems often little more than a code of good manners, pleasant among friends but useful in the world only as it hides a determined purpose." (p. 42, 43)

Confidence in people engenders faith in the future.

"Where power is not joined with faith in the future, it is used mainly to ward off the new and preserve the status quo (Eric Hoffer, "The True Believer.") "No man is an island" prescribes the development of a child as well as the maturity of a nation.

North Dakota political leadership as a whole cannot be accused of being non-progressive nor status quo. Many of these men had a keen perception of the interdependence of modern society. They knew that if in common concern we did not reach to be our neighbor's keeper, we would be eventually in the paranoid custody of our own fears. Many a legislator, I'm sure, at various times in speaking and voting, found it took courage, deep courage, to treat all the citizens of North Dakota as neighbors.

"The task of a Christian is to widen the conception of neighborhood beyond the bounds that convention sets and to see in the relationships of neighborhood a love that need know no limit. It is in the end to regard no one with whom one has contact, tangible or unseen as outside his neighborhood." ("God's Frozen People," p. 89.)

Our legislators often struggled with this kind of idealism. Their social sensitivity prevented them from having the motivation that built a house for the spirit and then let the house contain the spirit. The igniters of political prairie fires were not only actors in these legislative bodies but they breathed the soul of a prairie people. Today we salute these men for upholding that freedom is not defined by the amount of land and possessions and distance around us, but by the warm and permissive sharing of one human spirit with another in the great drama of God's creation. Wholesome community is not built by merely sharing of things, but by people's freely sharing their hopes, their dreams, their creativity. Our heritage has momentum which we should let flow from our prairies, through our educational institutions, through this state house, through our rural communities, through our cities. I close with these words from John W. Gardner, former president of the United States Chamber of Commerce and now president of the Carnegie Corporation.

"We must understand that the only stability possible today is stability in motion. We must create a climate in which the seedlings of new ideas can survive and the deadwood of obsolete ideas be hacked out. But, above all, we must see that the capacity of an organization or society for renewal depends on the individuals who make it up. The ever-renewing society fosters innovative, versatile and self-renewing men and women, and gives them room to breathe. Having room to breathe, they will contribute, as only they can, to the society's continued vitality."

("Think" Magazine, Nov.-Dec., 1962)

Choir Selection.....Bismarck Junior College
 Benediction.....Rev. Warren Johnson
 Bismarck, N.D.

HOUSE MEMORIAL RESOLUTION NO. 1

Introduced by Representatives Sanstead, Tweten, Stenhjem

A memorial resolution for deceased members of the house of representatives of the state of North Dakota

WHEREAS, since the adjournment of the Thirty-eighth Legislative Assembly, God in His wisdom has seen fit to summon to eternal rest His servants and our former colleagues:

John J. Bader, who served in the thirty-seventh and thirty-eighth legislative assemblies from the forty-seventh district, died October 23, 1964.

Frank Beasley, who served in the twenty-fifth legislative assembly from the eighteenth district, died June 9, 1964.

William Bettenhauser, who served in the twenty-third through the twenty-fifth legislative assemblies, from the thirty-sixth district, died August 12, 1963.

William O. Biberdorf, who served in the twenty-fourth and twenty-fifth legislative assemblies, from the thirty-fourth district, died August 1, 1963.

John I. Brady, who served in the twenty-ninth through thirty-first legislative assemblies, from the ninth district, died February 24, 1963.

John W. Calnan, who served in the thirteenth legislative assembly, from the second district, died October 26, 1964.

Kenneth A. Fitch, who served in the twenty-second and twenty-third and also in the twenty-fifth through the thirty-eighth legislative assembly, from the ninth district, died September 12, 1963.

Bjorn Fuglestad, who served in the twenty-third and in the twenty-sixth to the thirty-third legislative assembly, from the sixteenth district, died October 4, 1964.

Joseph Glas, who served in the twenty-sixth through the twenty-seventh legislative assembly, from the twenty-sixth legislative district, died February 2, 1965.

J. H. Heckman, who served in the twenty-sixth through the twenty-ninth legislative assembly, from the fortieth district, died July 1, 1963.

Frank A. Hoare, who served in the fifteenth through the seventeenth legislative assembly, from the forty-first district, died May 3, 1963.

Carl E. Johnson, who served in the seventeenth through the twenty-second legislative assembly, from the eighth district, died February 26, 1964.

Roy Johnson, who served in the sixteenth through the eighteenth legislative assembly, from the tenth district, died on May 4, 1963.

Herbert Mackoff, who served in the fifteenth legislative assembly, from the thirty-first district, died December 15, 1963.

Theodore Monke, who served in the thirty-second legislative assembly, from the thirty-first district, died December 29, 1964.

Nels P. Noben, who served in the twenty-third and twenty-fourth legislative assembly, from the thirty-ninth district, died on November 5, 1963.

Albert L. Orange, who served in the eighteenth and nineteenth legislative assembly, from the twenty-third district, died November 29, 1964.

Ingeman Sanford, who served in the nineteenth legislative assembly, from the forty-fifth district, died July 12, 1964.

Ole K. Sundby, who served in the twenty-third legislative assembly from the forty-sixth district, died May 1, 1963.

Herbert F. Swett, who served in the eighteenth through the twenty-third legislative assembly, from the twenty-sixth district, died on January 14, 1964.

Edwin Traynor, who served in the eighteenth through the twenty-fifth legislative assembly, from the twenty-first district, died on November 8, 1963.

Mortimer A. Wilk, who served in the thirty-second through the thirty-third legislative assembly, from the ninth district, died on January 31, 1964.

Dana Monroe Wright, who served in the fifteenth legislative assembly, from the twenty-third district, died on February 18, 1964.

WHEREAS, today we, as members of the house of representatives of the Thirty-ninth Legislative Assembly of the state of North Dakota, pause to mourn the passing of our former colleagues and to honor their memories; and

WHEREAS, these men rendered outstanding service to the people of this state by their contribution to their fellow men and their communities;

**NOW, THEREFORE, BE IT RESOLVED BY THE
HOUSE OF REPRESENTATIVES OF THE THIRTY-NINTH
LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH
DAKOTA:**

That we express our keen sorrow on their passing and our appreciation, on behalf of the people of North Dakota, of the loyal and devoted service of these, our former colleagues;

BE IT FURTHER RESOLVED, that for the perpetuation of their memories, this token of respect and sympathy by their successors in trust be printed in the journal of the House and that duly enrolled copies of this resolution be presented by the secretary of state to the surviving families of these deceased representatives.

The joint Memorial Session was dissolved and the House reconvened.

Speaker Link announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 29 has had the same under consideration and recommends that the same be amended as follows:

In line 43 after the word "approve" insert in lieu thereof the following words "each claim", and delete the words "such claims" and insert in lieu thereof the following words "an abstract of such claims"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 29 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 44 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 79 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 125 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 181 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 239 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 269 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 272 has had the same under consideration and recommends that the same be amended as follows:

In line 16, following the word "members", insert the following new language: " , a majority of which shall be classroom teachers."

In line 35 delete the period and insert in lieu thereof the following new language: "and shall hold meetings pursuant to the provisions of this act on days not in conflict with regular school attendance."

In line 81, following the word "shall", insert the following new language: "suspend for a period of time, or"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BLOOM, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 272 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 342 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 336 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution "F" has had the same under consideration and recommends that the same be amended as follows:

Following line 9 of the engrossed resolution insert the following language:

"WHEREAS, citizens of this state have continually dedicated a greater proportion of their income toward the support of education than those of other states and have thereby shown by such unselfish actions their concern for education; and"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Concurrent Resolution "F" would be considered in the sixth order of business.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 612

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 22, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 533 - 534 - 536

House Bill No. 604 - 631 - 635
 House Bill No. 648 - 673 - 688
 House Bill No. 695 - 746 - 748
 House Bill No. 788 - 795 - 809
 House Concurrent Resolution "D"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 22, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 31

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS AND
 A SENATE CONCURRENT RESOLUTION

Senate Bill No. 104. A Bill for an Act to amend and reenact section 18-04-01 of the North Dakota Century Code, relating to participation in fire insurance premium refund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 777 of the House Journal, the roll was called and there were: ayes, 91; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Rustan
Anderson	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Shorma
Bergman	Ganser	Linderman	Skaar
Bier	Gengler	Loerch	Solberg
Bilden	Gietzen	Lundene	Stallman
Bloom	Giffey	Meyer	Staven
Borstad	Gaspey	Miller	Stenhjem
Boustead	Gronhovd	Montplaisir	Stockman
Bowles	Gudajtes	Mueller	Strand
Bowman	Hardmeyer	Myhre	Streibel
Breum	Harrison	Olafson	Tough
Brown	Hauf	Olienyk	Unruh
Bruner	Haugen	Olson	Vogel
Christensen	Hertz	Opedahl	Wagner
Christopher	Hickle	Poling	Wastvedt
Collette	Hilleboe	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Whittlesey
Davis	Johnson, G. V.	Rieger	Wilkie
Dick	Krenz	Rivinius	Winge
Elkin	Kvasager	Rosendahl	Mr. Speaker
Erickson,	Lang	Rundle	

Mountrail

Absent and not voting:

Backes	Erickson, Ward	Knudsen	Schoenwald
Burk	Haugland	Meschke	Shablow
Coles	Johnson,	Obie	Tweten
Dornacker	Barnes	Ruddy	Williamson
Duncan	Jungroth	Sanstead	

So the bill passed and the title was agreed to.

Senate Bill No. 235. A Bill for an Act to authorize the board of administration to establish and engage in such new prison industries as the board deems necessary, and of greatest benefit to, and in the

best interest of the state of North Dakota, the state penitentiary, and the North Dakota state farm.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 778 of the House Journal, the roll was called and there were: ayes, 95; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Schaffer
Anderson	Frank	Larson	Shablow
Backes	Froeschle	Leer	Shorma
Belquist	Ganser	Linderman	Skaar
Bergman	Gangler	Loerch	Solberg
Bier	Gietzen	Lundene	Stallman
Bilden	Giffey	Meyer	Staven
Bloom	Glaspey	Miller	Stenhjem
Borstad	Gronhovd	Montplaisir	Stockman
Boustead	Gudajtes	Mueller	Strand
Bowles	Hardmeyer	Myhre	Streibel
Bowman	Harrison	Olafson	Tough
Breum	Hauf	Olienyk	Tweten
Brown	Haugen	Olson	Unruh
Bruner	Hertz	Opedahl	Vogel
Christensen	Hickle	Poling	Wagner
Christopher	Hilleboe	Powers, Barnes	Wastvedt
Collette	Hoffner	Powers, Cass	Welder
Connolly	Ivesdal	Reimers	Wentz
Dahlen	Johnson, G. V.	Rieger	Whittlesey
Davis	Knudsen	Rivinius	Wilkie
Dick	Krenz	Rosendahl	Winge
Elkin	Kvasager	Rundle	Mr. Speaker
Erickson,	Lang	Rustan	
Mountrail			

Absent and not voting:

Burk	Erickson, Ward	Jungroth	Sanstead
Coles	Haugland	Meschke	Schoenwald
Dornacker	Johnson,	Obie	Williamson
Duncan	Barnes	Ruddv	

So the bill passed and the title was agreed to.

Senate Bill No. 46. A Bill for an Act to amend and reenact subsection 2 of section 32-36-08, and sections 50-09-05 and 50-09-23 of the North Dakota Century Code, providing for denial of eligibility for aid to dependent children so long as custodial parent refuses to cooperate in enforcing parental obligations, relating to the commencement of an action to determine paternity, and providing that any person willfully misusing aid to dependent children payments is guilty of a misdemeanor.

Which had been read.

The question being on the final passage of the bill, as amended, page 204 of the Senate Journal, Rep. Montplaisir moved that Senate Bill No. 46 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 128. A Bill for an Act to amend and reenact section 14-05-03 of the North Dakota Century Code, relating to the causes for divorce.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 293 of the Senate Journal, the roll was called and there were: ayes, 84; nays, 13; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Giffey	Loerch	Shablow
Anderson	Gronhovd	Lundene	Shorma
Backes	Gudajtes	Meyer	Skaar
Bergman	Hardmeyer	Miller	Stallman
Bilden	Harrison	Montplaisir	Staven
Borstad	Hauf	Mueller	Stenhjem
Boustead	Haugen	Myhre	Stockman
Bowles	Hertz	Obie	Strand
Bowman	Hickle	Olafson	Streibel
Brown	Hilleboe	Olienyk	Tweten
Christensen	Hoffner	Olson	Unruh
Christopher	Ivesdal	Opedahl	Vogel
Coles	Johnson,	Poling	Wagner
Connolly	Barnes	Powers, Barnes	Wastvedt
Dahlen	Johnson, G. V.	Powers, Cass	Welder
Davis	Knudsen	Reimers	Wentz
Dick	Krenz	Rieger	Whittlesey
Erickson,	Kvasager	Rivinius	Wilkie
Mountrail	Lang	Rosendahl	Williamson
Fossum	Larson	Rustan	Winge
Frank	Leer	Schaffer	Mr. Speaker
Froeschle	Linderman		

Those voting in the negative were:

Belquist	Elkin	Gietzen	Rundle
Bier	Ganser	Glaspey	Solberg
Bloom	Gengler	Larsen	Tough
Bruner			

Absent and not voting:

Breum	Dornacker	Haugland	Ruddy
Burk	Duncan	Jungroth	Sanstead
Collette	Erickson, Ward	Meschke	Schoenwald

So the bill passed and the title was agreed to.

Senate Bill No. 201. A Bill for an Act to amend and reenact section 23-06-01 of the North Dakota Century Code relating to the right to dispose of one's own body and to provide and regulate the manner of disposition of one's own body and to provide certain immunities in the procedures of such disposition.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 202 of the Senate Journal, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Schaffer
Anderson	Froeschle	Larson	Schoenwald
Backes	Ganser	Leer	Shablow
Belquist	Gengler	Linderman	Shorma
Bergman	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Solberg
Bilden	Glaspey	Meschke	Stallman
Bloom	Gronhovd	Meyer	Staven
Borstad	Gudajtes	Miller	Stenhjem
Boustead	Hardmeyer	Montplaisir	Stockman
Bowles	Harrison	Mueller	Strand
Bowman	Hauf	Myhre	Streibel
Breum	Haugen	Obie	Tough
Brown	Hertz	Olafson	Tweten
Bruner	Hickle	Olienyk	Unruh
Christensen	Hilleboe	Olson	Vogel
Christopher	Hoffner	Opedahl	Wagner
Coles	Ivesdal	Poling	Wastvedt

Connolly	Johnson,	Powers, Barnes	Welder
Dahlen	Barnes	Powers, Cass	Wentz
Davis	Johnson, G. V.	Reimers	Whittlesey
Dick	Jungroth	Rieger	Wilkie
Elkin	Knudsen	Rivinius	Williamson
Erickson,	Krenz	Rosendahl	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker
Fossum	Lang	Rustan	
Absent and not voting:			
Burk	Dornacker	Erickson, Ward	Ruddy
Collette	Duncan	Haugland	Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 202. A Bill for an Act instituting a program to permit development and utilization of sources of ionizing radiation for peaceful purposes consistent with the health and safety of the public; authorizing the governor of the state of North Dakota to enter into agreements with the United States atomic energy commission transferring certain federal regulatory powers to North Dakota; providing for the licensing of radioactive materials; designating the North Dakota state department of health as the agency to administer the licensing and regulatory radiation program; and prescribing the functions, powers, and duties of the state department of health with respect thereto.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Schaffer
Anderson	Frank	Larsen	Schoenwald
Backes	Froeschle	Larson	Shablow
Belquist	Ganser	Leer	Shorma
Bergman	Gengler	Linderman	Skaar
Bier	Gietzen	Loerch	Solberg
Bilden	Giffey	Lundene	Stallman
Bloom	Glaspay	Meschke	Staven
Borstad	Gronhovd	Meyer	Stenhjem
Boustead	Gudajtes	Miller	Stockman
Bowles	Hardmeyer	Montplaisir	Strand
Bowman	Harrison	Mueller	Streibel
Breum	Hauf	Myhre	Tough
Brown	Haugen	Obie	Tweten
Bruner	Hertz	Olafson	Unruh
Christensen	Hickle	Olson	Vogel
Christopher	Hilleboe	Opedahl	Wagner
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Powers, Barnes	Welder
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Reimers	Whittlesey
Davis	Johnson, G. V.	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Burk	Duncan	Haugland	Ruddy
Dornacker	Erickson, Ward	Olienyk	Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 218. A Bill for an Act to amend and reenact section 50-09-01 of the North Dakota Century Code, relating to dependent children.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Schaffer
Anderson	Frank	Larsen	Schoenwald
Backes	Froeschle	Larson	Shablow
Belquist	Ganser	Leer	Shorma
Bergman	Gengler	Linderman	Skaar
Bier	Gietzen	Loerch	Solberg
Bilden	Giffey	Lundene	Stallman
Bloom	Gaspey	Meyer	Staven
Borstad	Gronhovd	Miller	Stenhjem
Boustead	Gudajtes	Montplaisir	Stockman
Bowles	Hardmeyer	Mueller	Strand
Bowman	Harrison	Myhre	Streibel
Breum	Hauf	Obie	Tough
Brown	Haugen	Olafson	Tweten
Bruner	Hertz	Olienyk	Unruh
Christensen	Hickle	Olson	Vogel
Christopher	Hilleboe	Opedahl	Wagner
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Powers, Barnes	Welder
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Reimers	Whittlesey
Davis	Johnson, G. V.	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Burk	Duncan	Haugland	Ruddy
Dornacker	Erickson, Ward	Meschke	Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 279. A Bill for an Act to provide for licensing and operation of clinics for addictions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Schaffer
Anderson	Froeschle	Larson	Schoenwald
Backes	Ganser	Leer	Shablow
Belquist	Gengler	Linderman	Shorma
Bergman	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Solberg
Bilden	Gaspey	Meyer	Stallman
Bloom	Gronhovd	Miller	Staven
Borstad	Gudajtes	Montplaisir	Stenhjem
Boustead	Hardmeyer	Mueller	Stockman
Bowles	Harrison	Myhre	Strand
Bowman	Hauf	Obie	Streibel
Breum	Haugen	Olafson	Tough
Bruner	Hertz	Olienyk	Tweten
Christensen	Hickle	Olson	Unruh
Christopher	Hilleboe	Opedahl	Vogel
Coles	Hoffner	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Wastvedt
Connolly	Johnson,	Powers, Cass	Welder
Dahlen	Barnes	Reimers	Wentz

Davis	Johnson, G. V.	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Elkin	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Rundle	Winge
Mountrail	Kvasager	Rustan	Mr. Speaker
Fossum	Lang		

Those voting in the negative were:

Brown

Absent and not voting:

Burk	Duncan	Haugland	Ruddy
Dornacker	Erickson, Ward	Meschke	Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 32. A Bill for an Act to amend and reenact section 54-03-06 of the North Dakota Century Code and section 54-35.1-02 of the 1963 Supplement to North Dakota Century Code, relating to powers and duties of the legislative audit and fiscal review committee.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Froeschle	Larsen	Schaffer
Anderson	Ganser	Larson	Schoenwald
Backes	Gengler	Leer	Shablow
Belquist	Gietzen	Linderman	Shorma
Bergman	Giffey	Loerch	Skaar
Bier	Glaspey	Lundene	Solberg
Bilden	Gronhovd	Meyer	Stallman
Bloom	Gudajtes	Miller	Staven
Borstad	Hardmeyer	Montplaisir	Stenhjem
Boustead	Harrison	Mueller	Stockman
Bowles	Hauf	Myhre	Strand
Bowman	Haugen	Obie	Streibel
Breum	Hertz	Olienyk	Tough
Brown	Hickle	Olson	Tweten
Bruner	Hilleboe	Opedahl	Unruh
Christensen	Hoffner	Poling	Vogel
Christopher	Ivesdal	Powers, Barnes	Wagner
Coles	Johnson,	Powers, Cass	Wastvedt
Collette	Barnes	Reimers	Welder
Connolly	Johnson, G. V.	Rieger	Wentz
Davis	Jungroth	Rivinius	Whittlesey
Dick	Knudsen	Rosendahl	Wilkie
Elkin	Krenz	Rundle	Williamson
Erickson,	Kvasager	Rustan	Winge
Mountrail	Lang	Sanstead	Mr. Speaker
Frank			

Absent and not voting:

Burk	Duncan	Haugland	Olafson
Dahlen	Erickson, Ward	Meschke	Ruddy
Dornacker	Fossum		

So the bill passed and the title was agreed to.

Senate Bill No. 213. A Bill for an Act making an appropriation to the legislative research committee for the payment of the per diem and expenses of the natural resources council's legislative members while in the performance of their duties as members of the council.

Which had been read.

The question being on the final passage of the bill, as amended, on page 273 of the Senate Journal, Rep. Christensen moved that Senate Bill No. 213 be laid over one legislative day, which motion prevailed.

Senate Bill No. 232. A Bill for an Act to repeal subsection 2 of section 46-05-01 of the North Dakota Century Code, relating to the qualifications of a legal newspaper requiring that at least two pages of the newspaper be actually printed at the place designated in the date line.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 264 of the Senate Journal, the roll was called and there were: ayes, 95; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Sanstead
Anderson	Frank	Larsen	Schaffer
Backes	Froeschle	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bergman	Gietzen	Loerch	Skaar
Bier	Giffey	Lundene	Solberg
Bilden	Glaspey	Meschke	Staven
Bloom	Gronhøvd	Meyer	Stenhjem
Borstad	Gudajtes	Miller	Stockman
Boustead	Hardmeyer	Montplaisir	Strand
Bowles	Harrison	Mueller	Streibel
Bowman	Hauf	Myhre	Tough
Breum	Hertz	Obie	Tweten
Brown	Hickle	Olienyk	Unruh
Christensen	Hilleboe	Olson	Vogel
Christopher	Hoffner	Opedahl	Wagner
Coles	Ivesdal	Poling	Wastvedt
Collette	Johnson,	Powers, Barnes	Welder
Connolly	Barnes	Powers, Cass	Wentz
Dahlen	Johnson, G. V.	Reimers	Whittlesey
Davis	Jungroth	Rivinius	Wilkie
Dick	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail			

Those voting in the negative were:

Bruner	Larson	Shorma	Stallman
Haugen	Rieger		

Absent and not voting:

Burk	Duncan	Gengler	Olafson
Dornacker	Erickson, Ward	Haugland	Ruddy

So the bill passed and the title was agreed to.

Senate Bill No. 292. A Bill for an Act to amend and reenact subsection 5 of section 15-03-04 of the North Dakota Century Code, relating to the investment of school funds by the board of university and school lands.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 79; nays, 24; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Fossum	Krenz	Rundle
Backes	Frank	Kvasager	Rustan
Bergman	Froeschle	Lang	Sanstead
Bier	Ganser	Larsen	Schaffer
Bilden	Gengler	Leer	Schoenwald

Bloom	Gietzen	Meschke	Skaar
Borstad	Giffey	Meyer	Staven
Boustead	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Mueller	Stockman
Breum	Gudajtes	Myhre	Strand
Brown	Hardmeyer	Obie	Streibel
Bruner	Harrison	Olienyk	Tough
Christensen	Hauf	Olson	Tweten
Christopher	Haugen	Opedahl	Wagner
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge

Those voting in the negative were:

Aamoth	Hertz	Loerch	Solberg
Belquist	Hickle	Lundene	Stallman
Bowles	Hilleboe	Montplaisir	Unruh
Connolly	Johnson, G. V.	Rieger	Vogel
Davis	Larson	Shablow	Wilkie
Erickson,	Linderman	Shorma	Mr. Speaker
Mountrail			

Absent and not voting:

Burk	Erickson, Ward	Olafson	Ruddy
Dornacker	Haugland		

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "BB". A concurrent resolution relating to public printing.

Which had been read.

The question being on the final passage of the resolution, the question was put and Senate Concurrent Resolution "BB" was declared adopted.

Senate Bill No. 46. A Bill for an Act to amend and reenact subsection 2 of section 32-36-08, and sections 50-09-05 and 50-09-23 of the North Dakota Century Code, providing for denial of eligibility for aid to dependent children so long as custodial parent refuses to cooperate in enforcing parental obligations, relating to the commencement of an action to determine paternity, and providing that any person willfully misusing aid to dependent children payments is guilty of a misdemeanor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 204 of the Senate Journal, the roll was called and there were: ayes, 59; nays, 44; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Dick	Johnson, G. V.	Solberg
Bergman	Duncan	Lang	Stallman
Bier	Elkin	Larson	Stenhjem
Bilden	Fossum	Meyer	Streibel
Bloom	Frank	Miller	Tough
Borstad	Froeschle	Mueller	Tweten
Boustead	Ganser	Olafson	Unruh
Bowman	Gietzen	Olienyk	Vogel
Brown	Glaspey	Powers, Barnes	Wagner
Bruner	Gudajtes	Reimers	Welder
Christensen	Hardmeyer	Rieger	Wentz
Christopher	Haugen	Rivinius	Whittlesey
Coles	Hickle	Rundle	Wilkie
Connolly	Hilleboe	Schaffer	Mr. Speaker

Davis	Johnson, Barnes	Shorma	
Those voting in the negative were:			
Anderson	Harrison	Leer	Rustan
Belquist	Hauf	Linderman	Sanstead
Bowles	Haugland	Loerch	Schoenwald
Breum	Hertz	Lundene	Shablow
Collette	Hoffner	Meschke	Skaar
Dahlen	Ivesdal	Montplaisir	Staven
Erickson,	Jungroth	Obie	Stockman
Mountrail	Knudsen	Olson	Strand
Erickson, Ward	Krenz	Opedahl	Wastvedt
Gengler	Kvasager	Poling	Williamson
Giffey	Larsen	Rosendahl	Winge
Gronhovd			

Absent and not voting:
 Backes Dornacker Powers, Cass Ruddy
 Burk Myhre

So the bill passed and the title was agreed to.

Rep. Unruh moved that the vote by which Senate Bill No. 46 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 62. A Bill for an Act to repeal Sections 12-48-08, 12-48-09, 12-48-10 of the North Dakota Century Code, and Section 12-48-11 of the 1963 Supplement to the North Dakota Century Code, relating to the penitentiary tannery, and the manufacture, marking, and sale of coffins at the penitentiary.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:			
Aamoth	Ganser	Larson	Sanstead
Anderson	Gengler	Leer	Schaffer
Backes	Gietzen	Linderman	Schoenwald
Belquist	Giffey	Loerch	Shablow
Bergman	Glaspay	Meschke	Shorma
Bier	Gronhovd	Meyer	Solberg
Bloom	Hardmeyer	Miller	Stallman
Borstad	Harrison	Montplaisir	Staven
Bowman	Hauf	Mueller	Stenhjem
Breum	Haugen	Myhre	Stockman
Brown	Haugland	Obie	Strand
Christensen	Hertz	Olafson	Streibel
Christopher	Hickle	Olienyk	Tough
Coles	Hilleboe	Olson	Tweten
Collette	Hoffner	Opedahl	Unruh
Connolly	Ivesdal	Poling	Vogel
Dahlen	Johnson,	Powers, Barnes	Wastvedt
Davis	Barnes	Powers, Cass	Welder
Dick	Johnson, G. V.	Reimers	Wentz
Duncan	Jungroth	Rieger	Whittlesey
Elkin	Knudsen	Rivinius	Williamson
Erickson, Ward	Krenz	Rosendahl	Wilkie
Fossum	Kvasager	Rundle	Winge
Frank	Lang	Rustan	Mr. Speaker
Froeschle	Larsen		

Those voting in the negative were:
 Bilden Erickson, Gudajtes Skaar
 Boustead Mountrail Lundene

Absent and not voting:

Bruner

Dornacker

Ruddy

Wagner

Burk

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 566

House Bill No. 734

Which the Senate has amended.

Amendments to House Bill No. 566:

Delete all of lines 226 through 341 and insert the following language:

- “1. The first legislative district shall consist of townships one hundred fifty-two north of ranges one hundred, one hundred two, one hundred three, and one hundred four west; townships one hundred fifty-three north of ranges one hundred, one hundred one, one hundred two, one hundred three, and one hundred four west; and townships one hundred fifty-four north of ranges one hundred, one hundred one, one hundred two, one hundred three, and one hundred four west lying within the county of Williams, and shall be entitled to one senator and two representatives;
2. The second legislative district shall consist of the county of Divide and all of the county of Williams except townships one hundred fifty-two north of ranges one hundred, one hundred two, one hundred three, and one hundred four west; townships one hundred fifty-three north of ranges one hundred, one hundred one, one hundred two, one hundred three, and one hundred four west; and townships one hundred fifty-four north of ranges one hundred, one hundred one, one hundred two, one hundred three, and one hundred four west lying within the county of Williams, and shall be entitled to one senator and two representatives;
3. The third legislative district shall consist of the counties of Burke and Renville and townships one hundred fifty-seven north of ranges eighty-four, eighty-five, eighty-six, and eighty-seven west; township one hundred fifty-eight north, range eighty-seven west; townships one hundred fifty-nine north of ranges eighty-seven, eighty-eight, and eighty-nine west; townships one hundred sixty north of ranges eighty-seven, eighty-eight, and eighty-nine west; and township one hundred sixty-one north, range eighty-eight west lying within the county of Ward, and shall be entitled to one senator and two representatives;
4. The fourth legislative district shall consist of the county of Mountrail and townships one hundred fifty-one north of ranges eighty-five, eighty-six, and eighty-seven west; townships one hundred fifty-two north of ranges eighty-five, eighty-six and eighty-seven west; townships one hundred fifty-three north of ranges eighty-five, eighty-six, and eighty-seven west; townships one hundred fifty-four north of ranges eighty-five, eighty-six, and eighty-seven west; townships one hundred fifty-five north of ranges eighty-five, eighty-six, and eighty-seven west; and townships one hundred fifty-six north of ranges eighty-five, eighty-six, and eighty-seven west lying within the county of Ward, and shall be entitled to one senator and two representatives;
5. The fifth legislative district shall consist of townships one hundred fifty-five north of ranges eighty-one, eighty-two,

- eighty-three, and eighty-four west; townships one hundred fifty-six north of ranges eighty-one, eighty-two, eighty-three, and eighty-four west; and townships one hundred fifty-seven north of ranges eighty-one, eighty-two, and eighty-three west lying within the county of Ward, and shall be entitled to three senators and six representatives;
6. The sixth legislative district shall consist of the county of Bottineau and townships one hundred fifty-eight north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; townships one hundred fifty-nine north of ranges seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west lying within the county of McHenry, and shall be entitled to one senator and two representatives;
 7. The seventh legislative district shall consist of townships one hundred fifty-one north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; townships one hundred fifty-two north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; townships one hundred fifty-three north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; townships one hundred fifty-four north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; townships one hundred fifty-five north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; townships one hundred fifty-six north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west; and townships one hundred fifty-seven north of ranges seventy-five, seventy-six, seventy-seven, seventy-eight, seventy-nine, and eighty west lying within the county of McHenry and townships one hundred fifty-one north of ranges eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred fifty-two north of ranges eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred fifty-three north of ranges eighty-one, eighty-two, eighty-three, and eighty-four west; and townships one hundred fifty-four north of ranges eighty-one, eighty-two, eighty-three, and eighty-four west lying within the county of Ward, and shall be entitled to one senator and two representatives;
 8. The eighth legislative district shall consist of the county of McLean, and shall be entitled to one senator and two representatives;
 9. The ninth legislative district shall consist of the county of Rolette and townships one hundred fifty-seven north of ranges sixty-seven and sixty-eight west; townships one hundred fifty-eight north of ranges sixty-seven and sixty-eight west; townships one hundred fifty-nine north of ranges sixty-seven and sixty-eight west; townships one hundred sixty north of ranges sixty-seven and sixty-eight west; townships one hundred sixty-one north of ranges sixty-seven and sixty-eight west; townships one hundred sixty-two north of ranges sixty-seven and sixty-eight west; townships one hundred sixty-three north of ranges sixty-seven and sixty-eight west; and townships one hundred sixty-four north of ranges sixty-seven and sixty-eight west lying within the county of Towner, and shall be entitled to one senator and two representatives;
 10. The tenth legislative district shall consist of the county of Cavalier and townships one hundred fifty-seven north of ranges sixty-five and sixty-six west; townships one hundred fifty-eight north of ranges sixty-five and sixty-six west; townships one hundred fifty-nine north of ranges sixty-five and sixty-six west; townships one hundred sixty north of ranges sixty-five and

sixty-six west; townships one hundred sixty-one north of ranges sixty-five and sixty-six west; townships one hundred sixty-two north of ranges sixty-five and sixty-six west; townships one hundred sixty-three north of ranges sixty-five and sixty-six west; and townships one hundred sixty-four north of ranges sixty-five and sixty-six west lying within the county of Towner, and shall be entitled to one senator and two representatives;

11. The eleventh legislative district shall consist of the county of Pembina, and shall be entitled to one senator and two representatives;
12. The twelfth legislative district shall consist of the county of Pierce and townships one hundred fifty-one north of ranges sixty-nine, seventy, and seventy-one west; townships one hundred fifty-two north of ranges sixty-nine, seventy, and seventy-one west; townships one hundred fifty-three north of ranges sixty-seven, sixty-eight, sixty-nine, seventy, and seventy-one west; townships one hundred fifty-four north of ranges sixty-six, sixty-seven, sixty-eight, sixty-nine, seventy, and seventy-one west; townships one hundred fifty-five north of ranges sixty-seven, sixty-eight, sixty-nine, seventy, and seventy-one west; and townships one hundred fifty-six north of ranges sixty-seven, sixty-eight, sixty-nine, seventy, and seventy-one west lying within the county of Benson, and shall be entitled to one senator and two representatives;
13. The thirteenth legislative district shall consist of the counties of Eddy and Foster and townships one hundred fifty-one north of ranges sixty-two, sixty-three, sixty-four, sixty-five, sixty-six, sixty-seven, and sixty-eight west; townships one hundred fifty-two north of ranges sixty-two, sixty-three, sixty-four, sixty-five, sixty-six, sixty-seven, and sixty-eight west; and townships one hundred fifty-three north of ranges sixty-three, sixty-four, sixty-five, and sixty-six west lying within the county of Benson, and shall be entitled to one senator and two representatives;
14. The fourteenth legislative district shall consist of the counties of Sheridan and Wells, and shall be entitled to one senator and two representatives;
15. The fifteenth legislative district shall consist of the county of Ramsey, and shall be entitled to one senator and two representatives;
16. The sixteenth legislative district shall consist of townships one hundred fifty-five north of ranges fifty, fifty-one, fifty-two, and fifty-three west; townships one hundred fifty-six north of ranges fifty, fifty-one, fifty-two, and fifty-three west; townships one hundred fifty-seven north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four and fifty-five west; and townships one hundred fifty-eight north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west lying within the county of Walsh, and shall be entitled to one senator and two representatives;
17. The seventeenth legislative district shall consist of the county of Nelson and townships one hundred fifty-five north of ranges fifty-four, fifty-five, fifty-six, fifty-seven, fifty-eight, and fifty-nine west; townships one hundred fifty-six north of ranges fifty-four, fifty-five, fifty-six, fifty-seven, fifty-eight, and fifty-nine west; townships one hundred fifty-seven north of ranges fifty-six, fifty-seven, fifty-eight, and fifty-nine west; and townships one hundred fifty-eight north of ranges fifty-six, fifty-seven, fifty-eight, and fifty-nine west lying within the county of Walsh, and shall be entitled to one senator and two representatives;
18. The eighteenth legislative district shall consist of township one hundred fifty-one north, range fifty west; and township one

- hundred fifty-two north, range fifty west lying within the county of Grand Forks, and shall be entitled to three senators and six representatives;
19. The nineteenth legislative district shall consist of the county of Grand Forks except township one hundred fifty-one north, range fifty west; and township one hundred fifty-two north, range fifty west lying within the county of Grand Forks, and shall be entitled to one senator and two representatives;
 20. The twentieth legislative district shall consist of the county of Traill and townships one hundred forty-two north of ranges forty-nine, fifty, fifty-one, and fifty-two west; and townships one hundred forty-three north of ranges forty-nine, fifty, fifty-one, and fifty-two west lying within the county of Cass, and shall be entitled to one senator and two representatives;
 21. The twenty-first legislative district shall consist of townships one hundred thirty-nine north of ranges forty-eight and forty-nine west; and townships one hundred forty north of ranges forty-eight and forty-nine west lying within the county of Cass, and shall be entitled to four senators and eight representatives;
 22. The twenty-second legislative district shall consist of townships one hundred thirty-seven north of ranges forty-eight, forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred thirty-eight north of ranges forty-eight, forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred thirty-nine north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty-one north of ranges forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty-two north of ranges fifty-three, fifty-four, and fifty-five west; and townships one hundred forty-three north of ranges fifty-three, fifty-four, and fifty-five west lying within the county of Cass, and shall be entitled to one senator and two representatives;
 23. The twenty-third legislative district shall consist of the counties of Griggs and Steele and townships one hundred forty-one north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; townships one hundred forty-two north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; townships one hundred forty-three north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west lying within the county of Barnes, and shall be entitled to one senator and two representatives;
 24. The twenty-fourth legislative district shall consist of townships one hundred thirty-seven north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; townships one hundred thirty-eight north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; townships one hundred thirty-nine north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; and townships one hundred forty north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west lying within the county of Barnes, and shall be entitled to one senator and two representatives;
 25. The twenty-fifth legislative district shall consist of townships one hundred twenty-nine north of ranges forty-seven, forty-eight, and forty-nine west; townships one hundred thirty north of ranges forty-seven, forty-eight, and forty-nine west; townships one hundred thirty-one north of ranges forty-seven, forty-eight, forty-nine, and fifty west; townships one hundred thirty-

- two north of ranges forty-seven, forty-eight, forty-nine, and fifty west; townships one hundred thirty-three north of ranges forty-seven, forty-eight, forty-nine, and fifty west; townships one hundred thirty-four north of ranges forty-eight, forty-nine, and fifty west; townships one hundred thirty-five north of ranges forty-eight, forty-nine, and fifty west; and townships one hundred thirty-six north of ranges forty-eight, forty-nine, and fifty west lying within the county of Richland, and shall be entitled to one senator and two representatives;
26. The twenty-sixth legislative district shall consist of the county of Sargent and townships one hundred twenty-nine north of ranges fifty, fifty-one, and fifty-two west; townships one hundred thirty north of ranges fifty, fifty-one, and fifty-two west; townships one hundred thirty-one north of ranges fifty-one and fifty-two west; townships one hundred thirty-two north of ranges fifty-one and fifty-two west; townships one hundred thirty-three north of ranges fifty-one and fifty-two west; townships one hundred thirty-four north of ranges fifty-one and fifty-two west; townships one hundred thirty-five north of ranges fifty-one and fifty-two west; and townships one hundred thirty-six north of ranges fifty-one and fifty-two west lying within the county of Richland, and shall be entitled to one senator and two representatives;
 27. The twenty-seventh legislative district shall consist of the county of Ransom and townships one hundred thirty-three north of ranges fifty-nine, sixty, sixty-one, and sixty-two west; townships one hundred thirty-four north of ranges fifty-nine, sixty, sixty-one, and sixty-two west; townships one hundred thirty-five north of ranges fifty-nine, sixty, sixty-one, and sixty-two west; and townships one hundred thirty-six north of ranges fifty-nine, sixty, sixty-one, and sixty-two west lying within the county of LaMoure, and shall be entitled to one senator and two representatives;
 28. The twenty-eighth legislative district shall consist of the county of Dickey and townships one hundred thirty-three north of ranges sixty-three, sixty-four, sixty-five, and sixty-six west; townships one hundred thirty-four north of ranges sixty-three, sixty-four, sixty-five, and sixty-six west; townships one hundred thirty-five north of ranges sixty-three, sixty-four, sixty-five, and sixty-six west; and townships one hundred thirty-six north of ranges sixty-three, sixty-four, sixty-five, and sixty-six west lying within the county of LaMoure, and shall be entitled to one senator and two representatives;
 29. The twenty-ninth* legislative district shall consist of the county of Stutsman, and shall be entitled to two senators and four representatives;
 30. The thirtieth legislative district shall consist of the counties of Logan and McIntosh, and shall be entitled to one senator and two representatives;
 31. The thirty-first legislative district shall consist of the counties of Kidder and Emmons, and shall be entitled to one senator and two representatives;
 32. The thirty-second legislative district shall consist of the county of Burleigh, and shall be entitled to three senators and six representatives;
 33. The thirty-third legislative district shall consist of the counties of Mercer and Oliver and townships one hundred thirty-nine north of ranges eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west; and townships one hundred forty north of ranges eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west lying within the county of Morton, and shall be entitled to one senator and two representatives;

34. The thirty-fourth legislative district shall consist of townships one hundred thirty-seven north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, eighty-four, and eighty-five west; townships one hundred thirty-eight north of ranges eighty, eighty-one, eighty-two, eighty-three, eighty-four, and eighty-five west; townships one hundred thirty-nine north of ranges eighty, eighty-one, eighty-two, eighty-three, eighty-four, and eighty-five west; and townships one hundred forty north of ranges eighty-one, eighty-two, eighty-three, eighty-four, and eighty-five west lying within the county of Morton, and shall be entitled to one senator and two representatives;
35. The thirty-fifth legislative district shall consist of the counties of Grant and Sioux and township one hundred thirty-three north, range eighty-two west; townships one hundred thirty-four north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-five north of ranges seventy-nine, eighty-, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-six north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-seven north of ranges eighty-six and eighty-seven west; and townships one hundred thirty-eight north of ranges eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west lying within the county of Morton, and shall be entitled to one senator and two representatives;
36. The thirty-sixth legislative district shall consist of the counties of McKenzie and Dunn, and shall be entitled to one senator and two representatives;
37. The thirty-seventh legislative district shall consist of townships one hundred thirty-seven north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west; townships one hundred thirty-eight north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west; townships one hundred thirty-nine north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west; and townships one hundred forty north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west lying within the county of Stark, and shall be entitled to one senator and two representatives;
38. The thirty-eighth legislative district shall consist of townships one hundred twenty-nine north of ranges ninety-one, ninety-two, ninety-three, ninety-four, ninety-five, and ninety-six west; townships one hundred thirty north of ranges ninety-one, ninety-two, ninety-three, ninety-four, ninety-five, and ninety-six west; townships one hundred thirty-one north of ranges ninety-one, ninety-two, ninety-three, ninety-four, ninety-five, and ninety-six west; townships one hundred thirty-two north of ranges ninety-five and ninety-six west lying within the county of Adams and townships one hundred thirty-two north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred thirty-three north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; townships one hundred thirty-four north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; townships one hundred thirty-five north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; townships one hundred thirty-six north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west lying within the county of Hettinger and townships one hundred thirty-seven north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred thirty-eight north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred thirty-nine

north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred forty north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; and townships one hundred forty-one north of ranges ninety-one, ninety-two, and ninety-three west lying within the county of Stark, and shall be entitled to one senator and two representatives;

39. The thirty-ninth legislative district shall consist of the counties of Golden Valley, Billings, Slope, and Bowman and townships one hundred twenty-nine north of ranges ninety-seven and ninety-eight west; townships one hundred thirty north of ranges ninety-seven and ninety-eight west; townships one hundred thirty-one north of ranges ninety-seven and ninety-eight west; and townships one hundred thirty-two north of ranges ninety-seven and ninety-eight west lying within the county of Adams and townships one hundred thirty-three north of ranges ninety-six and ninety-seven west; townships one hundred thirty-four north of ranges ninety-six and ninety-seven west; townships one hundred thirty-five north of ranges ninety-six and ninety-seven west; and townships one hundred thirty-six north of ranges ninety-six and ninety-seven west lying within the county of Hettinger, and shall be entitled to one senator and two representatives."

And renumber the lines accordingly.

In section 1 of the bill as amended delete the following underscored language:

"20. The twentieth legislative district shall consist of the county of Traill and townships one hundred forty-two north of ranges forty-nine, fifty, fifty-one, and fifty-two west; and townships one hundred forty-three north of ranges forty-nine, fifty, fifty-one, and fifty-two west lying within the county of Cass, and shall be entitled to one senator and two representatives;"

and insert in lieu thereof the following language:

"20. The twentieth legislative district shall consist of the county of Traill and townships one hundred forty-three north of ranges forty-nine, fifty, fifty-one, and fifty-two west lying within the county of Cass and townships one hundred forty-four, one hundred forty-five, one hundred forty-six, one hundred forty-seven, and one hundred forty-eight north of range fifty-four west lying within the county of Steele, and shall be entitled to one senator and two representatives;"

and delete the following underscored language:

"22. The twenty-second legislative district shall consist of townships one hundred thirty-seven north of ranges forty-eight, forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred thirty-eight north of ranges forty-eight, forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred thirty-nine north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty-one north of ranges forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty-two north of ranges fifty-three, fifty-four, and fifty-five west; and townships one hundred forty-three north of ranges fifty-three, fifty-four, and fifty-five west lying within the county of Cass, and shall be entitled to one senator and two representatives;"

and insert in lieu thereof the following language:

"22. The twenty-second legislative district shall consist of townships one hundred thirty-seven north of ranges forty-eight,

forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred thirty-eight north of ranges forty-eight, forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred thirty-nine north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty north of ranges fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty-one north of ranges forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; townships one hundred forty-two north of ranges forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, and fifty-five west; and townships one hundred forty-three north of ranges fifty-three, fifty-four, and fifty-five west lying within the county of Cass, and shall be entitled to one senator and two representatives;"

Delete the following underscored language:

- "23. The twenty-third legislative district shall consist of the counties of Griggs and Steele and townships one hundred forty-one north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; townships one hundred forty-two north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; and townships one hundred forty-three north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west lying within the county of Barnes, and shall be entitled to one senator and two representatives;"

and insert in lieu thereof the following language:

- "23. The twenty-third legislative district shall consist of the county of Griggs and townships one hundred forty-four north of ranges fifty-five, fifty-six, and fifty-seven west; townships one hundred forty-five north of ranges fifty-five, fifty-six, and fifty-seven west; townships one hundred forty-six north of ranges fifty-five, fifty-six, and fifty-seven west; townships one hundred forty-seven north of ranges fifty-five, fifty-six, and fifty-seven west; and townships one hundred forty-eight north of ranges fifty-five, fifty-six, and fifty-seven west lying within the county of Steele and townships one hundred forty-one north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; townships one hundred forty-two north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west; and townships one hundred forty-three north of ranges fifty-six, fifty-seven, fifty-eight, fifty-nine, sixty, and sixty-one west lying within the county of Barnes, and shall be entitled to one senator and two representatives;"

And renumber the lines accordingly.

In section 1 of the bill as amended delete the following underscored language:

- "9. The ninth legislative district shall consist of the county of Rolette and townships one hundred fifty-seven north of ranges sixty-seven and sixty-eight west; townships one hundred fifty-eight north of ranges sixty-seven and sixty-eight west; townships one hundred fifty-nine north of ranges sixty-seven and sixty-eight west; townships one hundred sixty north of ranges sixty-seven and sixty-eight west; townships one hundred sixty-one north of ranges sixty-seven and sixty-eight west; townships one hundred sixty-two north of ranges sixty-seven and sixty-eight west; townships one hundred sixty-three north of ranges sixty-seven and sixty-eight west; and townships one hundred sixty-four north of ranges sixty-seven and sixty-eight west lying within the county of Towner, and shall be entitled to one senator and two representatives;

10. The tenth legislative district shall consist of the county of Cavalier and townships one hundred fifty-seven north of ranges sixty-five and sixty-six west; townships one hundred fifty-eight north of ranges sixty-five and sixty-six west; townships one hundred fifty-nine north of ranges sixty-five and sixty-six west; townships one hundred sixty north of ranges sixty-five and sixty-six west; townships one hundred sixty-one north of ranges sixty-five and sixty-six west; townships one hundred sixty-two north of ranges sixty-five and sixty-six west; townships one hundred sixty-three north of ranges sixty-five and sixty-six west; and townships one hundred sixty-four north of ranges sixty-five and sixty-six west lying within the county of Towner, and shall be entitled to one senator and two representatives;"

and insert in lieu thereof the following language:

- "9. The ninth legislative district shall consist of the counties of Rolette, Towner and Cavalier, and shall be entitled to two senators and four representatives;

and delete the following underscored language:

"11. The eleventh"

and insert in lieu thereof the following language:

"10. The tenth"

and delete the following underscored language:

"12. The twelfth"

and insert in lieu thereof the following language:

"11. The eleventh"

and delete the following underscored language:

"13. The thirteenth"

and insert in lieu thereof the following language:

"12. The twelfth"

and delete the following underscored language:

"14. The fourteenth"

and insert in lieu thereof the following language:

"13. The thirteenth"

and delete the following underscored language:

"15. The fifteenth"

and insert in lieu thereof the following language:

"14. The fourteenth"

and delete the following underscored language:

"16. The sixteenth"

and insert in lieu thereof the following language:

"15. The fifteenth"

and delete the following underscored language:

"17. The seventeenth"

and insert in lieu thereof the following language:

"16. The sixteenth"

and delete the following underscored language:

"18. The eighteenth"

and insert in lieu thereof the following language:

"17. The seventeenth"

and delete the following underscored language:

"19. The nineteenth"

and insert in lieu thereof the following language:

"18. The eighteenth"

and delete the following underscored language:

"20. The twentieth"

and insert in lieu thereof the following language:

"19. The nineteenth"

and delete the following underscored language:

"21. The twenty-first"

and insert in lieu thereof the following language:

"20. The twentieth"

and delete the following underscored language:

"22. The twenty-second"

and insert in lieu thereof the following language:

"21. The twenty-first"

and delete the following underscored language:

"23. The twenty-third"

and insert in lieu thereof the following language:

"22. The twenty-second"

and delete the following underscored language:

"24. The twenty-fourth"

and insert in lieu thereof the following language:

"23. The twenty-third"

and delete the following underscored language:

"25. The twenty-fifth"

and insert in lieu thereof the following language:

"24. The twenty-fourth"

and delete the following underscored language:

"26. The twenty-sixth"

and insert in lieu thereof the following language:

"25. The twenty-fifth"

and delete the following underscored language:

"27. The twenty-seventh"

and insert in lieu thereof the following language:

"26. The twenty-sixth"

and delete the following underscored language:

"28. The twenty-eighth"

and insert in lieu thereof the following language:

"27. The twenty-seventh"

and delete the following underscored language:

"29. The twenty-ninth"

and insert in lieu thereof the following language:

"28. The twenty-eighth"

and delete the following underscored language:

"30. The thirtieth"

and insert in lieu thereof the following language:

"29. The twenty-ninth"

and delete the following underscored language:

"31. The thirty-first"

and insert in lieu thereof the following language:

"30. The thirtieth"

and delete the following underscored language:

"32. The thirty-second"

and insert in lieu thereof the following language:

"31. The thirty-first"

and delete the following underscored language:

"33. The thirty-third"

and insert in lieu thereof the following language:

"32. The thirty-second"

and delete the following underscored language:

"34. The thirty-fourth"

and insert in lieu thereof the following language:

"33. The thirty-third"

and delete the following underscored language:

"35. The thirty-fifth"

and insert in lieu thereof the following language:

"34. The thirty-fourth"

and delete the following underscored language:

"36. The thirty-sixth"

and insert in lieu thereof the following language:

"35. The thirty-fifth"

and delete the following underscored language:

"37. The thirty-seventh"

and insert in lieu thereof the following language:

"36. The thirty-sixth"

and delete the following underscored language:

"38. The thirty-eighth"

and insert in lieu thereof the following language:

"37. The thirty-seventh"

and delete the following underscored language:

"39. The thirty-ninth"

and insert in lieu thereof the following language:

"38. The thirty-eighth"

And renumber the lines accordingly.

In the first line of the title after the word "districts" delete the word "and" and insert a "semi-colon"

In the second line of the title after the word "senate" insert the words "and providing a termination date"

Immediately following line 604 insert the following language:

"SECTION 3. AMENDMENT TO UNITED STATES CONSTITUTION — RESULTS.) Upon the effective date of any amendment to the United States Constitution which delegates to the states the right to apportion their legislatures in a manner to be determined by each state or its citizens or in accordance with the amendment to the United States Constitution, the provisions of section 1 and 2 of this Act shall become null and void and the apportionment of the representatives and senators of the legislative assembly of this state shall be as provided by the laws of North Dakota in effect on July 1, 1963, except that if the effective date of such amendment be a date after a primary election in which candidates for the legislative assembly are voted upon, then sections 1 and 2 of this Act shall not become null and void until the following primary election."

And renumber the lines accordingly.

Amendments to House Bill No. 734.

In line 13 after the word "open" insert the following words "or within one hour thereafter"

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House now recess until 1:00 p.m., February 23, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FORTY-NINTH DAY AFTER RECESS AND
FIFTIETH DAY

Bismarck, February 23, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seventeenth order of business, for announcements, and the reading of a proclamation by Lt. Governor Tighe and Speaker Link regarding Junior Chamber of Commerce Day.

EIGHTH ORDER OF BUSINESS

Rep. Belquist moved that Senate Bill No. 44 be re-referred to the Committee on Appropriations, from the calendar, which motion prevailed.

Rep. Johnson of Barnes moved that the House reconsider the action by which Senate Bill No. 79 was indefinitely postponed, which motion lost on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 533
House Bill No. 599
House Bill No. 631
House Bill No. 648
House Resolution No. 3

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Larson of Grand Forks moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 31
House Bill No. 513
House Bill No. 514
House Bill No. 517
House Bill No. 519
House Bill No. 524
House Bill No. 526
House Bill No. 527
House Bill No. 528
House Bill No. 532
House Bill No. 545
House Bill No. 575
House Bill No. 576
House Bill No. 601
House Bill No. 615
House Bill No. 629

House Bill No. 722
 House Bill No. 739
 House Bill No. 786
 House Bill No. 810
 House Bill No. 821
 House Bill No. 825
 House Bill No. 830
 House Bill No. 838
 House Bill No. 846
 House Bill No. 853
 House Bill No. 860

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 23, 1965

Mr. President: I have the honor to return:

Senate Bill No. 31

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk
 House Chamber

Bismarck, February 23, 1965

Mr. President: I have the honor to transmit:

House Bill No. 513 - 514 - 517 - 519

House Bill No. 524 - 526 - 527

House Bill No. 528 - 532 - 545

House Bill No. 575 - 576 - 601

House Bill No. 615 - 629 - 722 - 739

House Bill No. 786 - 810 - 821

House Bill No. 825 - 830 - 838

House Bill No. 846 - 853 - 860

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 23, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 36 - 86 - 100

Senate Bill No. 103 - 119 - 154 - 155

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that a committee of two be appointed to escort former Speakers to the rostrum, which motion prevailed, and the Speaker appointed as such committee, Reps. Streibel and Giffey.

Speaker Link: "It is not often that it has been my privilege to tell the honored former Speaker, Math Dahl, what to do but he is very cooperative this afternoon.

This is very informal; members of the legislature, and guests — and especially the honored guests on the rostrum: I certainly deem it an honor and distinct privilege to be able to participate in this rather unique observance. This has become almost a tradition — that of paying a few minutes of recognition to former speakers of this Assembly. All of those who have had this opportunity, I am sure recognize the distinct privilege that is ours.

In order that we renew again our appreciation of the efforts of those who have served before us, we are taking a few minutes

this afternoon to recognize these former speakers. Truly, this can be regarded as a time where all political affiliations are set aside. Especially, for the young people visiting with us today, we encourage you to take a real active part in the party of your choice but there is a definite area where the common good and the deliberations of this body are stronger and supercede personal political affiliations.

I am sure the Speakers who have served before me, have experienced many personal situations known only to themselves. And in their memories this evening, after this day of recognition, these instances will no doubt come back to their minds.

At this time I am going to introduce the former speakers here on the rostrum and ask them to stand. At my far left, former Speaker A. R. Bergesen; next, Leo Sticka; Palmer Levin; our most recent Speaker Stanley Saugstad and then I will introduce the former Speaker who will take over from here and pay our respects to the honored guest of the day — former Speaker and present member, Rep. R. Fay Brown."

Rep. Brown:

"Mr. Speaker, Distinguished Guests on the rostrum here, My Colleagues, and Guests: I am deeply gratified to see so many young people here as we gather in this arena of government. In this body you will see the action of free citizens expressing themselves in the manner where all recognition is given to the individual's own conscience.

Further than that we are today going to pay honor to a man who was not a natural born citizen of the United States of America and which goes to prove that any individual who swears allegiance to the United States of America and participates in his government can achieve high honor, no matter what his status in life might be. For this reason, our amiable Speaker of the 39th legislative session has agreed we would have this special little event in order that we may pay our respect to a former Speaker, Mr. Math Dahl, who also served in public office as Commissioner of Agriculture and Labor longer than any other individual in a public office in the State of North Dakota.

I could stand for an hour and relate stories about this individual and what he means to the people of North Dakota.

I think we can get a better expression of our feelings by something we have had prepared to present to him that will not only be appreciated by him but future generations of his family which will follow.

I shall read the expression to former Speaker and former Commissioner of Agriculture and Labor, Math Dahl.

MATH DAHL

Esteemed, Dedicated

Public Servant of

North Dakota

Born in Norway, naturalized a citizen of the United States of America, you have engraved your loyalty, personality, and public service in the history of North Dakota and in the hearts of her citizens.

As a legislator five terms, Speaker of the House of Representatives, 1937, Commissioner of Agriculture and Labor, 1939 to 1965, your courage, sincerity, and modesty has been exemplary of statesmanship.

Your best reward lies in your own knowledge of what you have accomplished in their behalf.

May this serve as a continuing reminder of the esteem in which the citizens of North Dakota hold you and the appreciation they feel for your untiring, unselfish humanitarianism.

Sincerely,
Your Friends All

Dated this 23rd day of February, 1965, A.D."

Hon. Math Dahl; "Members of this Assembly; and all distinguished guests, especially those here on the rostrum:

It is difficult to find anything to say under these circumstances. However I want to thank you, those who are responsible for this honor. I don't know whether I deserve it or not — that is not for me to say, or to judge — that is up to you people. And if I do deserve it — so much the better.

I want you to know that in all the years I was in government, and in which I had any part, that I tried to do what was right for the people, and the state and the nation. I have tried to be honest with myself and with the people. That is one thing you have to do. You have to live with yourself so you better be honest with yourself and then you will live longer.

I want to congratulate all the members of this Assembly. I know the hard work that you have to do, and all the work that remains still to be done. I have had some experience in this and I know there are many things you want to do but can't. If you do what you think is right for all the people of North Dakota you have done the right thing even if you have made mistakes.

Again, I thank you for this plaque. I certainly appreciate it more than I can hope to tell you.

Thank you again."

Rep. Stallman moved that the reading of the amendments to House Bill No. 566 be dispensed with, which motion prevailed.

Rep. Stallman moved that the House do not concur in the Senate amendments to House Bill No. 566 page 838 - 848 inclusive of the House Journal and that a Conference Committee be appointed to act with a like committee from Senate, which motion prevailed and the Speaker appointed as such committee Reps. Schoenwald, Borstad, and Johnson of Golden Valley.

Rep. Staven moved that the House do concur in the Senate amendments to House Bill No. 734 on page 848 of the House Journal, which motion prevailed.

Rep. Meschke moved that the rules be suspended and House Bill No. 734 be considered properly reengrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 734. A Bill for an Act to amend and reenact Section 5-01-13 of the North Dakota Century Code relating to the prohibition of the consumption as well as the sale or gift of alcoholic beverages on licensed premises on certain days.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 848 of the House Journal, the roll was called and there were: ayes, 84; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Froeschle	Kvasager	Rundle
Anderson	Ganser	Larsen	Rustan
Backes	Gengler	Larson	Sanstead
Bergman	Gietzen	Leer	Schaffer
Borstad	Giffey	Linderman	Schoenwald
Boustead	Glaspey	Lundene	Shablow

Bowles	Gronhovd	Meschke	Shorma
Brown	Gudajtes	Meyer	Skaar
Bruner	Hardmeyer	Montplaisir	Stallman
Christopher	Hauf	Mueller	Staven
Coles	Haugen	Myhre	Stenhjem
Collette	Hertz	Obie	Stockman
Connolly	Hickle	Olienyk	Strand
Dahlen	Hilleboe	Poling	Tough
Davis	Hoffner	Powers, Barnes	Vogel
Dornacker	Ivesdal	Powers, Cass	Wagner
Duncan	Johnson,	Reimers	Wastvedt
Elkin	Barnes	Rieger	Welder
Erickson,	Johnson, G. V.	Rivinius	Whittlesey
Mountrail	Jungroth	Rosendahl	Williamson
Erickson, Ward	Knudsen	Ruddy	Winge
Frank	Krenz		

Those voting in the negative were:

Belquist	Christensen	Loerch	Tweten
Bier	Fossum	Miller	Unruh
Bilden	Harrison	Olafson	Wentz
Bloom	Haugland	Olson	Wilkie
Bowman	Lang	Streibel	Mr. Speaker

Absent and not voting:

Breum	Dick	Opedahl	Solberg
Burk			

So the bill passed and the title was agreed to.

Rep. Staven moved that the vote by which House Bill No. 734 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 18 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the bill, after the words "the sum of" delete the figure \$85,430.00 and in lieu thereof insert the figure \$94,790.00

Line 6, delete the sum \$61,580.00 and in lieu thereof insert the sum \$68,740.00

Line 8, delete the sum \$5,000.00 and in lieu thereof insert the sum \$7,200.00

Line 9, delete the sum \$85,430.00 and in lieu thereof insert the sum \$94,790.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 18 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 51 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 87 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Rep. Haugland moved that Senate Bill No. 87 be now referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the same be amended as follows:

In line 4 following the "comma" insert the following language "at no expense to the state or the board of higher education, now or in the future by way of special assessments"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 99 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 110 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 138 has had the same under consideration and recommends that the same be amended as follows:

In line 30 of the engrossed bill after the word "required" delete the words "written agreements" and insert in lieu thereof the word "assurances"

In line 32 delete the words "political subdivisions" and insert in lieu thereof the word "interests"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 138 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 205 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 274 has had the same under consideration and recommends that the same be amended as follows:

On line 75 after the word "provide" insert the word "assistance" and between the word "time" and the word "police" insert the words "in conducting" and after the word "schools" insert the following language: "under chapter 54-50 of the North Dakota Century Code",

In line 127 after the "period" insert the following language: "All states attorneys, sheriffs, chiefs of police, and other law enforcement officers, shall report to the bureau all complaints signed, warrants issued, and records of convictions and sentences for all

offenses involving no account, insufficient funds, and false and fraudulent checks."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 274 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 324 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Rep. Wagner moved that Senate Bill No. 324 be now referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 346 has had the same under consideration and recommends that the same be amended as follows:

On line 55 of the engrossed bill after the word "treasurer" and before the word "shall" insert the following language: "upon direction of accounts and purchases and institutions"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 346 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "T" has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 40 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 108 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTIETH DAY

Bismarck, February 23, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. James C. Henrikson of the First Presbyterian Church of Westhope, North Dakota.

Roll Call: All members present except Reps. Breum, Burk and Dick.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA

Executive Office
Bismarck

William L. Guy
Governor

February 23, 1965

Members of the House
Thirty-ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, February 22, 1965, I signed House Bill No. 579. This bill has been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

WLG:kh

EIGHTH ORDER OF BUSINESS

Rep. Brown moved that the record show that the family of Speaker Link — his grandson, David and his daughter-in-law, Susan, visited the Assembly today, which motion prevailed.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the forty-sixth day after recess and forty-ninth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 23, 1965

Mr. President: I have the honor to return:

Senate Bill No. 79

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, February 23, 1965

Mr. President: I have the honor to return:

Senate Bill No. 104 - 235

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, February 23, 1965

Mr. President: I have the honor to return:

Senate Bill No. 32 - 45 - 46

Senate Bill No. 62 - 94 - 96

Senate Bill No. 97 - 128 - 133

Senate Bill No. 140 - 176 - 189

Senate Bill No. 201 - 202 - 216

Senate Bill No. 218 - 230 - 232

Senate Bill No. 279 - 292
Senate Concurrent Resolution "BB"
Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, February 23, 1965

Mr. President: I have the honor to inform you that the House refused to concur in the Senate amendment to House Bill No. 566 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Schoenwald, Borstad, and Johnson of Slope.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 117 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 132 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 158 has had the same under consideration and recommends that the same be amended as follows:

In line 33 following the word "facilities" delete the following language "for the use of water, sewer, gas or electric service" and insert in lieu thereof the following "in and upon such public buildings and lands"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 158 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same be amended as follows:

In line 39 of the engrossed bill delete all language after the period

Delete lines 40 and 41 of the engrossed bill

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 183 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 220 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 222 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 224 has had the same under consideration and recommends that the same be amended as follows:

In line 24 of the engrossed bill delete the word "nonresidential" Renumber the lines accordingly.

And when so amended recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 224 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 237 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 352 has had the same under consideration and recommends that the same be amended as follows:

In line 20 after the comma add the following language "except school districts which shall be examined annually if the population is in excess of 500 according to the latest federal decennial census".

In line 22 after the word less delete the "period" and insert in lieu thereof a "comma" and add the following language "except school districts which shall be examined at least once every three years if the population is 500 or less".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Dahlen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 352 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "C" has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 139 has had the same under consideration and recommends that the same be amended as follows:

Delete all language following the words "A BILL" and insert in lieu thereof the following:

For an Act to amend and reenact section 15-36-01 of the North Dakota Century Code relating to teachers' certificates and to amend and reenact section 15-36-04 of the North Dakota Century Code relating to second grade professional certificates.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Section 15-36-01 of the North
1a Dakota
2 Century Code is hereby amended and reenacted to read as
2a follows:
3 15-36-01. TEACHERS' CERTIFICATES — GRADES. —
4 The superintendent of public instruction shall issue two regular
5 grades of certificates, namely:
6 1. The second grade professional certificate; and
7 2. The first grade professional certificate.
8 Certificates shall be issued only to persons of good moral
8a character
9 who fulfill all the requirements specified by law and by the
9a rules
10 and regulations of the superintendent of public instruction. Be
10a it
11 further provided that on and after July 1, 1969 the
11a superintendent of
12 public instruction shall issue one regular certificate, namely the
13 first grade professional certificate.
14 SECTION 2. AMENDMENT.) Section 15-36-04 of the North
14a Dakota
15 Century Code is hereby amended and reenacted to read as
15a follows:
16 15-36-04. SECOND GRADE PROFESSIONAL
17 CERTIFICATE — DIPLOMA FROM STATE SCHOOLS
18 AND FROM SCHOOLS OUTSIDE OF STATE. — A
19 second grade professional certificate shall be issued:
20 1. To a graduate of the standard course of the North Dakota
20a normal
21 school or teachers' college who is eighteen years of age or
22 over and who holds the diploma granted to graduates of
22a such
23 course. Such certificates shall be valid for three years
23a from
24 the date of issue of the diploma;
25 2. To a graduate eighteen years of age or over who holds a
25a diploma
26 from an institution the curriculum of which is the
26a equivalent
27 of the standard curriculum of the state normal schools or
28 teachers' colleges. The diploma held must evidence the
29 completion of at least a two year course or sixteen
29a semester
30 hours of professional preparation for teaching. Such
30a certificate
31 shall be valid for three years after the date of issue.
32 The holder of a second grade professional certificate shall be
32a entitled
33 to a second grade certificate valid for life, upon the completion
33a of
34 eighteen months of successful teaching experience in this state
34a after
35 receiving the certificate and the filing of evidence thereof in the
36 office of the superintendent of public instruction on blanks
36a furnished
37 for that purpose. A second grade professional certificate shall
38 qualify the holder to teach in any of the elementary grades of
38a the
39 public schools of the state (((and also to teach such subjects as
40 generally are taught in the ninth and tenth grades))). Be it
40a further
41 provided that on and after July 1, 1969 the superintendent of

41a public

42 instruction shall thereafter discontinue issuing second grade

43 professional certificates.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 139 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 159 has had the same under consideration and recommends that the same be amended as follows:

In the fourth line of the title after the word "commission" and before the period insert the following words: ", the operation of airports and establishing charges, and making an appropriation"

Following line 13 insert the following language:

"SECTION 2. AIRPORT OPERATION AND INCOME.) The aeronautics commission shall have operational control of airports constructed under the provisions of section 2-06-01.1 and may provide for the imposition of landing fees, granting of fuel and service concessions, or the lease of portions of the premises for other related airport services or for purposes not inconsistent with the use of the premises for airport purposes. All income from the operation of such airports shall be deposited in the state treasury in a special operating fund to be known as the airport operating fund. All expenditures from such fund shall be within the limits of legislative appropriations and shall be made upon vouchers, signed and approved by the director of the aeronautics commission. Upon approval of such vouchers by the state auditing board, warrant-checks for such expenditures shall be prepared by the department of accounts and purchases.

SECTION 3. APPROPRIATION.) There is hereby appropriated and may be expended from the airport operating fund by the aeronautics commission for the purpose of operating and improving airports constructed and operated in accordance with section 2-06-01.1, the sum of \$4,000.00, or so much thereof as may be necessary, during the biennium beginning July 1, 1965, and ending June 30, 1967."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 159 would be considered in the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the amendments to Senate Bill No. 29 as recommended by the Committee on State and Federal Government, page 827 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 272 as recommended by the Committee on Education, page 828 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Concurrent Resolution "F" as recommended by the Committee on Education, page 828 of the House Journal, be adopted, which motion prevailed.

Rep. Collette moved that the amendments to House Bill No. 167 as recommended by the Committee on Veterans and Military Affairs, page 814 of the House Journal, be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, February 23, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 504 - 509 - 510

House Bill No. 511 - 737

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, February 23, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 594 - 879

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, February 23, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 745

House Bill No. 839

Which the Senate has amended.

Amendment to House Bill No. 745:

In line 13 delete the words "en ventre se mere" and insert in lieu thereof the word "unborn".

Amendments to House Bill No. 839:

In line 1 of the title delete the words "subsections 4 and" and insert in lieu thereof "subsection".

In line 1 delete the words "subsection 4 and" and insert in lieu thereof "subsection".

In line 2 delete the word "are" and insert in lieu thereof "is".

Delete all of lines 4, 5, 6, 7, 8, 9, 10 and 11.

Renumber the lines accordingly.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 9. 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 had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 80 of the Senate Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Rustan
Anderson	Froeschle	Larsen	Sanstead
Backes	Ganser	Larson	Schaffer
Belquist	Gengler	Leer	Schoenwald
Bergman	Gietzen	Linderman	Shablow
Bier	Giffey	Loerch	Shorma
Bilden	Glaspey	Lundene	Skaar
Bloom	Gronhovd	Meschke	Stallman

Borstad	Gudajtes	Meyer	Staven
Boustead	Hardmeyer	Miller	Stenhjem
Bowles	Harrison	Montplaisir	Stockman
Bowman	Hauf	Mueller	Strand
Brown	Haugen	Myhre	Streibel
Bruner	Haugland	Obie	Tough
Christensen	Hertz	Olafson	Tweten
Christopher	Hickle	Olienyk	Unruh
Coles	Hilleboe	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Connolly	Ivesdal	Poling	Wastvedt
Dahlen	Johnson, G. V.	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker
Fossum			
Absent and not voting:			
Breum	Dick	Reimers	Solberg
Burk	Duncan		

So the bill passed and the title was agreed to.

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 196 of the Senate Journal, the roll was called and there were: ayes, 95; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Sanstead
Anderson	Froeschle	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bergman	Gengler	Loerch	Shorma
Bier	Gietzen	Lundene	Skaar
Bilden	Giffey	Meschke	Stallman
Bloom	Glaspey	Meyer	Staven
Borstad	Gronhovd	Miller	Stenhjem
Boustead	Gudajtes	Montplaisir	Stockman
Bowles	Hardmeyer	Mueller	Strand
Bowman	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Cass	Wentz
Dahlen	Jungroth	Reimers	Whittlesey
Dick	Knudsen	Rieger	Wilkie
Dornacker	Krenz	Rivinius	Williamson
Erickson,	Kvasager	Rosendahl	Winge
Mountrail	Lang	Ruddy	Mr. Speaker
Erickson, Ward	Larsen	Rustan	
Fossum			

Those voting in the negative were:

Davis	Hilleboe	Johnson, G. V.	Rundle
Duncan	Johnson,	Powers, Barnes	Schaffer
Elkin	Barnes		Welder

Absent and not voting:

Backes Breum Burk Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 14. A Bill for an Act making an appropriation to pay salaries and other expenses of administering the licenses laws of the state of North Dakota relating to nonresident service, operators' licensing, accident reporting, proof of financial responsibility, unsatisfied judgment fund, and chemical test for intoxication, implied consent.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 59 of the Senate Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Christensen	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Welder
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager	Rundle	

Absent and not voting:

Backes Breum Burk Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 19. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Rustan
Anderson	Froeschle	Larsen	Sanstead
Bergman	Ganser	Larson	Schaffer
Bier	Gengler	Leer	Schoenwald
Bilden	Gietzen	Linderman	Shablow
Bloom	Giffey	Loerch	Shorma

Borstad	Glaspey	Lundene	Skaar
Boustead	Gronhovd	Meschke	Stallman
Bowles	Gudajtes	Meyer	Staven
Bowman	Hardmeyer	Miller	Stenhjem
Brown	Harrison	Montplaisir	Stockman
Bruner	Hauf	Mueller	Strand
Christensen	Haugen	Myhre	Streibel
Christopher	Haugland	Obie	Tough
Coles	Hertz	Olafson	Tweten
Collette	Hickle	Olienyk	Unruh
Connolly	Hilleboe	Olson	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Davis	Ivesdal	Poling	Wastvedt
Dick	Johnson,	Powers, Barnes	Welder
Dornacker	Barnes	Powers, Cass	Wentz
Duncan	Johnson, G. V.	Reimers	Whittlesey
Elkin	Jungroth	Rieger	Wilkie
Erickson,	Knudsen	Rivinius	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Ruddy	Mr. Speaker
Fossum			

Absent and not voting:

Backes	Breum	Rundle	Solberg
Belquist	Burk		

So the bill passed and the title was agreed to.

Senate Bill No. 20. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 82; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Duncan	Knudsen	Rosendahl
Anderson	Erickson, Ward	Krenz	Schaffer
Backes	Fossum	Kvasager	Shablow
Belquist	Frank	Lang	Shorma
Bier	Froeschle	Larsen	Skaar
Bilden	Ganser	Leer	Stallman
Bloom	Gietzen	Linderman	Staven
Borstad	Giffey	Loerch	Stenhjem
Boustead	Glaspey	Lundene	Stockman
Bowles	Gronhovd	Meyer	Strand
Bowman	Gudajtes	Miller	Streibel
Brown	Hardmeyer	Mueller	Tough
Bruner	Harrison	Obie	Tweten
Christensen	Hauf	Olienyk	Unruh
Coles	Haugen	Olson	Wagner
Collette	Haugland	Opedahl	Wastvedt
Connolly	Hickle	Poling	Wentz
Dahlen	Hilleboe	Powers, Cass	Whittlesey
Davis	Hoffner	Reimers	Winge
Dick	Ivesdal	Rieger	Mr. Speaker
Dornacker	Jungroth		

Those voting in the negative were:

Bergman	Johnson,	Myhre	Sanstead
Christopher	Barnes	Olafson	Schoenwald
Elkin	Johnson, G. V.	Powers, Barnes	Vogel
Erickson,	Larson	Rivinius	Welder
Mountrail	Meschke	Ruddy	Wilkie

Gengler	Montplaisir	Rustan	Williamson
Hertz			

Absent and not voting:

Breum	Burk	Rundle	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 27. A Bill for an Act making an appropriation to the state department of health to develop and maintain a research and study program for industrial wastes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 98; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Stallman
Bloom	Giffey	Lundene	Staven
Borstad	Glaspey	Meschke	Stenhjem
Boustead	Gronhovd	Meyer	Stockman
Bowles	Gudajtes	Miller	Strand
Bowman	Hardmeyer	Montplaisir	Streibel
Brown	Harrison	Mueller	Tough
Bruner	Hauf	Myhre	Tweten
Christensen	Haugen	Obie	Unruh
Christopher	Haugland	Olafson	Vogel
Coles	Hickle	Olienyk	Wagner
Collette	Hilleboe	Olson	Wastvedt
Connolly	Hoffner	Opedahl	Welder
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Whittlesey
Dick	Barnes	Reimers	Wilkie
Dornacker	Jungroth	Rieger	Williamson
Duncan	Knudsen	Rivinius	Winge
Elkin	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward	Kvasager	Ruddy	

Those voting in the negative were:

Erickson,	Johnson, G. V.	Rundle	Skaar
Mountrail			

Absent and not voting:

Backes	Burk	Poling	Solberg
Breum	Hertz	Sanstead	

So the bill passed and the title was agreed to.

Senate Bill No. 109. A Bill for an Act to create and enact section 50-01-08.1 of the North Dakota Century Code, relating to approval of out-of-state travel of certain county officials and employees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald

Bier	Gengler	Linderman	Shablow
Bilden	Giffey	Loerch	Shorma
Bloom	Glaspey	Lundene	Skaar
Borstad	Gronhovd	Meschke	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Montplaisir	Stockman
Bruner	Hauf	Mueller	Strand
Christensen	Haugen	Myhre	Streibel
Christopher	Haugland	Obie	Tough
Coles	Hertz	Olafson	Tweten
Collette	Hickle	Olienyk	Unruh
Connolly	Hilleboe	Olson	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Davis	Ivesdal	Powers, Barnes	Wastvedt
Dick	Johnson,	Powers, Cass	Welder
Dornacker	Barnes	Reimers	Wentz
Duncan	Johnson, G. V.	Rieger	Whittlesey
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Kvasager	Rundle	Mr. Speaker

Those voting in the negative were:

Gietzen

Absent and not voting:

Backes
Breum

Brown
Burk

Poling

Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 156. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, so as to permit municipalities to file special assessment lists for public inspection, in lieu of publication, when more than five thousand lots or tracts are included within the list, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 203 of the Senate Journal, the roll was called and there were: ayes, 98; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Belquist	Frank	Larsen	Schaffer
Bergman	Ganser	Larson	Schoenwald
Bier	Gietzen	Leer	Shablow
Bilden	Giffey	Linderman	Shorma
Bloom	Glaspey	Loerch	Skaar
Borstad	Gronhovd	Lundene	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Montplaisir	Stockman
Brown	Hauf	Mueller	Strand
Bruner	Haugen	Myhre	Streibel
Christensen	Haugland	Obie	Tweten
Christopher	Hertz	Olafson	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey

Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker

Those voting in the negative were:

Elkin	Gengler	Olienyk	Tough
Froeschle	Meschke	Rundle	

Absent and not voting:

Backes	Breum	Burk	Solberg
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 162. A Bill for an Act to authorize multicounty fair associations and tax levies or expenditures for such purpose.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 91; nays, 12; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Ganser	Lang	Ruddy
Anderson	Gengler	Larsen	Rundle
Belquist	Gietzen	Larson	Rustan
Bergman	Giffey	Leer	Sanstead
Bilden	Glaspey	Linderman	Schaffer
Bloom	Gronhovd	Loerch	Schoenwald
Borstad	Gudajtes	Lundene	Shorma
Boustead	Hardmeyer	Meschke	Skaar
Bowman	Harrison	Meyer	Stallman
Brown	Hauf	Miller	Staven
Christensen	Haugland	Montplaisir	Stenhjem
Christopher	Hertz	Myhre	Stockman
Coles	Hickle	Obie	Strand
Collette	Hilleboe	Olafson	Streibel
Dahlen	Hoffner	Olienyk	Unruh
Davis	Ivesdal	Olson	Vogel
Dick	Johnson,	Opedahl	Wagner
Dornacker	Barnes	Poling	Wastvedt
Duncan	Johnson, G. V.	Powers, Cass	Welder
Erickson,	Jungroth	Reimers	Whittlesey
Mountrail	Knudsen	Rieger	Williamson
Erickson, Ward	Krenz	Rivinius	Winge
Fossum	Kvasager	Rosendahl	Mr. Speaker
Froeschle			

Those voting in the negative were:

Bier	Connolly	Haugen	Shablow
Bowles	Elkin	Mueller	Wentz
Bruner	Frank	Powers, Barnes	Wilkie

Absent and not voting:

Backes	Burk	Tough	Tweten
Breum	Solberg		

So the bill passed and the title was agreed to.

Senate Bill No. 197. A Bill for an Act to amend and reenact section 40-45-21 of the North Dakota Century Code relating to policemen obtaining refund from pension fund upon termination of employment.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Rundle
Anderson	Frank	Larson	Rustan
Belquist	Froeschle	Leer	Sanstead
Bergman	Ganser	Linderman	Schaffer
Bier	Gengler	Loerch	Schoenwald
Bilden	Gietzen	Lundene	Shablow
Bloom	Giffey	Meschke	Shorma
Borstad	Glaspey	Meyer	Skaar
Boustead	Gronhovd	Miller	Stallman
Bowles	Gudajtes	Montplaisir	Staven
Brown	Hardmeyer	Mueller	Stenhjem
Bruner	Hauf	Myhre	Stockman
Christensen	Haugen	Obie	Strand
Christopher	Haugland	Olafson	Streibel
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Welder
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Duncan	Jungroth	Rieger	Wilkie
Elkin	Knudsen	Rivinius	Williamson
Erickson,	Krenz	Rosendahl	Winge
Mountrail	Kvasager	Ruddy	Mr. Speaker
Erickson, Ward	Lang		

Those voting in the negative were:

Bowman	Harrison	Johnson, G. V.
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Absent and not voting:

Backes	Burk	Tough	Tweten
Breum	Solberg		

So the bill passed and the title was agreed to.

Senate Bill No. 210. A Bill for an Act to provide for the disposition of unexpended and unencumbered county taxes levied for a specific purpose.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 323 of the Senate Journal, the roll was called and there were: ayes, 97; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Froeschle	Larsen	Sanstead
Anderson	Ganser	Larson	Schaffer
Belquist	Gengler	Leer	Schoenwald
Bergman	Gietzen	Linderman	Shablow
Bier	Giffey	Loerch	Shorma
Bilden	Glaspey	Lundene	Skaar
Bloom	Gronhovd	Meschke	Stallman
Borstad	Gudajtes	Meyer	Staven
Boustead	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Welder

Dick	Johnson,	Powers, Cass	Wentz
Duncan	Barnes	Reimers	Whittlesey
Erickson,	Jungroth	Rieger	Wilkie
Mountrail	Knudsen	Rivinius	Williamson
Erickson, Ward	Krenz	Rosendahl	Winge
Fossum	Kvasager	Ruddy	Mr. Speaker
Frank	Lang	Rustan	.

Those voting in the negative were:

Bowles	Elkin	Johnson, G. V.	Rundle
Dornacker			

Absent and not voting:

Backes	Burk	Montplaisir	Tough
Breum	Christensen	Solberg	

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 23, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 513 - 514 - 517
 House Bill No. 519 - 524 - 526
 House Bill No. 527 - 528 - 532
 House Bill No. 545 - 575 - 576
 House Bill No. 601 - 615 - 629
 House Bill No. 722 - 739 - 786 - 810
 House Bill No. 821 - 825 - 830
 House Bill No. 838 - 846 - 853
 House Bill No. 860

Which the President has signed.

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 513 - 514
 House Bill No. 517 - 519
 House Bill No. 524 - 526
 House Bill No. 527 - 528
 House Bill No. 532 - 545
 House Bill No. 575 - 576
 House Bill No. 601 - 615
 House Bill No. 629 - 722
 House Bill No. 739 - 786
 House Bill No. 810 - 821
 House Bill No. 825 - 830
 House Bill No. 838 - 846
 House Bill No. 853 - 860

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., Feb. 23, 1965.

REP. SHABLOW, Chairman

SECOND READING OF SENATE BILLS

Senate Bill No. 90. A Bill for an Act amending and reenacting section 37-15-07 of the 1963 Supplement to the North Dakota Century Code relating to the appointment, qualifications and salary of the commandant of the soldiers' home.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 162 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Sanstead
Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Brown	Hardmeyer	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Christensen	Haugen	Obie	Streibel
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Welder
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker

Those voting in the negative were:

Harrison

Absent and not voting:

Backes	Burk	Solberg	Tough
Breum	Montplaisir		

So the bill passed and the title was agreed to.

Senate Bill No. 89. A Bill for an Act authorizing the board of trustees of the North Dakota soldiers' home or the commandant of said home to accept or receive donations, gifts or bequests and use same for the specific purpose for which they were made.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt

Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rundle	Mr. Speaker
Erickson, Ward	Kvasager		
Absent and not voting:			
Backes	Burk	Montplaisir	Solberg
Breum			

So the bill passed and the title was agreed to.

Senate Bill No. 101. A Bill for an Act to amend and reenact sections 20-02-30 and 20-02-31 of the North Dakota Century Code, relating to the state game and fish advisory board and the meetings held by its members.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 287 of the Senate Journal and 790 of the House Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rustan
Anderson	Frank	Lang	Sanstead
Belquist	Froeschle	Larsen	Schaffer
Bergman	Ganser	Larson	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Twetten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rundle	Mr. Speaker
Erickson, Ward			
Absent and not voting:			
Backes	Burk	Montplaisir	Solberg
Breum	Leer		

So the bill passed and the title was agreed to.

Rep. Christensen moved that Senate Bill No. 213 be placed at the head of the calendar, which motion prevailed.

Rep. Christensen asked to be excused from voting on Senate Bill No. 213.

Rep. Davis moved that Rep. Christensen be permitted to vote on Senate Bill No. 213, which motion prevailed.

Senate Bill No. 213. A Bill for an Act making an appropriation to the legislative research committee for the payment of the per diem and expenses of the natural resources council's legislative members while in the performance of their duties as members of the council.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 273 of the Senate Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Christensen	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Twetten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Welder
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager	Rundle	
Absent and not voting:			
Backes	Breum	Burk	Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 214. A Bill for an Act to amend and reenact sections 54-49-03 and 54-49-05 of the North Dakota Century Code, relating to the membership and funds of the natural resources council.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 790 of the House Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman

Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Twyeten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rundle	Mr. Speaker
Erickson, Ward	Kvasager		
Absent and not voting:			
Backes	Burk	Meschke	Solberg
Breum			

So the bill passed and the title was agreed to.

Senate Bill No. 125. A Bill for an Act providing that buildings being constructed with public funds shall be constructed in a manner so as to consider the needs of the handicapped.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 196 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Fossum	Kvasager	Rundle
Belquist	Frank	Lang	Rustan
Bergman	Froeschle	Larsen	Sanstead
Bier	Ganser	Larson	Schoenwald
Bilden	Gengler	Leer	Shablow
Bloom	Gietzen	Linderman	Shorma
Borstad	Giffey	Loerch	Skaar
Boustead	Glaspey	Lundene	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Brown	Hardmeyer	Montplaisir	Stockman
Bruner	Harrison	Mueller	Strand
Christensen	Hauf	Myhre	Streibel
Christopher	Haugen	Obie	Tough
Coles	Haugland	Olafson	Twetén
Collette	Hertz	Olienyk	Unruh
Connolly	Hickle	Olson	Vogel
Dahlen	Hilleboe	Opedahl	Wagner
Davis	Hoffner	Poling	Wastvedt
Dick	Ivesdal	Powers, Barnes	Welder
Dornacker	Johnson,	Powers, Cass	Wentz
Duncan	Barnes	Reimers	Whittlesey
Elkin	Johnson, G. V.	Rieger	Wilkie
Erickson,	Jungroth	Rivinius	Williamson
Mountrail	Knudsen	Rosendahl	Winge
Erickson, Ward	Krenz	Ruddy	Mr. Speaker
Absent and not voting:			
Aamoth	Breum	Meschke	Solberg
Backes	Burk	Schaffer	

So the bill passed and the title was agreed to.

Senate Bill No. 181. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code relating to proposals for printing, classification 6, to permit subletting.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Frank	Kvasager	Rustan
Anderson	Froeschle	Lang	Sanstead
Bergman	Ganser	Larsen	Schoenwald
Bier	Gengler	Larson	Shablow
Bilden	Gietzen	Leer	Shorma
Borstad	Giffey	Linderman	Skaar
Boustead	Glaspey	Loerch	Stallman
Bowles	Gronhovd	Lundene	Staven
Bowman	Gudajtes	Meyer	Stenhjem
Brown	Hardmeyer	Miller	Stockman
Bruner	Harrison	Mueller	Strand
Christensen	Hauf	Myhre	Streibel
Christopher	Haugen	Obie	Tough
Coles	Haugland	Olafson	Tweten
Collette	Hertz	Olson	Unruh
Connolly	Hickle	Opedahl	Vogel
Dahlen	Hilleboe	Poling	Wagner
Davis	Hoffner	Powers, Barnes	Wastvedt
Dick	Ivesdal	Powers, Cass	Welder
Dornacker	Johnson,	Reimers	Wentz
Duncan	Barnes	Rieger	Whittlesey
Elkin	Johnson, G. V.	Rivinius	Wilkie
Erickson,	Jungroth	Rosendahl	Williamson
Mountrail	Knudsen	Ruddy	Winge
Erickson, Ward	Krenz	Rundle	Mr. Speaker
Fossum			
Absent and not voting:			
Backes	Breum	Montplaisir	Schaffer
Belquist	Burk	Olienyk	Solberg
Bloom	Meschke		

So the bill passed and the title was agreed to.

Senate Bill No. 239. A Bill for an Act to authorize all departments, institutions or agencies of the state that collect money which is required to be paid over to the state treasurer, to maintain, subject to approval of the director of the department of accounts and purchases, the state auditor and the state treasurer, such reasonable minimum balances as may be necessary, and to authorize minimum petty cash funds and the establishment of bank accounts, which may be in the Bank of North Dakota, for the clearing or cashing of checks and making change, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 236 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Krenz	Rustan
Anderson	Frank	Kvasager	Sanstead
Backes	Froeschle	Lang	Schoenwald
Belquist	Ganser	Larsen	Shablow
Bergman	Gengler	Larson	Shorma
Bier	Gietzen	Leer	Skaar
Bilden	Giffey	Linderman	Stallman
Bloom	Glaspey	Loerch	Staven
Borstad	Gronhovd	Lundene	Stenhjem
Boustead	Gudajtes	Meyer	Stockman

Bowles	Hardmeyer	Miller	Strand
Bowman	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dornacker	Johnson,	Reimers	Whittlesey
Duncan	Barnes	Rieger	Wilkie
Elkin	Johnson, G.V.	Rivinius	Williamson
Erickson,	Jungroth	Rosendahl	Winge
Mountrail	Knudsen	Ruddy	Mr. Speaker
Erickson, Ward		Rundle	

Those voting in the negative were:

Dick Mueller

Absent and not voting:

Breum	Coles	Montplaisir	Solberg
Burk	Meschke	Schaffer	

So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 269. A Bill for an Act entering into the interstate library compact.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 236 of the Senate Journal, the roll was called and there were: ayes, 95; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Frank	Lang	Rundle
Anderson	Froeschle	Larsen	Rustan
Backes	Gengler	Larson	Sanstead
Belquist	Giffey	Leer	Shallow
Bergman	Gaspey	Linderman	Shorma
Bloom	Gronhovd	Loerch	Skaar
Borstad	Gudajtes	Lundene	Stallman
Boustead	Hardmeyer	Meschke	Staven
Bowles	Harrison	Meyer	Stenhjem
Bowman	Hauf	Miller	Stockman
Brown	Haugen	Montplaisir	Strand
Bruner	Haugland	Myhre	Streibel
Christensen	Hertz	Obie	Tough
Christopher	Hickle	Olafson	Tweten
Coles	Hilleboe	Olienyk	Unruh
Collette	Hoffner	Olson	Vogel
Dahlen	Ivesdal	Opedahl	Wagner
Dick	Johnson,	Poling	Wastvedt
Dornacker	Barnes	Powers, Barnes	Wentz
Duncan	Johnson, G.V.	Powers, Cass	Whittlesey
Elkin	Jungroth	Rieger	Wilkie
Erickson,	Knudsen	Rivinius	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Ruddy	Mr. Speaker
Fossum			

Those voting in the negative were:

Bier	Davis	Gietzen	Reimers
Bilden	Ganser	Mueller	Welder
Connolly			

Absent and not voting:

Breum Schaffer Schoenwald Solberg
Burk

So the bill passed and the title was agreed to.

Senate Bill No. 342. A Bill for an Act to amend and reenact section 15-39-27 of the North Dakota Century Code, to create and enact subsection 4 of section 15-39-27, and to create and enact subsection 5 of section 15-39-28 of the North Dakota Century Code, relating to the eligibility to participate in the teachers' insurance and retirement fund and retirement annuities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Fossum	Krenz	Rosendahl
Anderson	Frank	Kvasager	Ruddy
Backes	Froeschle	Lang	Rundle
Belquist	Ganser	Larsen	Rustan
Bergman	Gietzen	Larson	Sanstead
Bier	Giffey	Leer	Shablow
Bilden	Glaspey	Linderman	Shorma
Bloom	Gronhovd	Loerch	Staven
Borstad	Gudajtes	Lundene	Stenhjem
Boustead	Hardmeyer	Meschke	Stockman
Bowles	Harrison	Meyer	Strand
Bowman	Hauf	Montplaisir	Streibel
Brown	Haugen	Mueller	Tough
Bruner	Haugland	Myhre	Tweten
Christensen	Hertz	Obie	Unruh
Christopher	Hickle	Olafson	Vogel
Coles	Hilleboe	Olienyk	Wagner
Collette	Hoffner	Olson	Wastvedt
Dahlen	Ivesdal	Opedahl	Wentz
Dick	Johnson,	Poling	Whittlesey
Dornacker	Barnes	Powers, Barnes	Wilkie
Duncan	Johnson, G.V.	Powers, Cass	Williamson
Elkin	Jungroth	Rieger	Winge
Erickson, Ward	Knudsen	Rivinius	Mr. Speaker

Those voting in the negative were:

Connolly Erickson, Reimers Skaar
Davis Mountrail

Absent and not voting:

Breum Miller Schoenwald Stallman
Burk Schaffer Solberg Welder
Gengler

So the bill passed and the title was agreed to.

Senate Bill No. 336. A Bill for an Act to amend and reenact section 15-18-04, 15-18-07, 15-18-08, and 15-18-09 of the North Dakota Century Code, relating to supervision and aid to junior colleges.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Ruddy
Anderson	Fossum	Kvasager	Rundle
Backes	Frank	Lang	Rustan
Belquist	Froeschle	Larsen	Sanstead
Bergman	Ganser	Larson	Shablow

Bier	Gengler	Leer	Shorma
Bilden	Gietzen	Linderman	Skaar
Bloom	Giffey	Loerch	Stallman
Borstad	Glaspey	Lundene	Staven
Boustead	Gronhovd	Meschke	Stenhjem
Bowles	Gudajtes	Meyer	Stockman
Bowman	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Christensen	Haugen	Obie	Tweten
Christopher	Haugland	Olafson	Unruh
Coles	Hertz	Olienyk	Vogel
Collette	Hickle	Olson	Wagner
Connolly	Hilleboe	Opedahl	Wastvedt
Dahlen	Hoffner	Poling	Welder
Davis	Ivesdal	Powers, Barnes	Wentz
Dick	Johnson,	Powers, Cass	Whittlesey
Dornacker	Barnes	Reimers	Wilkie
Duncan	Johnson, G.V.	Rieger	Williamson
Elkin	Jungroth	Rivinius	Winge
Erickson,	Knudsen	Rosendahl	Mr. Speaker

Mountrail

Absent and not voting:

Breum	Miller	Schoenwald	Solberg
Burk	Schaffer		

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Loerch moved that further action on Senate Bill No. 289 be delayed one legislative day, which motion prevailed.

Rep. Giffey moved that the House now recess until 1:00 p.m., February 24, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

Bismarck, February 24, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seventeenth order of business for announcements.

EIGHTH ORDER OF BUSINESS

Rep. Burk moved that the Governor be requested to return House Bill No. 576 for an amendment, which motion prevailed.

House Chamber
Bismarck, N. D.
Feb. 24, 1965

Hon. William Guy
Governor, State of North Dakota
Bismarck, North Dakota

Dear Sir:

The House of Representatives respectfully requests the return of House Bill No. 576 which has been messaged to your office.

The House is requesting the return of this bill for a technical amendment.

Yours very truly,
DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Johnson of Barnes moved that Senate Bill No. 99 be re-referred to the Committee on State and Federal Government from the Sixth Order, which motion prevailed.

Rep. Belquist moved that Senate Bill No. 159 be re-referred to the Committee on State and Federal Government for further amendment, from the Sixth Order, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 533
House Bill No. 599
House Bill No. 631
House Bill No. 648
House Resolution No. "3"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Larsen (Grand Forks) moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 534
 House Bill No. 536
 House Bill No. 604
 House Bill No. 635
 House Bill No. 673
 House Bill No. 688
 House Bill No. 695
 House Bill No. 746
 House Bill No. 748
 House Bill No. 788
 House Bill No. 795
 House Bill No. 809

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 36
 Senate Bill No. 86
 Senate Bill No. 100
 Senate Bill No. 103
 Senate Bill No. 119
 Senate Bill No. 154
 Senate Bill No. 155
 House Bill No. 533
 House Bill No. 599
 House Bill No. 631
 House Bill No. 648
 House Resolution No. 3

And the Speaker signed the same in the presence of the House.

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. "3"

Was delivered to the Secretary of State for his approval at the hour of 1:00 o'clock p.m., February 24, A.D., 1965.

REP. SHABLOW, Chairman

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to Senate Bill No. 18 as recommended by the Committee on Appropriations, page 853 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the amendments to Senate Bill No. 138 as recommended by the Committee on Natural Resources, page 854 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 274 as recommended by the Committee on State and Federal Government, page 854 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 346 as recommended by the Committee on State and Federal Government, page 855 of the House Journal, be adopted, which motion prevailed.

STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)
William L. Guy
Governor

February 24, 1965

The Honorable Art Link
Speaker of the House
House of Representatives
Bismarck, North Dakota

Dear Representative Link:

I herewith return House Bill No. 576 in accordance with your request.

Sincerely,
WILLIAM L. GUY,
Governor

WLG:kh
Attachment

SECOND READING OF A SENATE BILL

Senate Bill No. 51. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 221 of the Senate Journal, the roll was called and there were: ayes, 104; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspay	Meschke	Solberg
Boustead	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueiler	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G.V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager		

Those voting in the negative were:

Connolly Frank Rundle

Absent and not voting:

Bier Stockman

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

EIGHTH ORDER OF BUSINESS

Rep. Backes moved that the House reconsider the action by which Senate Bill No. 46 was passed, which was withdrawn.

Rep. Backes moved that the Senate be asked to return Senate Bill No. 46, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to request the return of:
Senate Bill No. 46

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 110. A Bill for an Act to make a deficiency appropriation to the teachers' insurance and retirement fund to pay for travel of the members of the board of trustees and the executive secretary during the 1963-1965 biennium, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 226 of the Senate Journal, the roll was called and there were: ayes, 109; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugeland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G.V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Erickson,	Kvasager		
Mountrail			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 205. A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Backes	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar
Borstad	Gietzen	Meschke	Solberg
Boustead	Giffey	Meyer	Stallman
Bowles	Glaspey	Miller	Staven
Bowman	Gronhovd	Montplaisir	Stenhjem
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G.V.	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz		

Those voting in the negative were:

Jungroth Stockman

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of:

Senate Bill No. 3

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 24, 1965

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. 566, Senators:

Lips
Chesrown
Reichert

GERALD L. STAIR, Secretary

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "T". A concurrent resolution recognizing the annual Dakota Cup Regatta as a beneficial sporting event to the state of North Dakota and requesting that certain state departments provide assistance in maintaining adequate traffic, safety, and health control and assist in the promotion and development of such regatta.

Which had been read.

The question being on the final passage of the resolution, as amended, page 310 of the Senate Journal, the question was put and the resolution was declared adopted.

Rep. Giffey moved that the absent members be excused, which motion prevailed.

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-FIRST DAY

Bismarck, February 24, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Michael Ruddy, Church of St. John, the Evangelist, of Grafton, North Dakota.

Roll Call: All members present.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the forty-ninth day after recess and fiftieth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 44 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 48 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 64 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 75 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 82 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 83 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Belquist moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 84 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 85 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Strand moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 129 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Solberg moved that the House accede to the request of the Senate for the return of Senate Bill No. 3, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 136 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 241 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WILKIE, Chairman

Rep. Kvasager moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to inform you that the Senate, has concurred in the House amendment to Senate Bills Nos. 104 and 235.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to return Senate Bill No. 46 which the House requested.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to return:

Senate Bill No. 3

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 317 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 332 has had the same under consideration and recommends that the same do pass.

And be re-referred to Committee on Appropriations.

REP. WILKIE, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

The Speaker announced that Senate Bill No. 332 would now be referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 123 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 142 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Bloom moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 161 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 187 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 191 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 195 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 196 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 211 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 219 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 53 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the last comma insert the word "and"

In the second line of the title delete the following language: "and 15-19-07"

In the seventh line of the title delete the word "section" and insert the word "sections" in lieu thereof and after the numeral "15-19-05" insert a comma and the word and numeral "and 15-19-07"

In the ninth line of the title after the word "program" and before the period insert the words "and fees to be deposited in the general fund"

Delete lines 141 through 183 inclusive and insert the following language in lieu thereof:

"15-19-06. (((CORRESPONDENCE COURSES, TO BE FINANCED FROM GENERAL FUND — BOARD MAY ESTABLISH ADMINISTRATIVE AND OPERATIONAL FUND.) The cost of operating the correspondence courses under the provisions of this chapter shall be paid out of the general fund. All vouchers expending money therefrom shall be approved by the superintendent of public instruction. The state board of public school education may if it deems advisable establish an administrative operational fund, of not to exceed ten thousand dollars, out of the biennial appropriation of the legislative assembly for the high school correspondence study division. The fund so established shall be deposited in the Bank of North Dakota and may be drawn upon by the state director of correspondence courses in secondary education for the payment of necessary expenses in the administration and operation of the high school correspondence study division program within the limits and regulations prescribed by the board of public school education. The director shall submit a full, minute and itemized statement of every expenditure made during the month to the board in accordance with such rules and regulations as the board may prescribe and thereafter the board may, in its discretion, periodically authorize additional transfers to such operational fund, but the balance in such fund shall never exceed ten thousand dollars, and any unencumbered balance therein at the end of any biennium shall revert to the state treasury. The fund so established may not be used to pay the salary and expense of the director. Such salary and expense shall be paid in the same manner as other state officials. In establishing and maintaining the administrative

operational fund the board shall make proper requisition by submitting a duly approved voucher signed by the superintendent of public instruction through the regular channels to the state treasurer for the transfer of the necessary funds from the biennial appropriation of the high school correspondence study division. The board shall determine the amount of the bond to be posted by the director.))) SPECIAL OPERATING FUND — DEPOSIT OF COLLECTIONS — TRANSFERS FROM GENERAL FUND APPROPRIATIONS — ADMINISTRATIVE OPERATIONAL FUND — PREPARATION OF BUDGET.) A special operating fund for the division of supervised correspondence study shall be maintained within the state treasury and all income and fees collected by the division of supervised correspondence study from any source shall be remitted monthly by the director to the state treasurer and credited to such special operating fund. All expenditures from such fund shall be within the limits of legislative appropriations and shall be made upon vouchers, signed and approved by the superintendent of public instruction. Upon approval of such vouchers by the state auditing board, warrant-checks shall be prepared by the department of accounts and purchases. The state treasurer shall make periodic transfers upon order of the director of the department of accounts and purchases from the division of supervised correspondence study general fund appropriation to such special operating fund whenever its balance falls so low as to require supplementation.

The state board of public school education may, if it deems advisable, establish an administrative operational fund, of not to exceed ten thousand dollars, out of the special operating fund for the division of supervised correspondence study. The administrative operational fund so established shall be deposited in the Bank of North Dakota and may be drawn upon by the state director of the division of supervised correspondence study for the payment of necessary expenses in the administration and operation of the division of supervised correspondence study within the limits and regulations prescribed by the board of public school education. The director shall submit a full, minute, and itemized statement of every expenditure made during the month to the board in accordance with such rules and regulations as the board may prescribe and thereafter the board may, in its discretion, periodically authorize additional transfers to the administrative operational fund, not for salary of director, but the balance in such fund shall never exceed ten thousand dollars, and any unencumbered balance therein at the end of any biennium shall revert to the state treasury. The administrative operational fund may not be used to pay salaries or expenses of the director. The board shall determine the amount of the bond to be posted by the director.

The director shall prepare the budget request of the division of supervised correspondence study for submission to the state budget board. The budget request shall be approved by the state board of public school education prior to its submission for consideration by the director of the budget."

Delete lines 184 through 192 inclusive.

In line 193 delete the numeral "8" and insert the numeral "6"; delete the word "Section" and insert the word "Sections"; and after the numeral "15-19-05" insert the word and numeral "and 15-19-07"

In line 194 delete the word "is" and insert the word "are" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 53 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 54 has had the same under consideration and recommends that the same be amended as follows:

In line 27 after the word "order" insert the following: "or act of a juvenile commissioner or any other lawful authority which".

In line 29 after the word "a" insert the words "foster home or a"

In line 211 insert triple brackets before the word "of"

In line 212 insert triple brackets after the word "dollars"

In line 212 before the word "toward" insert the following new language: "equal to the per pupil payments as provided in section 15-40-24"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 54 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 61 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed on a division vote.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to return:

Senate Bill No. 108

Which the House has indefinitely-postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to return:

Senate Bill No. 101 - 214

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to return:

Senate Bill No. 9 - 13 - 14

Senate Bill No. 19 - 20 - 27

Senate Bill No. 89 - 90 - 109

Senate Bill No. 125 - 156 - 162

Senate Bill No. 181 - 197 - 210

Senate Bill No. 213 - 239 - 269

Senate Bill No. 336 - 342

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 147 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the engrossed bill delete the word "section" and insert the words and numeral "sections 15-39-15 and" in lieu thereof

In the second line of the title after the word "to" insert the words "out-of-state teachers and"

After the enacting clause but before line 1 insert the following language:

"SECTION 1. AMENDMENT.) Section 15-39-15 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-15. **TEACHER COMING FROM SCHOOL NOT INCLUDED IN PROVISIONS OF CHAPTER TO PAY BACK ASSESSMENTS.)** Any teacher who comes from a school or educational institution supported by public taxation ((in another state of this nation)) out of North Dakota and becomes a teacher in a public school or state institution within North Dakota may elect to have not to exceed seven years out-of-state teaching accredited in North Dakota provided he declares his request to the board of trustees of this fund for such out-of-state credit within the first year after he begins teaching in North Dakota or within one year of the time when such out-of-state teaching combined with teaching within North Dakota shall aggregate twenty-five years, provided that out-of-state teaching time shall not exceed seven years. Every such teacher shall be advised of the provisions of this section by the school board in writing at the time of employment, and a copy of such notice with written acknowledgment thereof, shall be filed with the teachers' insurance and retirement fund board. Before receiving any retirement annuity, he shall pay assessments to the fund for the number of years out-of-state teaching he elects based upon his first annual salary in a public school or state institution in this state, or, if he has taught in North Dakota previously, upon his first salary in the state after his resumption of teaching in this state. After July 1, 1949, assessment payments on out-of-state teaching shall be doubled. The rate of interest shall be six percent, the same interest as required of North Dakota teachers having delinquent assessments within the state."

In line 1 delete the numeral "1" and insert the numeral "2" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 147 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 149 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Olafson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 151 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 298 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Stallman moved that the amendments to Senate Bill No. 158 as recommended by the Committee on Political Subdivisions, page 857 of the House Journal, be adopted.

Rep. Stockman moved that Senate Bill No. 158 be re-referred to the Committee on Political Subdivisions for amendment, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 183 as recommended by the Committee on Transportation, page 857 of the House Journal, be adopted, which motion prevailed.

Rep. Stockman moved that Senate Bill No. 224 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Stallman moved that the amendments to Senate Bill No. 352 as recommended by the Committee on Political Subdivisions, page 858 of the House Journal, be adopted.

Rep. Bloom moved that the reading of the amendments to Senate Bill No. 139 be dispensed with, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 139 as recommended by the Committee on Education, page 858 - 860 inclusive of the House Journal, be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, February 24, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 529 - 548 - 558

House Bill No. 560 - 592 - 596

House Bill No. 621 - 627 - 642

House Bill No. 645 - 646 - 658

House Bill No. 661 - 710 - 770

House Bill No. 772 - 850 - 874

House Concurrent Resolution "T"

House Concurrent Resolution "H-1"

House Concurrent Resolution "I-1"

House Concurrent Resolution "R-1"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, February 24, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 360

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, February 24, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 640

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 502 - 508 - 622

House Bill No. 630 - 647 - 649

House Bill No. 654 - 669 - 671

House Bill No. 725 - 740 - 870

House Concurrent Resolution "J"

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 502

In line 12 delete the figure "\$188,933.00" and insert in lieu thereof the figure "\$196,133.00"

In line 19 delete the figure "\$252,133.00" and insert in lieu thereof the figure "\$259,333.00"

AMENDMENTS TO HOUSE BILL No. 508

In line 8 delete the figure "\$901,150.00" and insert in lieu thereof the figure "\$926,150.00"

In line 16 delete the figure "\$1,547,622.81" and insert in lieu thereof the figure "\$1,572,622.81"

AMENDMENTS TO HOUSE BILL No. 622

In line 16 delete the comma after the word "commissioner" and insert a period in lieu thereof

In line 17 delete the words "and if" and insert the word "If" in lieu thereof

In line 17 after the word "sale" insert the words "it shall, except as otherwise provided by this section, be sold in the manner provided in section 40-05-15."; delete the comma, and delete the word "the" and insert the word "The" in lieu thereof

In line 18 delete the words "credited to the state highway fund" and insert the words "deposited in the state treasury as provided in section 153 of the Constitution and credited to the permanent school fund" in lieu thereof

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 630

Line 4 of the title after the word general insert ". ((((" and after "veterans." in last line of title insert)))

Delete all of lines 33 and 34

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 647

In the first line of the title, delete the words "or motor driven cycle"

Delete all of lines 1 through 5 inclusive and insert in lieu thereof the following:

"SECTION 1.) "Motorcycle" shall mean every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding implements of husbandry."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 649

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact section 46-04-19 of the North Dakota Century Code, relating to the disposition of certain laws.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 46-04-19 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

46-04-19. SECRETARY OF STATE MAY DISPOSE OF (((SESSION))) LAWS.) The secretary of state may dispose of all volumes of the (((session))) laws for the year 1959 or prior years in his possession except ten volumes of each which he shall keep for historical purposes."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 654

Line 234 after the word "duty" insert the following language: "when requested"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 669

In line 8 after the word "created" add the following: ", except that it shall not mean a city having a population under five thousand persons and located in a county which at the effective date of this Act has an activated housing authority, nor shall it mean any city which has agreed to or will so elect to participate in a county housing authority pursuant to section 54-40-08"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 671

In line 40 of the engrossed bill delete the word "or", and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 43 delete the word "or", and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 47 delete the word "or", and after the word "snuff" and before the period, insert the words ", cigars or other tobacco products"

In line 193 place triple parentheses after the word "days" and immediately following thereafter insert the words "tenth day"

In line 194 delete all of the triple parentheses and the words "tenth day" and "month"

In line 200 delete all of the triple parentheses and the word "month"

In line 270 after the comma after the word "truck" insert the word "boat" and a comma

In line 289 after the numeral "57-36-13" insert the words ", or any other product taxed pursuant to this chapter,"

In line 433 delete all of the triple parentheses and the word "month"

In line 435 delete all of the triple parentheses and the word "month"

In line 482 delete all of the triple parentheses and the word "month"

In line 484 delete all of the triple parentheses and the word "month"

In line 503 insert triple parentheses before and after the word "first"

In line 532 after the word "cigarettes" delete the word "and" and insert in lieu thereof a comma; and after the word "snuff" insert the words ", cigars or other tobacco products"

In line 535 after the word "cigarettes" delete the word "and" and insert in lieu thereof a comma; and after the word "snuff"

and before the period insert the words “, cigars or other tobacco products”

In line 601 delete the word “month” and insert the word “quarter” in lieu thereof

In line 603 delete the word “month” and insert the word “quarter” in lieu thereof

In line 643 delete the word “month” and insert the word “quarter” in lieu thereof

In line 645 delete the word “month” and insert the word “quarter” in lieu thereof

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 725:

In line 1 of the title after the figure “20-01-01” delete the word “and”

In line 2 of the title delete the following: “section 20-04-10.1”

Delete all of lines 8 through 19 of the bill.

AMENDMENTS TO HOUSE BILL No. 740:

In line 9 after the word “and” insert the words “upon written request from other” and delete the word “officer” and insert in lieu thereof the word “officers”

In line 15 after the word “and” and insert the words “upon written request from other” and delete the word “officer” and insert in lieu thereof the word “officers”

AMENDMENTS TO HOUSE BILL No. 870:

In line 6, after the word “village” insert the words “having a population of 3000 or more” and after the word “be” insert the words “an attorney”

Renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION “J”:

In line 5 of the title after the word “and” delete the words “other-wise lawful in the premises” and insert in lieu thereof the word “equitable”

In line 33 after the word “existing” delete the word “unlawful”

In line 36 after the word “and” delete the following “lawfulness other-” and insert in lieu thereof the word “equity”

In line 37 delete the word “wise”

In line 46 after the word “the” delete the words “lawfulness and”

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to return: .

Senate Bill No. 36

Senate Bill No. 86

Senate Bill No. 100

Senate Bill No. 103

Senate Bill No. 119

Senate Bill No. 154

Senate Bill No. 155

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 24, 1965

Mr. President: I have the honor to transmit:

House Bill No. 533

House Bill No. 599

House Bill No. 631

House Bill No. 648

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 40. A Bill for an Act to create and enact section 57-40.1-09 of the North Dakota Century Code, and to amend and reenact subsection 2 of section 57-40.1-01 and section 57-40.1-07 of the North Dakota Century Code, to provide that the state tax commissioner shall administer the motor vehicle use tax and that the motor vehicle registrar shall act as the agent of the tax commissioner for the purpose of collecting the motor vehicle use tax, and providing for the deposit of fifty percent of the revenue in the general fund and fifty percent in the motor vehicle registration fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 158 of the Senate Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Shablow
Bier	Froeschle	Larson	Shorma
Bilden	Ganser	Leer	Skaar
Bloom	Gengler	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspey	Meyer	Stockman
Bowman	Gronhovd	Miller	Strand
Breum	Gudajtes	Montplaisir	Streibel
Brown	Hardmeyer	Mueller	Tough
Bruner	Harrison	Myhre	Tweten
Burk	Hauf	Obie	Unruh
Christensen	Haugen	Olafson	Vogel
Christopher	Haugland	Olienyk	Wagner
Coles	Hertz	Olson	Wastvedt
Collette	Hickle	Opedahl	Welder
Connolly	Hilleboe	Poling	Wentz
Dahlen	Hoffner	Powers, Barnes	Whittlesey
Davis	Ivesdal	Powers, Cass	Wilkie
Dick	Johnson,	Rieger	Williamson
Dornacker	Barnes	Rivinius	Winge
Duncan	Johnson, G.V.	Rosendahl	Mr. Speaker
Elkin	Jungroth		
Absent and not voting:			
Meschke	Rundle	Schoenwald	Solberg
Reimers			

So the bill passed and the title was agreed to.

Senate Bill No. 117. A Bill for an Act to create and enact a subsection of section 57-39-03 of the North Dakota Century Code providing an exemption for livestock and poultry feed for sales tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Elkin	Kvasager	Rundle
Anderson	Erickson,	Lang	Rustan
Backes	Mountrail	Larsen	Schaffer
Belquist	Erickson, Ward	Larson	Schoenwald
Bergman	Fossum	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gietzen	Lundene	Stallman
Borstad	Giffey	Meschke	Staven
Boustead	Gronhovd	Meyer	Stenhjem
Bowles	Gudajtes	Miller	Stockman
Bowman	Hardmeyer	Montplaisir	Strand
Breum	Harrison	Mueller	Streibel
Brown	Hauf	Myhre	Tough
Bruner	Haugen	Obie	Tweten
Burk	Haugland	Olafson	Unruh
Christensen	Hickle	Olienyk	Vogel
Christopher	Hilleboe	Olson	Wagner
Coles	Hoffner	Opedahl	Wastvedt
Collette	Ivesdal	Poling	Welder
Connolly	Johnson,	Powers, Barnes	Wentz
Dahlen	Barnes	Powers, Cass	Whittlesey
Davis	Johnson, G.V.	Reimers	Williamson
Dick	Jungroth	Rieger	Winge
Dornacker	Knudsen	Rivinius	Mr. Speaker
Duncan	Krenz	Ruddy	

Those voting in the negative were:

Frank	Glaspay	Sanstead	Wilkie
Gengler	Rosendahl	Solberg	

Absent and not voting:

Hertz

So the bill passed and the title was agreed to.

Senate Bill No. 132. A Bill for an Act to create and enact chapter 57-54.1 of the North Dakota Century Code, imposing a tax on Motor Vehicle Fuel imported for use upon public highways in this state, providing for the administration and enforcement thereof and providing a penalty.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 309 of the Senate Journal, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspay	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel

Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G.V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Elkin

So the bill passed and the title was agreed to.

Senate Bill No. 220. A Bill for an Act to amend and reenact sections 54-11-04 and 54-44-05 of the North Dakota Century Code relating to the keeping of permanent records by the state treasurer and the information to be contained on warrants.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Brown	Haugen	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Twetten
Christopher	Hickle	Olson	Unruh
Coles	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G.V.	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Erickson,	Krenz	Ruddy	Winge
Mountrail	Kvasager	Rundle	Mr. Speaker
Erickson, Ward			

Absent and not voting:

Burk Elkin

So the bill passed and the title was agreed to.

Senate Bill No. 222. A Bill for an Act to provide for an office of the budget within the department of accounts and purchases for the executive branch of state government and to amend and reenact sections 15-10-15, 15-12-06.1, 18-03-05, 18-03-06, and 54-42-04 of the North Dakota Century Code, relating to the state budget board, and to repeal subsections 1, 2, 3, 4, 6, and 7 of section 54-44-04, chapter 54-15, and section 54-27-09 of the North Dakota

Century Code, relating to the state budget board and providing for a penalty.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tough
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G.V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knuksen	Ruddy	Mr. Speaker
	Krenz	Rundle	

Absent and not voting:

Glaspey

So the bill passed and the title was agreed to.

Senate Bill No. 237. A Bill for an Act to amend and reenact sections 40-24-02, 40-24-03, 40-24-11, 40-24-12, 40-24-15 and 40-24-16 of the North Dakota Century Code, relating to special assessments levied by municipalities, the computation of interest thereon, the lien thereof as between vendor and vendee, the certification, collection, review and correction thereof, and the issuance of receipts therefor.

Which had been read.

The question being on the final passage of the bill, Rep. Hilleboe moved that Senate Bill No. 237 be laid over one legislative day, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Bloom moved that Senate Bill No. 298 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF SENATE BILLS AND RESOLUTIONS

Senate Concurrent Resolution "C". A concurrent resolution for amendment of section 130 of the Constitution of the state of North Dakota, relating to home rule for cities and villages.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 93; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Fossum	Larson	Schaffer
Anderson	Frank	Leer	Schoenwald
Backes	Froeschle	Linderman	Shablow
Belquist	Ganser	Loerch	Shorma
Bergman	Gengler	Lundene	Skaar
Bier	Gietzen	Meschke	Solberg
Bloom	Giffey	Meyer	Stallman
Borstad	Glaspey	Miller	Staven
Boustead	Gudajtes	Montplaisir	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Breum	Harrison	Obie	Strand
Brown	Hauf	Olafson	Streibel
Christensen	Haugland	Olienyk	Tweten
Christopher	Hilleboe	Opedahl	Unruh
Coles	Hoffner	Powers, Barnes	Vogel
Collette	Ivesdal	Powers, Cass	Wagner
Dahlen	Johnson,	Reimers	Wastvedt
Davis	Barnes	Rieger	Wentz
Dick	Jungroth	Rivinius	Whittlesey
Dornacker	Knudsen	Rosendahl	Wilkie
Duncan	Krenz	Ruddy	Williamson
Erickson,	Kvasager	Rundle	Winge
Mountrail	Lang	Rustan	Mr. Speaker
Erickson, Ward	Larsen	Sanstead	

Those voting in the negative were:

Bilden	Connolly	Hickle	Poling
Bowman	Elkin	Johnson, G.V.	Tough
Bruner	Gronhovd	Myhre	Welder
Burk	Haugen	Olson	

Absent and not voting:

Hertz

So the resolution passed and the title was agreed to.

Senate Bill No. 29. A Bill for an Act to amend and reenact sections 15-62-04 and 57-50-04 of the North Dakota Century Code, relating to collection and payment of scholarship loans and payment of motor fuel tax refunds.

Which had been read.

The question being on the final passage of the bill, as amended, on page 827 of the House Journal, Rep. Williamson moved that Senate Bill No. 29 be re-referred to the Committee on State and Federal Government, which motion lost on a division vote.

ROLL CALL

The question now being on the final passage of Senate Bill No. 29, as amended, on page 827 of the House Journal, the roll was called and there were: ayes, 107; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Backes	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar
Borstad	Gietzen	Meschke	Solberg
Boustead	Giffey	Meyer	Stallman
Bowles	Glaspey	Miller	Staven
Bowman	Gronhovd	Montplaisir	Stenhjem
Breum	Gudajtes	Mueller	Stockman
Brown	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Streibel

Burk	Hauf	Olafson	Tough
Christensen	Haugen	Olienyk	Tweten
Christopher	Haugland	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G.V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz		

Those voting in the negative were:

Wagner

Absent and not voting:

Hertz

So the bill passed and the title was agreed to.

Senate Bill No. 272. A Bill for an Act relating to responsibilities of the teaching profession; providing for a professional practices commission and for codes of ethics and standards, complaints, and reprimands; and to amend and reenact sections 15-36-15 and 15-36-16 of the North Dakota Century Code, relating to the revocation of teachers' certificates by the superintendent of public instruction.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 352 of the Senate Journal and 828 of the House Journal, the roll was called and there were: ayes, 94; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Fossum	Larson	Sanstead
Belquist	Frank	Leer	Schaffer
Bergman	Ganser	Linderman	Schoenwald
Bier	Gengler	Loerch	Shablow
Bilden	Giffey	Lundene	Shorma
Bloom	Glaspey	Meschke	Skaar
Borstad	Gronhovd	Meyer	Solberg
Boustead	Gudajtes	Miller	Stallman
Bowles	Hardmeyer	Montplaisir	Staven
Bowman	Harrison	Mueller	Stenhjem
Breum	Hauf	Myhre	Stockman
Brown	Haugen	Obie	Strand
Bruner	Haugland	Olienyk	Streibel
Burk	Hilleboe	Opedahl	Tough
Christensen	Hoffner	Poling	Tweten
Christopher	Ivesdal	Powers, Barnes	Unruh
Coles	Johnson,	Powers, Cass	Vogel
Collette	Barnes	Reimers	Wagner
Dahlen	Johnson, G.V.	Rieger	Wentz
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Krenz	Rosendahl	Williamson
Elkin	Kvasager	Ruddy	Winge
Erickson,	Lang	Rundle	

Mountrail

Those voting in the negative were:

Backes	Froeschle	Olafson	Welder
Connolly	Gietzen	Olson	Whittlesey
Davis	Hickle	Wastvedt	Mr. Speaker
Duncan	Knudsen		

Absent and not voting:

Hertz

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "F". A concurrent resolution requesting the Congress of the United States to give favorable consideration to possible means of granting financial assistance to state and local governments for use in the field of elementary and high school education by returning to each state a portion of its federal income tax.

Which had been read.

The question being on the final passage of the resolution, as amended, page 121 of the Senate Journal and 828 of the House Journal, the question was put and the resolution was declared adopted.

Senate Bill No. 167. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to disabled veteran's homestead general property assessment.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 294 of the Senate Journal and 814 of the House Journal, the roll was called and there were: ayes, 106; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Mueller	Stockman
Breum	Gudajtes	Myhre	Strand
Brown	Hardmeyer	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker

Those voting in the negative were:

Harrison

Absent and not voting:

Hertz Montplaisir

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Loerch moved that action on House Bill No. 289 be delayed one legislative day, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to return:
House Bill No. 533 - 599
House Bill No. 631 - 648
Which the President has signed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 63 - 77 - 88
Senate Bill No. 95 - 113 - 121
Senate Bill No. 206 - 242

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Backes moved that the House do not concur in the Senate amendments to House Bill No. 839, page 861 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Reps.

Christensen
Myhre
Dornacker

Rep. Brown moved that the House do concur in the Senate amendments to House Bill No. 745, on page 861 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 745 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 745. A Bill for an Act to amend and reenact sections 65-05-09 and 65-05-11 of the North Dakota Century Code, relating to the amount of Workmen's Compensation benefits.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 861 of the House Journal, the roll was called and there were: ayes, 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Elkin	Jungroth	Rundle
Anderson	Erickson,	Knudsen	Rustan
Backes	Mountrail	Krenz	Schaffer
Belquist	Fossum	Lang	Schoenwald
Bergman	Frank	Larsen	Shablow
Bier	Froeschle	Larson	Skaar
Bilden	Ganser	Leer	Solberg
Bloom	Gengler	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspay	Meyer	Stockman
Bowman	Gronhovd	Miller	Strand
Breum	Gudajtes	Montplaisir	Streibel
Brown	Hardmeyer	Mueller	Tough

Bruner	Harrison	Myhre	Tweten
Burk	Hauf	Olienyk	Unruh
Christensen	Haugen	Olson	Vogel
Christopher	Haugland	Opedahl	Wagner
Coles	Hickle	Poling	Wastvedt
Collette	Hilleboe	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Dick	Barnes	Rivinius	Winge
Dornacker	Johnson, G. V.	Rosendahl	Mr. Speaker
Duncan			

Absent and not voting:

Erickson, Ward	Meschke	Ruddy	Shorma
Hertz	Obie	Sanstead	Williamson
Kvasager	Olafson		

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Backes moved that the House reconsider the action by which Senate Bill No. 46 was passed.

Rep. Backes asked a roll call vote, which was granted.

ROLL CALL

The question being on Rep. Backes motion to reconsider the action by which Senate Bill No. 46 was passed, the roll was called and there were: ayes, 39; nays, 63; absent and not voting, 7.

Those voting in the affirmative were:

Backes	Giffey	Loerch	Ruddy
Belquist	Gronhovd	Lundene	Rustan
Bowles	Harrison	Meschke	Schoenwald
Breum	Hauf	Montplaisir	Shablow
Burk	Haugland	Myhre	Skaar
Dahlen	Hoffner	Obie	Solberg
Erickson,	Ivesdal	Olson	Stockman
Mountrail	Jungroth	Opedahl	Strand
Erickson, Ward	Krenz	Poling	Williamson
Gengler	Linderman	Rosendahl	Winge

Those voting in the negative were:

Aamoth	Davis	Johnson,	Schaffer
Anderson	Dick	Barnes	Stallman
Bergman	Dornacker	Johnson, G. V.	Staven
Bier	Duncan	Knudsen	Stenhjem
Bilden	Elkin	Lang	Streibel
Bloom	Fossum	Larsen	Tough
Borstad	Frank	Larson	Tweten
Boustead	Froeschle	Leer	Unruh
Bowman	Ganser	Miller	Vogel
Brown	Gietzen	Mueller	Wagner
Bruner	Glaspay	Olienyk	Wastvedt
Christensen	Gudajtes	Powers, Barnes	Welder
Christopher	Hardmeyer	Powers, Cass	Wentz
Coles	Haugen	Reimers	Whittlesey
Collette	Hickle	Rivinius	Wilkie
Connolly	Hilleboe	Rundle	Mr. Speaker

Absent and not voting:

Hertz	Meyer	Rieger	Shorma
Kvasager	Olafson	Sanstead	

So the motion of Rep. Backes was declared lost.

Rep. Brown moved that Senate Bill No. 46 be messaged to the Senate which motion prevailed.

Rep. Giffey moved that the House stand recessed until 1:00 p.m., February 25, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-FIRST DAY AFTER RECESS AND FIFTY-SECOND DAY

Bismarck, February 25, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seventeenth order of business for introductions.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to return:

Senate Bill No. 63 - 77

Senate Bill No. 88 - 95

Senate Bill No. 113 - 121

Senate Bill No. 206 - 242

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 534

House Bill No. 536

House Bill No. 604

House Bill No. 635

House Bill No. 673

House Bill No. 688

House Bill No. 695

House Bill No. 746

House Bill No. 748

House Bill No. 788

House Bill No. 795

House Bill No. 809

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 504

House Bill No. 509

House Bill No. 510

House Bill No. 511

House Bill No. 737

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 533

House Bill No. 599

House Bill No. 631

House Bill No. 648

Were delivered to the Governor for his approval at the hour of 2:00 o'clock, February 25, 1965.

REP. SHABLOW, Chairman

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 63

Senate Bill No. 77

Senate Bill No. 88

Senate Bill No. 95

Senate Bill No. 113

Senate Bill No. 121

Senate Bill No. 206

Senate Bill No. 242

House Bill No. 504

House Bill No. 509

House Bill No. 510

House Bill No. 511

House Bill No. 737

House Bill No. 534

House Bill No. 536

House Bill No. 604

House Bill No. 635

House Bill No. 673

House Bill No. 688

House Bill No. 695

House Bill No. 746

House Bill No. 748

House Bill No. 788

House Bill No. 795

House Bill No. 809

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to transmit:

House Bill No. 504 - 509

House Bill No. 510 - 511

House Bill No. 534 - 536

House Bill No. 604 - 635

House Bill No. 673 - 688

House Bill No. 695 - 737
 House Bill No. 746 - 748
 House Bill No. 788 - 795
 House Bill No. 809

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

FIRST READING OF A SENATE BILL

Senate Bill No. 360. A Bill for an Act to amend and reenact section 39-04-11 of the North Dakota Century Code, relating to the display of motor vehicle number plates and tabs, and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

SECOND READING OF SENATE BILLS

Senate Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 853 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Bruner	Haugen	Obie	Tough
Burk	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Whittlesey
Dick	Johnson, G.V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager	Rundle	
Mountrail			

Absent and not voting:

Borstad Gronhovd Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 138. A Bill for an Act declaring a policy concerning the protection, conservation, management, storage and utilization of the state water and related land resources.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 272 of the Senate Journal and page 854 of the House Journal, the roll was called and there were: ayes, 105; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugland	Obie	Streibel
Christensen	Hertz	Olafson	Tough
Christopher	Hickle	Olienyk	Tweten
Coles	Hilleboe	Olson	Unruh
Collette	Hoffner	Opedahl	Vogel
Connolly	Ivesdal	Poling	Wagner
Dahlen	Johnson,	Powers, Barnes	Wastvedt
Davis	Barnes	Powers, Cass	Welder
Dick	Johnson, G.V.	Reimers	Wentz
Dornacker	Jungroth	Rieger	Whittlesey
Duncan	Knudsen	Rivinius	Wilkie
Elkin	Krenz	Rosendahl	Williamson
Erickson,	Kvasager	Ruddy	Winge
Mountrail		Rundle	Mr. Speaker

Those voting in the negative were:

Burk Haugen

Absent and not voting:

Backes Gronhovd

So the bill passed and the title was agreed to.

Senate Bill No. 274. A Bill for an Act to create a bureau of the state government to be designated as the bureau of criminal identification and apprehension, to specify its organization, duties and responsibilities to correlate same with existent agencies and existent law, and to provide for additional functions of same as a consumer fraud bureau.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 854 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven

Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Burk	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hilleboe	Poling	Vogel
Collette	Hoffner	Powers, Barnes	Wagner
Connolly	Ivesdal	Powers, Cass	Wastvedt
Dahlen	Johnson,	Reimers	Welder
Davis	Barnes	Rieger	Wentz
Dick	Johnson, G.V.	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager		Mr. Speaker
Mountrail			

Absent and not voting:

Backes Gronhovd Montplaisir

So the bill passed and the title was agreed to.

Senate Bill No. 346. A Bill for an Act to amend and reenact sections 54-23-24, 54-23-25, 54-23-38, of the North Dakota Century Code, relating to inventory of assets of a permanent nature, moneys remitted to state treasurer, supplies of institutions and duties of officers of institutions under the board of administration.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 324 of the Senate Journal and page 855 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Belquist	Frank	Larson	Schaffer
Bergman	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Tweten
Christopher	Hickle	Olson	Unruh
Coles	Hilleboe	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G.V.	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail			

Absent and not voting:

Backes Gronhovd

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 21 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 22 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 55 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WINGE, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 324 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 332 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 353 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that the House reconsider the action by which Senate Bill No. 64 was indefinitely postponed on committee report, which motion prevailed.

Rep. Giffey moved that Senate Bill No. 64 be placed on the calendar, which motion prevailed.

Rep. Brown moved that Senate Bill No. 64 be placed at the head of the calendar, which motion prevailed.

Rep. Fossum moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-SECOND DAY

Bismarck, February 25, 1965

The House convened at 2:00 p.m. with Speaker Link presiding.

Prayer was offered by Rev. Byron J. Edwards, Immanuel Lutheran Church of Roseglen, North Dakota.

Roll Call: All members present except Reps. Gronhovd, Leer and Lundene.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fiftieth day after recess and fifty-first day and recommend that the same be corrected as follows:

Page 886, line 16, strike "which motion prevailed"

Page 901, line 58, strike, "and the emergency clause was declared carried".

Page 891, strike lines 23, 24, 25

And when so corrected recommends that the same be approved.

REP. OPEDAHL, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to return:

Senate Bill No. 40 - 51

Senate Bill No. 110 - 117

Senate Bill No. 132 - 205

Senate Bill No. 220 - 222

Senate Concurrent Resolution "C" - "T"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to return:

Senate Bill No. 61

Senate Bill No. 129 - 149 - 241

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to return:

Senate Bill No. 29 - 167 - 272

Senate Concurrent Resolution "F"

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to return:

Senate Bill No. 46

DONNELL HAUGEN, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Bloom moved that the reading of the amendments to Senate Bill No. 53, be dispensed with, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 53 as recommended by the Committee on Education, page 887 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 54 as recommended by the Committee on Education, page 889 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the reading of the amendments to Senate Bill No. 147, be dispensed with, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 147 as recommended by the Committee on Education, page 889-890 of the House Journal, be adopted, which motion prevailed.

ELEVENTH ORDER OF BUSINESS

Rep. Anderson moved that the House do concur in the Senate amendments to House Bill No. 502 on page 892 of the House Journal, which motion prevailed.

Rep. Anderson moved that the rules be suspended and House Bill No. 502 be considered properly reengrossed and placed on final passage, 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 Grand Forks, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, page 892 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Erickson,	Lang	Rustan
Aamoth	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Froeschle	Loerch	Shorma
Bilden	Ganser	Lundene	Skaar
Bloom	Gengler	Meschke	Stallman
Borstad	Gietzen	Meyer	Staven
Boustead	Giffey	Miller	Stenhjem
Bowles	Glaspey	Montplaisir	Stockman
Bowman	Gudajtes	Muelier	Strand
Breum	Hardmeyer	Myhre	Streibel
Brown	Harrison	Obie	Tough
Bruner	Hauf	Olafson	Tweten
Burk	Haugen	Olienyk	Unruh
Christensen	Haugland	Olson	Vogel
Christopher	Hertz	Opedahl	Wagner
Coles	Hickle	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Connolly	Ivesdal	Powers, Cass	Wentz
Dahlen	Johnson,	Reimers	Whittlesey
Davis	Barnes	Rieger	Wilkie
Dick	Johnson, G.V.	Rivinius	Williamson
Dornacker	Jungroth	Rosendahl	Winge
Duncan	Knudsen	Ruddy	Mr. Speaker
Elkin	Krenz	Rundle	
	Kvasager		

Absent and not voting:

Gronhovd Hilleboe Solberg

So the bill passed and the title was agreed to.

Rep. Anderson moved that the House do concur in the Senate amendments to House Bill No. 508 on page 892 of the House Journal, which motion prevailed.

Rep. Anderson moved that the rules be suspended and House Bill No. 508 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 508. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the State Penitentiary and State Farm.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 892 of the House Journal, the roll was called and there were: ayes, 93; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Ruddy
Backes	Erickson, Ward	Kvasager	Rundle
Bergman	Fossum	Lang	Sanstead
Bier	Frank	Larsen	Schaffer
Bilden	Froeschle	Larson	Schoenwald
Bloom	Ganser	Leer	Skaar
Boustead	Gengler	Linderman	Stallman
Bowles	Gietzen	Lundene	Staven
Bowman	Giffey	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Mueller	Streibel
Christensen	Hauf	Myhre	Tough
Christopher	Haugen	Obie	Tweten
Coles	Haugland	Olafson	Unruh
Collette	Hertz	Olienyk	Wagner
Connolly	Hickle	Olson	Wastvedt
Davis	Hilleboe	Opedahl	Welder
Dick	Ivesdal	Poling	Wentz
Dornacker	Johnson,	Powers, Barnes	Whittlesey
Duncan	Barnes	Powers, Cass	Williamson
Elkin	Johnson, G.V.	Reimers	Winge
	Jungroth	Rivinius	Mr. Speaker

Those voting in the negative were:

Belquist	Glaspey	Meschke	Shorma
Borstad	Hoffner	Rieger	Vogel
Burk	Loerch	Shablow	Wilkie
Dahlen			

Absent and not voting:

Gronhovd	Rustan	Solberg
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So the bill passed and the title was agreed to.

Rep. Winge moved that the House do concur in the Senate amendments to House Bill No. 622 on page 892 of the House Journal, which motion prevailed.

Rep. Winge moved that the rules be suspended and House Bill No. 622 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 622. A Bill for an Act to define and prohibit encroachments on state highways and to provide for the removal thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 892 of the House Journal, the roll was called and there were: ayes, 89; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Bergman	Gengler	Linderman	Schoenwald
Bier	Gietzen	Lundene	Shablow
Bilden	Giffey	Meschke	Skaar
Bloom	Glaspey	Meyer	Stallman
Borstad	Gudajtes	Miller	Staven
Boustead	Hardmeyer	Montplaisir	Stenhjem
Bowles	Harrison	Mueller	Stockman
Bowman	Hauf	Myhre	Strand
Breum	Haugland	Obie	Tough
Brown	Hertz	Olafson	Tweten
Bruner	Hilleboe	Olson	Unruh
Burk	Hoffner	Opedahl	Vogel
Christensen	Ivesdal	Poling	Wagner
Christopher	Johnson,	Powers, Barnes	Wentz
Coles	Barnes	Powers, Cass	Whittlesey
Collette	Johnson, G.V.	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager	Rundle	

Those voting in the negative were:

Belquist	Elkin	Hickle	Shorma
Connolly	Fossum	Lang	Streibel
Dahlen	Ganser	Loerch	Wastvedt
Davis	Haugen	Olienyk	Welder
Dornacker			

Absent and not voting:

Gronhovd Reimers Solberg

So the bill passed and the title was agreed to.

Rep. Brown moved that the House do concur in the Senate amendments to House Bill No. 630 on page 892 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 630 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 630. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 39-01-01 and subsection 3 of section 39-21-18 of the North Dakota Century Code, relating to emergency vehicles to be used by the adjutant general. ((and to repeal chapter 37-16 of the North Dakota Century Code, relating to the duties of the adjutant general to keep a list of burial places of veterans.)))

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, page 892 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg

Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspay	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G.V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker

Absent and not voting:

Gronhovd Opedahl Reimers

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 25, 1965

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. 839, Senators:

Longmire
Trenbeath
Sinner

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 25, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 694
House Bill No. 863
House Concurrent Resolution "R"

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 25, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3

Which the Senate had requested.

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Winge moved that the House do concur in the Senate amendments to House Bill No. 647 on page 892 of the House Journal, which motion prevailed.

Rep. Winge moved that the rules be suspended and House Bill No. 647 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 647. A Bill for an Act to define motorcycle.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 892 of the House Journal, the roll was called and there were: ayes, 70; nays, 38; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Bier	Froeschle	Larson	Schaffer
Bilden	Ganser	Leer	Schoenwald
Borstad	Gengler	Linderman	Skaar
Boustead	Gietzen	Lundene	Solberg
Bowman	Giffey	Meschke	Staven
Breum	Gudajtes	Meyer	Stenhjem
Brown	Harrison	Miller	Streibel
Christensen	Hauf	Montplaisir	Tough
Christopher	Hoffner	Obie	Tweten
Collette	Ivesdal	Olson	Unruh
Dahlen	Johnson,	Opedahl	Wagner
Dornacker	Barnes	Poling	Wastvedt
Duncan	Johnson, G.V.	Powers, Cass	Whittlesey
Erickson,	Jungroth	Reimers	Wilkie
Mountrail	Knudsen	Rivinius	Williamson
Erickson, Ward	Krenz	Rosendahl	Winge
Fossum	Lang	Rustan	Mr. Speaker

Those voting in the negative were:

Anderson	Davis	Kvasager	Rundle
Backes	Dick	Loerch	Shablow
Belquist	Elkin	Mueller	Shorma
Bergman	Glaspey	Myhre	Stallman
Bloom	Hardmeyer	Olafson	Stockman
Bowles	Haugen	Olienyk	Strand
Bruner	Haugland	Powers, Barnes	Vogel
Burk	Hertz	Rieger	Welder
Coles	Hickle	Ruddy	Wentz
Connolly	Hilleboe		

Absent and not voting:

Gronhovd

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 25, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 576.

GERALD L. STAIR, Secretary

Rep. Brown moved that the House accede to the request of the Senate for the return of House Bill No. 576, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 25, 1965

Mr. President: I have the honor to return:

House Bill No. 576

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Burk moved that the House do concur in the Senate amendments to House Bill No. 654 on page 893 of the House Journal, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 654 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 654. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 893 of the House Journal, the roll was called and there were: ayes, 103; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Anderson	Froeschle	Larson	Schaffer
Backes	Ganser	Leer	Schoenwald
Belquist	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gudajtes	Meyer	Stallman
Boustead	Hardmeyer	Miller	Staven
Bowles	Harrison	Montplaisir	Stenhjem
Bowman	Hauf	Mueller	Stockman
Breum	Haugen	Myhre	Strand
Brown	Haugland	Obie	Streibel
Bruner	Hertz	Olafson	Tough
Burk	Hickle	Olienyk	Tweten
Christensen	Hilleboe	Olson	Unruh
Christopher	Hoffner	Opedahl	Vogel
Coles	Ivesdal	Poling	Wagner
Collette	Johnson,	Powers, Barnes	Wastvedt
Dahlen	Barnes	Powers, Cass	Welder
Dick	Johnson, G. V.	Reimers	Wentz
Dornacker	Jungroth	Rieger	Whittlesey
Elkin	Knudsen	Rivinius	Wilkie
Erickson,	Krenz	Rosendahl	Williamson
Mountrail	Kvasager	Ruddy	Winge
Erickson, Ward	Lang	Rundle	Mr. Speaker
Fossum			

Those voting in the negative were:

Connolly	Davis		
Absent and not voting:			
Bergman	Duncan	Gronhovd	Rustan

So the bill passed and the title was agreed to.

Rep. Backes moved that the reading of the Senate amendments to House Bill No. 671 be dispensed with, which motion prevailed.

Rep. Backes moved that the House do not concur in the Senate amendments to House Bill No. 671 on page 893 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Opedahl
 Bruner
 Welder

Rep. Christensen moved that the House do concur in the Senate amendments to House Bill No. 725 on page 894 of the House Journal, which motion prevailed.

Rep. Christensen moved that the rules be suspended and House Bill No. 725 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 725. A Bill for an Act to amend and reenact subsection 6 of section 20-01-01 of the North Dakota Century Code, relating to the protection of doves.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, page 894 of the House Journal, the roll was called and there were: ayes, 77; nays, 27; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Dahlen	Johnson, G. V.	Rivinius
Anderson	Davis	Knudsen	Rosendahl
Backes	Elkin	Krenz	Ruddy
Belquist	Erickson,	Kvasager	Rustan
Bier	Mountrail	Lang	Schaffer
Bilden	Erickson, Ward	Larson	Skaar
Bloom	Fossum	Leer	Solberg
Borstad	Froeschle	Lundene	Staven
Boustead	Ganser	Miller	Stenhjem
Bowles	Gengler	Mueller	Stockman
Bowman	Gietzen	Obie	Streibel
Breum	Gudajtes	Olafson	Tough
Brown	Harrison	Olienyk	Unruh
Burk	Haugen	Olson	Vogel
Christensen	Haugland	Opedahl	Wagner
Christopher	Hickle	Poling	Welder
Coles	Hoffner	Powers, Barnes	Whittlesey
Collette	Ivesdal	Powers, Cass	Wilkie
Connolly	Johnson,	Reimers	Winge
	Barnes	Rieger	Mr. Speaker

Those voting in the negative were:

Bruner	Hauf	Meyer	Stallman
Dick	Hertz	Montplaisir	Strand
Dornacker	Hilleboe	Rundle	Tweten
Frank	Jungroth	Sanstead	Wastvedt
Giffey	Linderman	Schoenwald	Wentz
Glaspey	Loerch	Shablow	Williamson
Hardmeyer	Meschke	Shorma	

Absent and not voting:

Bergman	Gronhovd	Larsen	Myhre
Duncan			

So the bill passed and the title was agreed to.

Rep. Wilkie moved that the House do concur in the Senate amendments to House Bill No. 740 on page 894 of the House Journal, which motion prevailed.

Rep. Wilkie moved that the rules be suspended and House Bill No. 740 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 740. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code relating to distribution of and fees for brand books.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 894 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager	Rustan	

Absent and not voting:

Bergman	Elkin	Gronhovd	Montplaisir
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So the bill passed and the title was agreed to.

Rep. Meschke moved that the House do concur in the Senate amendments to House Bill No. 870 on page 894 of the House Journal, which motion prevailed.

Rep. Meschke moved that the rules be suspended and House Bill No. 870 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 870. A Bill for an Act to amend and reenact sections 40-18-01, 40-18-03 and 40-18-11 of the 1963 Supplement to the North Dakota Century Code and sections 40-18-04, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-15-02, subsection 3 of section 40-15-01, and subsection 4 of section 40-14-01 of the North Dakota Century Code, relating to the jurisdiction, selection, qualifications, compensation, duties and powers of police magistrates, and changing the name thereof to municipal judges.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 894 of the House Journal, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg

Boustead	Glaspey	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Burk	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hilleboe	Poling	Vogel
Collette	Hoffner	Powers, Barnes	Wagner
Connolly	Ivesdal	Powers, Cass	Wastvedt
Dahlen	Johnson,	Reimers	Welder
Davis	Barnes	Rieger	Wentz
Dick	Johnson, G. V.	Rivinius	Whittlesey
Dornacker	Jungroth	Rosendahl	Wilkie
Duncan	Knudsen	Ruddy	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager		Mr. Speaker
Mountrail			

Absent and not voting:

Bergman Gronhovd Montplaisir

So the bill passed and the title was agreed to.

Rep. Wilkie moved that the House do concur in the Senate amendments to House Concurrent Resolution "J" on page 894 of the House Journal, which motion prevailed.

Rep. Wilkie moved that the rules be suspended and House Concurrent Resolution "J" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "J". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and equitable.

Which had been read.

The question being on the final passage of the resolution, as amended, by the Senate on page 894 of the House Journal, the question was put, and the resolution was declared adopted.

Rep. Haugen moved that the House do concur in the Senate amendments to House Bill No. 649 on pages 892-893 of the House Journal, which motion prevailed.

Rep. Haugen moved that the rules be suspended and House Bill No. 649 be considered properly re-engrossed and placed on final passage which motion prevailed.

House Bill No. 649. A Bill for an Act to amend and reenact section 46-04-19 of the North Dakota Century Code, relating to the disposition of certain laws.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, page 893 of the House Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Fossum	Larson	Sanstead
Bergman	Frank	Leer	Schaffer
Bier	Froeschle	Linderman	Schoenwald
Bilden	Ganser	Loerch	Shablow

Bloom	Gengler	Lundene	Shorma
Borstad	Gietzen	Meschke	Skaar
Boustead	Giffey	Meyer	Solberg
Bowles	Glaspey	Miller	Stallman
Bowman	Gudajtes	Montplaisir	Staven
Breum	Hardmeyer	Mueller	Stenhjem
Brown	Harrison	Myhre	Stockman
Bruner	Hauf	Obie	Strand
Burk	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tough
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Ruddy	Winge
Erickson,	Kvasager	Rundle	Mr. Speaker
Mountrail	Lang		

Absent and not voting:

Backes	Gronhovd	Johnson, G. V.	Tweten
Belquist			

So the bill passed and the title was agreed to.

Rep. Erickson of Mountrail moved that the House do concur in the Senate amendments to House Bill No. 669 on page 893 of the House Journal, which motion prevailed.

Rep. Erickson of Mountrail moved that the rules be suspended and House Bill No. 669 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 669. A Bill for an Act to amend and reenact subsection of section 23-11-01 of the North Dakota Century Code, relating to the definition of "city" under the housing authorities law.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, page 893 of the House Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Bergman	Fossum	Leer	Schoenwald
Bier	Frank	Linderman	Shablow
Bilden	Ganser	Lundene	Shorma
Bloom	Gengler	Meschke	Skaar
Borstad	Gietzen	Meyer	Solberg
Boustead	Giffey	Miller	Stallman
Bowles	Glaspey	Montplaisir	Staven
Bowman	Gudajtes	Mueller	Stenhjem
Breum	Hardmeyer	Myhre	Stockman
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt

Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz		

Absent and not voting:

Belquist	Gronhovd	Loerch	Tough
Froeschle	Larsen		

So the bill passed and the title was agreed to.

Senate Bill No. 64. A Bill for an Act to amend and reenact section 54-25-03 of the North Dakota Century Code, relating to the serving of oleomargarine or separated milk at state institutions, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as roll was called and there were: ayes, 56; nays, 52; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Gengler	Miller	Schoenwald
Backes	Gietzen	Montplaisir	Shorma
Belquist	Giffey	Myhre	Skaar
Bloom	Glaspey	Obie	Solberg
Borstad	Hauf	Olafson	Stallman
Bowman	Hertz	Olienyk	Staven
Bruner	Hilleboe	Olson	Stenhjem
Burk	Hoffner	Opedahl	Stockman
Christensen	Krenz	Poling	Streibel
Coles	Kvasager	Powers, Cass	Vogel
Dahlen	Leer	Rosendahl	Whittlesey
Elkin	Linderman	Ruddy	Wilkie
Erickson, Ward	Meschke	Rustan	Williamson
Froeschle	Meyer	Sanstead	Mr. Speaker

Those voting in the negative were:

Aamoth	Duncan	Johnson,	Rivinius
Bergman	Erickson,	Barnes	Rundle
Bier	Mountrail	Johnson, G. V.	Schaffer
Bilden	Fossum	Jungroth	Shablow
Boustead	Frank	Knudsen	Strand
Bowles	Ganser	Lang	Tough
Breum	Gudajtes	Larsen	Tweten
Brown	Hardmeyer	Larson	Unruh
Christopher	Harrison	Loerch	Wagner
Collette	Haugen	Lundene	Wastvedt
Connolly	Haugland	Mueller	Welder
Davis	Hickle	Powers, Barnes	Wentz
Dick	Ivesdal	Reimers	Winge
Dornacker		Rieger	

Absent and not voting:

Gronhovd

So the bill passed and the title was agreed to and the emergency clause lost.

Rep. Myhre moved that the vote by which Senate Bill No. 64 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of legislative sessions.

Which had been read.

The question being on the final passage of the bill, Rep. Unruh moved that Senate Bill No. 44 be laid over one legislative day, which motion prevailed.

Senate Bill No. 48. A Bill for an Act to provide for the making of child support or alimony combined with child support payments through the clerk of court, specifying the duties of the clerk of court, the issuance of contempt citations, the cooperation of the county welfare board in enforcing support payments, allowing support recipients to enforce payments through the clerk of court, providing that the remedies herein provided shall be in addition to existing remedies, and create subsection 15 of section 11-16-01 of the North Dakota Century Code, to provide that the state's attorney shall assist the district court in enforcing support payments.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Brown	Haugen	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Burk	Hertz	Olienyk	Tweten
Christensen	Hickle	Olson	Unruh
Christopher	Hilleboe	Opedahl	Vogel
Coles	Hoffner	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G. V.	Rieger	Whittlesey
Dornacker	Jungroth	Rivinius	Wilkie
Duncan	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager		Mr. Speaker
Mountrail			

Absent and not voting:

Connolly Gronhovd Ruddy

So the bill passed and the title was agreed to.

Senate Bill No. 75. A Bill for an Act to amend and reenact section 36-01-04 of the North Dakota Century Code relating to compensation and expenses of members of the livestock sanitary board.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 120 of the Senate Journal, the roll was called and there were: ayes, 99; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead

Belquist	Fossum	Lang	Schaffer
Bier	Frank	Larsen	Schoenwald
Bilden	Froeschle	Larson	Shablow
Bloom	Ganser	Leer	Shorma
Borstad	Gengler	Linderman	Skaar
Boustead	Gietzen	Loerch	Solberg
Bowles	Giffey	Lundene	Stallman
Bowman	Gaspey	Miller	Staven
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Obie	Tough
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Wagner
Coles	Hertz	Opedahl	Wastvedt
Collette	Hickle	Poling	Welder
Connolly	Hilleboe	Powers, Barnes	Wentz
Dahlen	Hoffner	Powers, Cass	Whittlesey
Davis	Ivesdal	Reimers	Wilkie
Dick	Johnson,	Rieger	Williamson
Dornacker	Barnes	Rivinius	Winge
Duncan	Johnson, G. V.	Rosendahl	Mr. Speaker
	Jungroth		

Those voting in the negative were:

Bergman	Meschke	Myhre	Vogel
Elkin	Meyer		

Absent and not voting:

Gronhovd	Ruddy	Stenhjem	Stockman
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So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 25, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 504 - 509
 House Bill No. 510 - 511
 House Bill No. 534 - 536
 House Bill No. 604 - 635
 House Bill No. 673 - 688
 House Bill No. 695 - 737
 House Bill No. 746 - 748
 House Bill No. 788 - 795 - 809

Which the President has signed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 25, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9 - 13
 Senate Bill No. 14 - 19
 Senate Bill No. 20 - 32
 Senate Bill No. 62 - 89
 Senate Bill No. 286 - 303

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House now recess until 1:00 p.m., February 26, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-SECOND DAY AFTER RECESS AND
FIFTY-THIRD DAY

Bismarck, February 26, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the 17th order of business for introductions.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

House Bill No. 502
House Bill No. 508
House Bill No. 529
House Bill No. 548
House Bill No. 558
House Bill No. 560
House Bill No. 596
House Bill No. 621
House Bill No. 622
House Bill No. 627
House Bill No. 642
House Bill No. 645
House Bill No. 646
House Bill No. 658
House Bill No. 661
House Bill No. 710
House Bill No. 734
House Bill No. 770
House Bill No. 772
House Bill No. 850
House Bill No. 874
House Concurrent Resolution "H-1"
House Concurrent Resolution "I-1"
House Concurrent Resolution "R-1"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Bill No. 945, to-wit:

"A Bill for an Act transferring the administration and control of the state hospital and Grafton state school for the feeble-minded to the mental health and retardation division and the state tuberculosis sanatorium to the state department of health; and to create and enact section 25-01-02.1, to amend and reenact sections 6-09-07,

15-52-03, 25-01-01, 25-01-02, 25-01-03, 25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-11, 25-01-12, 25-01-15, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-04-03, 25-04-04, 25-04-05, 25-04-06, 25-04-08, 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, section 25-05-20, 25-05-22, 25-05-23, 25-05-24, 25-05-25, 25-05-27, 25-05-30, 25-05-33, 25-05-34, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 25-09-11, 25-10-01, 25-10-02, 25-10-03, 26-24-08, 32-36-22, 32-36-33, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-09-04, 50-14-04, 54-23-01, 54-23-22, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of certain of the state's charitable institutions and other powers and duties of the board of administration, and to repeal chapters 12-57 and 23-08, sections 25-01-13, 25-05-04, 25-05-05, 54-23-16, and 54-23-21 of the North Dakota Century Code, relating to the powers and duties of the board of administration."

House Bill No. 946, to-wit:

"For an Act to permit the care and treatment of tuberculous patients to hospitals under certain conditions."

And recommend the same be introduced.

REP. GIFFEY, Chairman

Rep. Hoffner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Concurrent Resolution "U-1", to-wit:

"A concurrent resolution requesting the Secretary of the Interior to retain jurisdiction of Sully Hill Park."

House Concurrent Resolution "V-1", to-wit:

"A concurrent resolution requesting the governor and the director of parks and Game and Fish Commissioner to acquire title to Sully Hill Park for the use and benefit of the state of North Dakota in the event it shall be disposed of by the Secretary of the Interior."

House Concurrent Resolution "W-1", to-wit:

"A concurrent resolution opposing proposed charges by the Federal Government for technical assistance to landowners in the field of soil and water conservation."

House Resolution No. 7, to-wit:

"A resolution directing two members of the Thirty-ninth Legislative Assembly, together with two members of the state board of medical examiners and two members of the state board of osteopathic examiners, to study the feasibility of a single licensing board for both professions."

And recommend the same be introduced.

REP. GIFFEY, Chairman

Rep. Hoffner moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND HOUSE RESOLUTIONS

The Committee on Delayed Bills introduced:

House Bill No. 945. A Bill for an Act transferring the administration and control of the state hospital and Grafton state school for the feeble-minded to the mental health and retardation division and the state tuberculosis sanatorium to the state department of health; and to create and enact section 25-01-02.1, to amend and reenact sections 6-09-07, 15-52-03, 25-01-01, 25-01-02, 25-01-03,

25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-11, 25-01-12, 25-01-15, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-04-03, 25-04-04, 25-04-05, 25-04-06, 25-04-08, 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, section 25-05-20, 25-05-22, 25-05-23, 25-05-24, 25-05-25, 25-05-27, 25-05-30, 25-05-33, 25-05-34, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 25-09-11, 25-10-01, 25-10-02, 25-10-03, 26-24-08, 32-36-22, 32-36-33, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-09-04, 50-14-04, 54-23-01, 54-23-22, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of certain of the state's charitable institutions and other powers and duties of the board of administration, and to repeal chapters 12-57 and 23-08, sections 25-01-13, 25-05-04, 25-05-05, 54-23-16, and 54-23-21 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Meschke and Haugland (Through Delayed Bills Committee) introduced:

House Bill No. 946. A Bill for an Act to permit the care and treatment of tuberculous patients at hospitals under certain conditions.

Was read the first time and referred to the Committee on Social Welfare.

Rep. Stenhjem, Borstad and Hoffner (Through Delayed Bills Committee) introduced:

House Concurrent Resolution "U-1". A concurrent resolution requesting the Secretary of the Interior to retain jurisdiction of Sully Hill Park.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Stenhjem, Borstad and Hoffner (Through Delayed Bills Committee) introduced:

House Concurrent Resolution "V-1". A concurrent resolution requesting the governor and the director of parks and Game and Fish Commissioner to acquire title to Sully Hill Park for the use and benefit of the state of North Dakota in the event it shall be disposed of by the Secretary of the Interior.

Was read the first time and referred to the Committee on State and Federal Government.

The Committee on Delayed Bills introduced:

House Concurrent Resolution "W-1". A concurrent resolution opposing proposed charges by the Federal Government for technical assistance to landowners in the field of soil and water conservation.

Was read the first time and referred to the Committee on Natural Resources.

The Committee on Delayed Bills introduced:

House Resolution No. 7. A resolution directing two members of the Thirty-ninth Legislative Assembly, together with two members of the state board of medical examiners and two members of the state board of osteopathic examiners, to study the feasibility of a single licensing board for both professions.

Was read the first time and referred to the Committee on Social Welfare.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that House Bill No. 945 be not printed in bill form, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 57 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the engrossed bill delete the word "canned" and the following comma

In line 6 after the word "containing" insert the words "in whole or in part"

In line 7 delete the words "by displaying a conspicuous sign in their place"

In line 8 delete the words "of business and"

In line 9 delete the word "can" and the following comma; and after the comma following the word "case" delete the word "or"; and after the word "package" insert a comma and the words "tray or display"

Delete all of line 10 and insert in lieu thereof the following language: "such imported meat" and a period

In line 14 delete the word "twenty-five" and insert in lieu thereof the word "fifty"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 57 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 76 has had the same under consideration and recommends that the same be amended as follows:

In line 12 of the engrossed bill after the word "the" and before the word "state" insert ((

In Line 13 after the word "commission" insert))) "board of county commissioners"

In Line 16 after the word "the" and before the word "state" insert (((

In Line 17 after the word "commission" and before the word "shall" insert))) "county commissioners"

In Line 27 after the word "the" insert "board of county commissioners"

In Line 28 before the word "state" insert (((and after the word "commission" and before the comma insert)))

In Line 31 after the word "drainway" and before the period insert "and in all cases the state water commission shall be provided with legal descriptions of the land through which the drain is to be constructed and the land affected by such drain"

In Line 36 delete "The Provi-"

Delete all of lines 37 through 42 inclusive

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WILKIE, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 76 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 98 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 102 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 135 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Belquist moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 173 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Larson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 203 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 223 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 228 has had the same under consideration and recommends that the same be amended as follows:

Delete all language following the words "A BILL" and insert in lieu thereof the following:

"For an Act to repeal section 15-53-14.1 of the North Dakota Century Code, as amended by the Session Laws of 1963, relating to elections for consolidating or reorganizing two or more reorganized school districts.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. REPEAL.) Section 15-53-14.1 of the North
1a Dakota

2 Century Code, as amended by the Session Laws of 1963, is hereby
2a repealed."

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 228 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 295 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 312 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 347 has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "N" has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 66 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 141 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HERTZ, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 141 would now be referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 200 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 250 has had the same under consideration and recommends that the same do pass.

REP. HERTZ, Chairman

Rep. Miller moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 221 has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 261 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 273 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 297 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 302 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 308 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 315 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 345 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "Y" has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Christopher moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "X" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

MESSAGE TO GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 504 - 509 - 510
House Bill No. 511 - 534 - 536
House Bill No. 604 - 635 - 673
House Bill No. 688 - 695 - 737
House Bill No. 746 - 748 - 795
House Bill No. 809 - 788

Were delivered to the Governor for his approval at the hour of 1:30 o'clock, February 26, 1965.

REP. SHABLOW, Chairman

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bills No. 9 - 13 - 14

Senate Bills No. 19 - 20 - 32

Senate Bills No. 62 - 89 - 286

Senate Bill No. 303

And the Speaker signed the same in the presence of the House.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-THIRD DAY

Bismarck, February 26, 1965

The House convened at 2:00 p.m. with Speaker Link presiding.

Prayer was offered by Rev. William G. Fink, Trinity Lutheran Church of Drake, North Dakota.

Roll Call: All members present except Reps. Duncan, Gronhoyd, Tough and Aamoth.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-first day after recess and fifty-second day and recommends that the same be corrected as follows:

Page 913, line 6th from bottom of page, delete the words "and declaring an emergency".

Page 922, line 7th from bottom of page, add the words "and the emergency clause was declared lost".

And when so corrected recommends that the same be approved.

REP. OPEDAHL, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to return:

Senate Bill No. 9 - 13

Senate Bill No. 14 - 19

Senate Bill No. 20 - 32

Senate Bill No. 62 - 89

Senate Bill No. 286 - 303

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 671, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Opedahl
Bruner
Welder

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 502, by a vote of 106 ayes, 0 nays, 3 absent.
 House Bill No. 508, by a vote of 93 ayes, 13 nays, 3 absent.
 House Bill No. 622, by a vote of 89 ayes, 17 nays, 3 absent.
 House Bill No. 630, by a vote of 106 ayes, 0 nays, 3 absent.
 House Bill No. 647, by a vote of 70 ayes, 38 nays, 1 absent.
 House Bill No. 649, by a vote of 104 ayes, 0 nays, 5 absent.
 House Bill No. 654, by a vote of 103 ayes, 2 nays, 4 absent.
 House Bill No. 669, by a vote of 103 ayes, 0 nays, 6 absent.
 House Bill No. 725, by a vote of 77 ayes, 27 nays, 5 absent.
 House Bill No. 740, by a vote of 105 ayes, 0 nays, 4 absent.
 House Bill No. 745, by a vote of 99 ayes, 0 nays, 10 absent.
 House Bill No. 870, by a vote of 106 ayes, 0 nays, 3 absent.
 House Concurrent Resolution "J", by a voice vote.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to return:

Senate Bill No. 55 - 353

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to return:

Senate Bill No. 18 - 138

Senate Bill No. 274 - 346

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to return:

Senate Bill No. 48 - 64 - 75

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

PETITIONS AND COMMUNICATIONS

The Chief Clerk read a telegram from the mayor of Grand Forks, Mr. H. R. Magnuson, urging repeal of the personal property taxes.

"State of North Dakota

BOARD OF ADMINISTRATION

Bismarck

RESOLUTION Q

The following report is made in compliance with Resolution Q passed by the 1963 Legislative Assembly.

No radical changes have been made at the school. The policy of hiring the best available personnel has been continued.

Allen J. Hayek assumed his duties as principal of the school at the beginning of the 1963-64 school term. He is a native of Nebraska, a former principal of the Idaho Schools for the Deaf and the Blind, and one of ten persons in the United States chosen in 1963 to participate in the Leadership Training Program in the Area of the Deaf at San Fernando Valley State College, Northridge, California.

In addition to his duties as principal, Mr. Hayek cooperates with the teacher training program sponsored by Minot State College. That program has made more orally trained teachers available to the school. Graduates of the program who were hired beginning with the 1963-64 term are Patricia Brickner, Carrington; Willa Ehr, rural Minot; and Mary Humphreys, Minot.

Also beginning his duties in September 1963, was Vernon J. Johnson, Devils Lake, a graduate of Valley City State College and Gallaudet College, Washington, D. C.

Cleo Crapp, Jamestown, a 1964 graduate of Minot State College was hired to teach fifth grade beginning with the 1964-65 school year.

Because research and experimentation continue to prove the vocabulary of the deaf child can be increased more rapidly by the use of the Rochester method of instruction, that method has been adopted by the North Dakota school in the intermediate and advanced departments. The use of the oral method continues in the primary department.

The Rochester method was originated by the Rochester School for the Deaf in New York and is the oral method supplemented by finger spelling.

The administration thinks the number of seniors at the North Dakota school who pass the Gallaudt College entrance examinations is significant. The examinations are written in competition with all seniors in the United States.

In 1964, for instance, five passed out of a class of six. In 1963, four passed out of six. In 1962, five out of five. In 1961, one out of two.

Gallaudet College is the only college in the world for the deaf, and the competition involved in gaining entrance is keen. The administration believes North Dakota ranks near the top or at the top in the number of students gaining admission to the college when the enrollment is considered.

Another multiple hearing aid has been installed in the school building, bringing the number of classrooms so equipped to six. An appropriation is being requested for two more multiple aids.

It is hoped that people who are critical of the North Dakota School for the Deaf and its methods will visit the school and gain firsthand information.

Note: The above is copied from the Thirty-seventh Biennial Report of the Superintendent of the North Dakota School for the Deaf.

Since this report was written, two more multiple hearing aids have been ordered which will bring the total to eight."

The following remarks were given by Rep. Hauf:

"February 24, 1965

Reply to: Board of Administration and Superintendent of
North Dakota School for the Deaf
State of North Dakota
Bismarck, North Dakota

Subject: Action on Resolution Q
Deaf School Curriculum
The 38th Session of the Legislative Assembly

Resolution Q directed one board of administration and the superintendent of the North Dakota school for the deaf to continue 1) to accelerate the oral speech and lipreading methods, 2) throughout the entire school.

The report now presented to the 39th Legislative Session as to the "progress made" indicates that the oral method continues in the primary department. However, it also points out that the "Roches-

ter Method" of instruction is being used in the intermediate and advanced departments of the deaf school. The Rochester method is defined by this report as the "oral method supplemented by finger spelling".

The question now must be asked: Has the directive of the 38th Legislative Session been complied with? If so, what reason is there for the continuation of a different basic curriculum for the intermediate and advanced departments? It would seem that continuity of instruction by the oral method would be in order.

The improvement in the quality and number of trained teachers at the school for the deaf is to be commended. However, it must also be noted that the legislature did not imply nor desire any "radical" changes in the operation of the school. The only request was to implement methods of oral speech for the benefit of our deaf students. Likewise, this request was not meant to be a criticism of the North Dakota School for the Deaf or its methods. But, rather, the only concern was that the best possible preparation for a deaf child to be able to take his place in a normal society be the goal of our School for the Deaf."

OTTO HAUF
Representative

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 52 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 58 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 59 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 60 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 65 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 73 has had the same under consideration and recommends that the same be amended as follows:

In line 7 following the word "principles" insert an underscored period and insert triple parentheses before the word "which"

In line 8 following the closing set of quotation marks insert triple parentheses

In line 11 insert triple parentheses before the word "The"

In line 14 insert triple parentheses following the period

In line 18 following the word "represents" insert the words "and the words "Consolidated Primary Election Ballot""

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 73 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 131 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 160 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 185 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 215 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title delete the word "section" and insert in lieu thereof the words "sections 32-09-05 and"

Following the enacting clause insert the following new section:

"SECTION 1. AMENDMENT.) Section 32-09-05 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

32-09-05. SERVICE ON DEPARTMENT OF ACCOUNTS AND PURCHASES — FEES.) Service upon the state of North Dakota, or any institution, department, or agency thereof, as garnishee, may be made upon the director of the department of accounts and purchases in the manner by law provided for such service in garnishment proceedings, except that the fee to be tendered and paid the department of accounts and purchases for making affidavit of disclosure and filing the same shall be (((three))) ten dollars. Such fees shall be paid into the state treasury."

In line 1 of the engrossed bill delete the numeral "1" and insert in lieu thereof the numeral "2"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 215 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 236 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 328 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 47 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Obie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 93 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 105 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 118 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 130 has had the same under consideration and recommends that the same be amended as follows:

At the end of line "5" of the engrossed bill after the word "include" insert the language "in such contracts"

In line "6" of the engrossed bill after the word "mandatory" insert the language "provisions or"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 130 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 163 has had the same under consideration and recommends that the same be amended as follows:

In line 42 delete all the language after the period

Delete all of lines 43 and 44

And renumber the lines accordingly.

And when so amended recommends the same be returned to the House without recommendation.

REP. POLING, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 163 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 182 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Obie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 217 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 285 has had the same under consideration and recommends that the same do pass.

REP. LUNDENE, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 299 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Larson of Richland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 305 has had the same under consideration and recommends that the same be amended as follows:

At the end of the title, after the word "interest" delete the "period" and insert the following language: "and declaring an emergency."

At the end of the bill insert a new section as follows:

"SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 305 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 307 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 321 has had the same under consideration and recommends that the same do pass.

REP. POLING, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 350 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LUNDENE, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "S" has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "U" has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 90 - 91 - 92 - 94

Senate Bill No. 109 - 125 - 133 - 140

Senate Bill No. 153 - 201 - 213 - 216

Senate Bill No. 218 - 230 - 232 - 247 - 292

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 82. A Bill for an Act to amend and reenact section 36-14-05 of the North Dakota Century Code relating to certificates of health required on cattle imported into this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Rundle
Backes	Mountrail	Lang	Rustan
Belquist	Erickson, Ward	Larsen	Sanstead
Bergman	Fossum	Larson	Schaffer
Bier	Frank	Leer	Shablow
Bilden	Froeschle	Linderman	Shorma
Bloom	Ganser	Loerch	Skaar
Borstad	Gengler	Lundene	Solberg
Boustead	Gietzen	Meschke	Stallman
Bowles	Giffey	Meyer	Staven
Bowman	Glaspay	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand

Bruner	Harrison	Obie	Streibel
Burk	Hauf	Olafson	Tweten
Christensen	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Welder
Connolly	Hilleboe	Powers, Cass	Wentz
Dahlen	Hoffner	Reimers	Whittlesey
Davis	Ivesdal	Rieger	Wilkie
Dick	Johnson, G.V.	Rivinius	Williamson
Dornacker	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz		

Absent and not voting:

Aamoth	Johnson,	Poling	Tough
Duncan	Barnes	Schoenwald	Wastvedt
Gronhovd	Myhre		

So the bill passed and the title was agreed to.

Senate Bill No. 83. A Bill for an Act to amend and reenact section 36-14-06 of the North Dakota Century Code relating to certificates of health required on sheep imported into this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Ruddy
Backes	Mountrail	Lang	Rundle
Belquist	Erickson, Ward	Larsen	Rustan
Bergman	Fossum	Larson	Sanstead
Bier	Frank	Leer	Schaffer
Bilden	Froeschle	Linderman	Shablow
Bloom	Ganser	Loerch	Shorma
Borstad	Gengler	Lundene	Skaar
Boustead	Gietzen	Meschke	Solberg
Bowles	Giffey	Meyer	Stallman
Bowman	Glaspey	Miller	Staven
Breum	Gudajtes	Montplaisir	Stenhjem
Brown	Hardmeyer	Mueller	Stockman
Bruner	Harrison	Myhre	Strand
Burk	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Reimers	Whittlesey
Dick	Johnson, G. V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
	Krenz		

Absent and not voting:

Aamoth	Johnson,	Schoenwald	Wastvedt
Duncan	Barnes	Tough	Mr. Speaker
Gronhovd	Poling		

So the bill passed and the title was agreed to.

Senate Bill No. 84. A Bill for an Act to amend and reenact section 36-14-07 of the North Dakota Century Code relating to certificates of health required on swine imported into this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 99; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rundle
Backes	Fossum	Larsen	Rustan
Belquist	Frank	Larson	Sanstead
Bergman	Froeschle	Leer	Schaffer
Bier	Ganser	Linderman	Shablow
Bilden	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stenhjem
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson, G. V.	Reimers	Whittlesey
Dick	Jungroth	Rieger	Wilkie
Dornacker	Knudsen	Rivinius	Williamson
Erickson,	Krenz	Rosendahl	Winge
Mountrail	Kvasager	Ruddy	Mr. Speaker

Those voting in the negative were:

Bowles

Absent and not voting:

Aamoth	Gronhovd	Poling	Tough
Duncan	Johnson,	Schoenwald	Wastvedt
Elkin	Barnes		

So the bill passed and the title was agreed to.

Senate Bill No. 85. A Bill for an Act to amend and reenact section 36-14-10 of the North Dakota Century Code relating to shipments of cattle, swine, or sheep for immediate slaughter.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Fossum	Lang	Rundle
Backes	Frank	Larsen	Rustan
Belquist	Froeschle	Larson	Sanstead
Bergman	Ganser	Leer	Schaffer
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meschke	Solberg
Boustead	Gudajtes	Meyer	Stallman
Bowman	Hardmeyer	Miller	Staven
Breum	Harrison	Montplaisir	Stenhjem
Brown	Hauf	Mueller	Stockman
Bruner	Haugen	Myhre	Strand
Burk	Haugland	Obie	Streibel
Christensen	Hertz	Olafson	Tweten
Christopher	Hickle	Olienyk	Unruh
Coles	Hilleboe	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner

Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Whittlesey
Dick	Johnson, G.V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager		

Those voting in the negative were:
Bowles

Absent and not voting:

Aamoth	Elkin	Poling	Tough
Duncan	Gronhovd	Schoenwald	Wastvedt

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House now recess until 8:00 p.m., which motion prevailed.

DONNELL HAUGEN, Chief Clerk

The House reconvened at 8:00 p.m., pursuant to a recess taken.

Speaker Link announced that the House would be on the 13th order of business and called Rep. Jungroth to the Chair.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 819 - 877 - 907
House Concurrent Resolution "B-1"

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 26, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 505 - 521 - 535
House Bill No. 614 - 636 - 676
House Bill No. 692 - 720 - 735
House Bill No. 769 - 778 - 828
House Bill No. 849 - 862 - 889
House Bill No. 891 - 920 - 921 - 928

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 26, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 543
House Bill No. 576
House Bill No. 644

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 543

In line 9 after the word "parents" insert the following " , custodial parent"

In line 11 after the word "parents" insert the following " ,custodial parent"

AMENDMENT TO HOUSE BILL No. 576

In line 5 of the title after the word "providing" insert the words "a penalty and".

AMENDMENTS TO HOUSE BILL No. 644

In line 9 delete the triple parentheses and the word "thirty"

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 90 - 91 - 92 - 94

Senate Bill No. 109 - 125 - 133 - 140

Senate Bill No. 153 - 201 - 213

Senate Bill No. 216 - 218 - 230

Senate Bill No. 232 - 247 - 292

House Bill No. 502 - 508 - 529

House Bill No. 548 - 558 - 560

House Bill No. 596 - 621 - 622

House Bill No. 627 - 642 - 645

House Bill No. 646 - 658 - 661

House Bill No. 710 - 734 - 770

House Bill No. 772 - 850 - 874

House Concurrent Resolution "H-1" - "I-1" - "R-1"

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to transmit:

House Bill No. 502 - 508 - 529

House Bill No. 548 - 558 - 560

House Bill No. 596 - 621 - 622

House Bill No. 627 - 642 - 645

House Bill No. 646 - 658 - 661

House Bill No. 710 - 734 - 770

House Bill No. 772 - 850 - 874

House Concurrent Resolution "H-1" - "I-1" - "R-1"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, February 26, 1965

Mr. President: I have the honor to return:

Senate Bill No. 90 - 91 - 92 - 94

Senate Bill No. 109 - 125 - 133 - 140

Senate Bill No. 153 - 201 - 213

Senate Bill No. 216 - 218 - 230

Senate Bill No. 232 - 247 - 292

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1965

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:

Kisse

Torgerson

Mahoney

GERALD L. STAIR, Secretary

Bismarck, February 26, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 592

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 136. A Bill for an Act to provide for appraisal, indemnification, and destruction of swine infected with, affected with, or exposed to hog cholera, under certain conditions, and providing for right of appeal.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 81; nays, 6; absent and not voting, 22.

Those voting in the affirmative were:

Backes	Elkin	Knudsen	Rosendahl
Belquist	Erickson,	Krenz	Rundle
Bier	Mountrail	Kvasager	Rustan
Bilden	Erickson, Ward	Lang	Sanstead
Bloom	Fossum	Larson	Schoenwald
Borstad	Frank	Linderman	Shorma
Boustead	Ganser	Loerch	Skaar
Bowles	Gengler	Lundene	Staven
Bowman	Gietzen	Meschke	Stenhjem
Breum	Giffey	Meyer	Strand
Brown	Glaspey	Miller	Streibel
Bruner	Hardmeyer	Mueller	Tweten
Burk	Harrison	Olafson	Unruh
Christensen	Hauf	Olienyk	Vogel
Christopher	Haugen	Olson	Wagner
Coles	Haugland	Opedahl	Welder
Connolly	Hertz	Pöling	Wentz
Dahlen	Hickle	Powers, Barnes	Wilkie
Davis	Hoffner	Reimers	Winge
Dick	Ivesdal	Rieger	Mr. Speaker
Dornacker	Jungroth		

Those voting in the negative were:

Bergman	Myhre	Ruddy	Stallman
Montplaisir	Obie		

Absent and not voting:

Aamoth	Gudajtes	Leer	Stockman
Anderson	Hilleboe	Powers, Cass	Tough
Collette	Johnson,	Rivinius	Wastvedt
Duncan	Barnes	Schaffer	Whittlesey
Froeschle	Johnson, G. V.	Shablow	Williamson
Gronhovd	Larsen	Solberg	

So the bill passed and the title was agreed to.

Senate Bill No. 317. A Bill for an Act to amend and reenact sections 39-13-03 and 39-10-04 of the North Dakota Century Code relating to parking and traffic signs within municipalities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 27; nays, 70; absent and not voting, 12.

Those voting in the affirmative were:

Backes	Elkin	Obie	Staven
Bowman	Ganser	Olienyk	Stenhjem
Christopher	Hardmeyer	Powers, Barnes	Strand
Coles	Johnson,	Reimers	Tweten
Dahlen	Barnes	Ruddy	Unruh
Dick	Kvasager	Schaffer	Welder
Dornacker	Montplaisir	Stallman	Mr. Speaker

Those voting in the negative were:

Anderson	Erickson, Ward	Krenz	Rivinius
Belquist	Fossum	Lang	Rosendahl
Bergman	Frank	Larson	Rundle

Bier	Gengler	Leer	Rustan
Bilden	Gietzen	Linderman	Sanstead
Bloom	Giffey	Loerch	Schoenwald
Borstad	Gaspey	Lundene	Shablow
Boustead	Harrison	Meschke	Shorma
Bowles	Hauf	Meyer	Skaar
Breum	Haugen	Miller	Solberg
Brown	Haugland	Mueller	Streibel
Bruner	Hertz	Myhre	Vogel
Burk	Hickle	Olafson	Wagner
Christensen	Hoffner	Olson	Wentz
Connolly	Ivesdal	Opedahl	Wilkie
Davis	Johnson, G.V.	Poling	Williamson
Erickson,	Jungroth	Powers, Cass	Winge
Mountrail	Knudsen	Rieger	

Absent and not voting:

Aamoth	Froeschle	Hilleboe	Tough
Collette	Gronhovd	Larsen	Wastvedt
Duncan	Gudajtes	Stockman	Whittlesey

So the bill was declared lost.

Rep. Burk moved that the vote by which Senate Bill No. 317 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Jungroth asked to be excused from voting on Senate Bill No. 123.

Rep. Link moved that Rep. Jungroth be permitted to vote. Rep. Link put the question from the floor and the motion prevailed.

Rep. Harrison asked to be excused from voting on Senate Bill No. 123.

Rep. Brown moved that all officers and directors of credit unions be permitted to vote, which motion prevailed.

Senate Bill No. 123. A Bill for an Act to create sections 6-06-36 and 6-06-37; to amend subsection 5 of section 6-06-02, subsection 7 of section 6-06-07, sections 6-06-08, 6-06-10, 6-06-14, 6-06-21, 6-06-21.1, and 6-06-26; and to repeal sections 6-06-22, 6-06-23, 6-06-24, and 6-06-25 of the North Dakota Century Code, relating to the powers and duties of the state credit union board; mergers of credit unions; the maximum amount of money which can be loaned without security; reserve funds; and the general operation of such credit unions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 181 of the Senate Journal, the roll was called and there were: ayes, 81; nays, 17; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rosendahl
Backes	Fossum	Lang	Ruddy
Belquist	Frank	Larson	Rustan
Bergman	Ganser	Leer	Sanstead
Bloom	Gengler	Linderman	Schoenwald
Borstad	Gietzen	Loerch	Shablow
Bowles	Giffey	Lundene	Skaar
Bowman	Gaspey	Meschke	Solberg
Breum	Gudajtes	Meyer	Staven
Brown	Hardmeyer	Montplaisir	Stenhjem
Bruner	Harrison	Mueller	Strand
Burk	Hauf	Myhre	Streibel
Christensen	Haugland	Obie	Tweten
Christopher	Hertz	Olafson	Vogel
Coles	Hoffner	Olienyk	Wagner

Collette	Ivesdal	Olson	Wentz
Dahlen	Johnson,	Opedahl	Wilkie
Dick	Barnes	Poling	Williamson
Dornacker	Jungroth	Powers, Barnes	Winge
Erickson,	Knudsen	Powers, Cass	Mr. Speaker
Mountrail	Krenz	Rivinius	

Those voting in the negative were:

Bier	Elkin	Reimers	Shorma
Bilden	Haugen	Rieger	Stallman
Boustead	Hickle	Rundle	Unruh
Connolly	Johnson, G.V.	Schaffer	Welder
Davis			

Absent and not voting:

Aamoth	Gronhovd	Miller	Wastvedt
Duncan	Hilleboe	Stockman	Whittlesey
Froeschle	Larsen	Tough	

So the bill passed and the title was agreed to.

Senate Bill No. 142. A Bill for an Act to amend and reenact section 6-03-66 of the North Dakota Century Code, relating to joint bank accounts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Ruddy
Backes	Mountrail	Kvasager	Rundle
Belquist	Erickson, Ward	Lang	Sanstead
Bergman	Fossum	Larson	Schaffer
Bier	Frank	Leer	Schoenwald
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Glaspey	Meyer	Stallman
Bowman	Gudajtes	Montplaisir	Staven
Breum	Hardmeyer	Mueller	Stenhjem
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hoffner	Poling	Welder
Connolly	Ivesdal	Powers, Barnes	Wentz
Dahlen	Johnson,	Powers, Cass	Wilkie
Davis	Barnes	Reimers	Williamson
Dick	Johnson, G.V.	Rieger	Winge
Dornacker	Jungroth	Rivinius	Mr. Speaker
Elkin	Knudsen	Rosendahl	

Absent and not voting:

Aamoth	Gronhovd	Miller	Tough
Duncan	Hilleboe	Rustan	Wastvedt
Froeschle	Larsen	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Rep. Unruh moved that the vote by which Senate Bill No. 142 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 161. A Bill for an Act to amend and reenact subsection 1 of section 43-15-01 and section 43-15-32 of the North Dakota Century Code, and subsection 1 of section 43-15-35 of the 1963

Supplement to the North Dakota Century Code, relating to the practice of pharmacy and regulations of same and providing penalty therefor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 362 of the Senate Journal, the roll was called and there were: ayes, 90; nays, 8; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Elkin	Kvasager	Rosendahl
Backes	Erickson,	Lang	Ruddy
Belquist	Mountrail	Larson	Rustan
Bergman	Erickson, Ward	Leer	Sanstead
Bier	Fossum	Linderman	Schaffer
Bilden	Frank	Loerch	Schoenwald
Bloom	Gengler	Lundene	Shorma
Borstad	Gietzen	Meschke	Skaar
Boustead	Glaspey	Meyer	Solberg
Bowles	Gudajtes	Montplaisir	Stallman
Bowman	Hardmeyer	Mueller	Staven
Breum	Haugen	Myhre	Stenhjem
Brown	Haugland	Obie	Strand
Bruner	Hertz	Olafson	Streibel
Burk	Hickle	Olienyk	Tweten
Christensen	Hoffner	Olson	Unruh
Christopher	Ivesdal	Opedahl	Vogel
Coles	Johnson,	Poling	Wagner
Collette	Barnes	Powers, Barnes	Wentz
Connolly	Johnson, G.V.	Powers, Cass	Wilkie
Davis	Jungroth	Reimers	Williamson
Dick	Knudsen	Rieger	Winge
Dornacker	Krenz	Rivinius	Mr. Speaker

Those voting in the negative were:

Dahlen	Giffey	Hauf	Shablow
Ganser	Harrison	Rundle	Welder
Absent and not voting:			
Aamoth	Gronhovd	Miller	Wastvedt
Duncan	Hilleboe	Stockman	Whittlesey
Froeschle	Larsen	Tough	

So the bill passed and the title was agreed to.

Senate Bill No. 187. A Bill for an Act concerning insider trading of domestic stock insurance company equity securities.

Which had been read.

The question being on the final passage of the bill, Rep. Lundene moved that Senate Bill No. 187 be laid over one legislative day, which motion prevailed.

Senate Bill No. 191. A Bill for an Act enabling the insurance commissioner to promulgate rules and regulations respecting solicitation of proxies in regard to a security of a domestic stock insurance company.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Rundle
Backes	Mountrail	Lang	Rustan
Belquist	Erickson, Ward	Larson	Sanstead
Bergman	Fossum	Leer	Schaffer
Bier	Frank	Linderman	Schoenwald
Bilden	Ganser	Loerch	Shablow

Bloom	Gengler	Lundene	Shorma
Borstad	Gietzen	Meschke	Skaar
Boustead	Giffey	Meyer	Solberg
Bowles	Glaspey	Montplaisir	Stallman
Bowman	Gudajtes	Mueller	Staven
Breum	Hardmeyer	Myhre	Stenhjem
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hoffner	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Welder
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Reimers	Wilkie
Davis	Johnson, G.V.	Rieger	Williamson
Dick	Jungroth	Rivinius	Winge
Dornacker	Knuksen	Rosendahl	Mr. Speaker
Elkin	Krenz	Ruddy	
Absent and not voting:			
Aamoth	Gronhovd	Larsen	Tough
Duncan	Hertz	Miller	Wastvedt
Froeschle	Hilleboe	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 195. A Bill for an Act to amend section 6-03-05 relating to loans on real estate.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Backes	Mountrail	Kvasager	Ruddy
Belquist	Erickson, Ward	Lang	Rustan
Bergman	Fossum	Larson	Sanstead
Bier	Frank	Linderman	Schaffer
Bilden	Ganser	Loerch	Shablow
Bloom	Gengler	Lundene	Shorma
Borstad	Gietzen	Meschke	Skaar
Boustead	Giffey	Meyer	Solberg
Bowles	Glaspey	Miller	Stallman
Bowman	Gudajtes	Montplaisir	Staven
Breum	Hardmeyer	Mueller	Stenhjem
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hoffner	Poling	Welder
Connolly	Ivesdal	Powers, Barnes	Wentz
Dahlen	Johnson,	Powers, Cass	Wilkie
Davis	Barnes	Reimers	Williamson
Dick	Johnson, G. V.	Rieger	Winge
Dornacker	Jungroth	Rivinius	Mr. Speaker
Elkin	Knuksen		

Absent and not voting:

Aamoth	Hilleboe	Rundle	Tough
Duncan	Larsen	Schoenwald	Wastvedt
Froeschle	Leer	Stockman	Whittlesey
Gronhovd			

So the bill passed and the title was agreed to.

Senate Bill No. 196. A Bill for an Act to amend and reenact section 6-03-59 of the North Dakota Century Code relating to limitations on bank loans.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 85; nays, 13; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Jungroth	Rieger
Backes	Fossum	Krenz	Rivinius
Bergman	Frank	Lang	Rosendahl
Bier	Ganser	Larson	Rustan
Bilden	Gengler	Leer	Sanstead
Bloom	Gietzen	Loerch	Schaffer
Borstad	Giffey	Lundene	Shablow
Boustead	Glaspey	Meschke	Shorma
Bowman	Gudajtes	Meyer	Solberg
Breum	Hardmeyer	Miller	Stallman
Bruner	Harrison	Montplaisir	Staven
Burk	Hauf	Mueller	Stenhjem
Christensen	Haugen	Myhre	Strand
Christopher	Haugland	Obie	Unruh
Coles	Hertz	Olafson	Wagner
Collette	Hickle	Olienyk	Welder
Connolly	Hoffner	Olson	Wentz
Dahlen	Ivesdal	Opedahl	Wilkie
Davis	Johnson,	Poling	Williamson
Dick	Barnes	Powers, Barnes	Winge
Dornacker	Johnson, G. V.	Powers, Cass	Mr. Speaker
Elkin			

Those voting in the negative were:

Belquist	Erickson,	Linderman	Streibel
Bowles	Mountrail	Reimers	Tweten
Brown	Knudsen	Ruddy	Vogel
	Kvasager	Skaar	

Absent and not voting:

Aamoth	Gronhovd	Rundle	Tough
Duncan	Hilleboe	Schoenwald	Wastvedt
Froeschle	Larsen	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 211. A Bill for an Act to amend and reenact section 6-03-37 of the North Dakota Century Code, relating to bank reserves, and providing a penalty.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Ruddy
Backes	Mountrail	Lang	Rundle
Belquist	Erickson, Ward	Larson	Rustan
Bergman	Fossum	Leer	Sanstead
Bier	Frank	Linderman	Schaffer
Bilden	Ganser	Loerch	Schoenwald
Bloom	Gengler	Lundene	Shablow
Borstad	Gietzen	Meschke	Shorma
Boustead	Giffey	Meyer	Skaar
Bowles	Glaspey	Miller	Solberg
Bowman	Gudajtes	Montplaisir	Stallman
Breum	Hardmeyer	Mueller	Staven
Brown	Harrison	Myhre	Stenhjem

Bruner	Hauf	Obie	Strand
Burk	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Wilkie
Dick	Johnson, G. V.	Rieger	Williamson
Dornacker	Jungroth	Rivinius	Winge
Duncan	Knudsen	Rosendahl	Mr. Speaker
Elkin	Krenz		
Absent and not voting:			
Aamoth	Hilleboe	Stockman	Wastvedt
Froeschle	Larsen	Tough	Whittlesey
Gronhovd			

So the bill passed and the title was agreed to.

Senate Bill No. 219. A Bill for an Act to amend and reenact sections 2-05-11 and 2-05-18 of the North Dakota Century Code relating to aircraft registration fees and aerial spraying license fees, creating a fund within the state treasury in which such fees are to be deposited, and providing for distribution of such fees and an effective date. Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 273 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Ruddy
Backes	Mountrail	Lang	Rundle
Belquist	Erickson, Ward	Larson	Rustan
Bergman	Fossum	Leer	Sanstead
Bier	Frank	Linderman	Schaffer
Bilden	Ganser	Loerch	Schoenwald
Bloom	Gengler	Lundene	Shablow
Borstad	Gietzen	Meschke	Shorma
Boustead	Giffey	Meyer	Skaar
Bowles	Glaspey	Miller	Solberg
Bowman	Gudajtes	Montplaisir	Stallman
Breum	Hardmeyer	Mueller	Staven
Brown	Harrison	Myhre	Stenhjem
Bruner	Hauf	Obie	Strand
Burk	Haugen	Olafson	Streibel
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Reimers	Wilkie
Dick	Johnson, G. V.	Rieger	Williamson
Dornacker	Jungroth	Rivinius	Winge
Duncan	Knudsen	Rosendahl	Mr. Speaker
Elkin	Krenz		
Absent and not voting:			
Aamoth	Hilleboe	Stockman	Wastvedt
Froeschle	Larsen	Tough	Whittlesey
Gronhovd			

So the bill passed and the title was agreed to.

Senate Bill No. 151. A Bill for an Act to authorize vocational educational school districts to be established by a county or coun-

ties and authorizing a county three-mill levy for maintaining such school districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 350, 411 and 425 of the Senate Journal, the roll was called and there were: ayes, 96; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Rosendahl
Belquist	Mountrail	Lang	Ruddy
Bergman	Erickson, Ward	Larson	Rundle
Bier	Fossum	Leer	Rustan
Bilden	Frank	Linderman	Sanstead
Bloom	Ganser	Loerch	Schaffer
Borstad	Gengler	Lundene	Schoenwald
Boustead	Gietzen	Meschke	Shablow
Bowles	Giffey	Meyer	Skaar
Bowman	Glaspey	Miller	Solberg
Breum	Gudajtes	Montplaisir	Staven
Brown	Hardmeyer	Mueller	Stenhjem
Bruner	Harrison	Myhre	Strand
Burk	Hauf	Obie	Streibel
Christensen	Haugland	Olafson	Twetén
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Connolly	Ivesdal	Poling	Welder
Dahlen	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Reimers	Williamson
Dornacker	Jungroth	Rieger	Winge
Duncan	Knudsen	Rivinius	Mr. Speaker
Elkin	Krenz		

Those voting in the negative were:

Haugen	Shorma	Stallman
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Absent and not voting:

Aamoth	Gronhovd	Stockman	Wastvedt
Backes	Hilleboe	Tough	Whittlesey
Froeschle	Larsen		

So the bill passed and the title was agreed to.

Senate Bill No. 183. A Bill for an Act to amend and reenact section 39-10-03 of the 1963 Supplement to the North Dakota Century Code relating to emergency vehicles and the permissive use of red or white flashing lights, and limiting the use of such flashing lights, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 215 of the Senate Journal and page 857 of the House Journal, the roll was called and there were: ayes, 98; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rundle
Belquist	Fossum	Larson	Rustan
Bergman	Frank	Leer	Sanstead
Bier	Ganser	Linderman	Schaffer
Bilden	Gengler	Loerch	Schoenwald
Bloom	Gietzen	Lundene	Shablow
Borstad	Giffey	Meschke	Shorma
Boustead	Glaspey	Meyer	Skaar
Bowles	Gudajtes	Miller	Solberg

Bowman	Hardmeyer	Montplaisir	Stallman
Breum	Harrison	Mueller	Staven
Brown	Hauf	Myhre	Stenhjem
Bruner	Haugen	Obie	Strand
Burk	Haugland	Olafson	Streibel
Christensen	Hertz	Olienyk	Tweten
Christopher	Hickle	Olson	Unruh
Coles	Hoffner	Opedahl	Vogel
Collette	Ivesdal	Poling	Wagner
Connolly	Johnson,	Powers, Barnes	Welder
Davis	Barnes	Powers, Cass	Wentz
Dick	Johnson, G. V.	Reimers	Wilkie
Dornacker	Jungroth	Rieger	Williamson
Duncan	Knudsen	Rivinius	Winge
Elkin	Krenz	Rosendahl	Mr. Speaker
Erickson,	Kvasager	Ruddy	
Mountrail			

Those voting in the negative were:

Dahlen

Absent and not voting:

Aamoth	Gronhovd	Stockman	Wastvedt
Backes	Hilleboe	Tough	Whittlesey
Froeschle	Larsen		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 352. A Bill for an Act to amend and reenact section 6-01-21.2 of the North Dakota Century Code, relating to auditing municipalities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 858 of the House Journal, the roll was called and there were: ayes, 94; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rivinius
Belquist	Mountrail	Kvasager	Rosendahl
Bergman	Erickson, Ward	Lang	Rundle
Bier	Fossum	Larson	Rustan
Bilden	Frank	Leer	Sanstead
Bloom	Ganser	Linderman	Schoenwald
Borstad	Gengler	Loerch	Shablow
Boustead	Gietzen	Lundene	Shorma
Bowles	Giffey	Meschke	Skaar
Bowman	Glaspey	Meyer	Solberg
Breum	Gudajtes	Miller	Stallman
Brown	Hardmeyer	Montplaisir	Staven
Bruner	Harrison	Mueller	Stenhjem
Burk	Hauf	Myhre	Strand
Christensen	Haugen	Obie	Streibel
Christopher	Hertz	Olafson	Tweten
Coles	Hickle	Olienyk	Unruh
Collette	Hoffner	Olson	Vogel
Connolly	Ivesdal	Opedahl	Wagner
Dahlen	Johnson,	Poling	Wentz
Davis	Barnes	Powers, Barnes	Wilkie
Dick	Johnson, G. V.	Powers, Cass	Williamson
Duncan	Jungroth	Reimers	Winge
Elkin	Knudsen	Rieger	Mr. Speaker

Those voting in the negative were:

Dornacker	Ruddy	Schaffer	Welder
Haugland			

Absent and not voting:

Aamoth	Gronhovd	Stockman	Wastvedt
Backes	Hilleboe	Tough	Whittlesey
Froeschle	Larsen		

So the bill passed and the title was agreed to.

Senate Bill No. 139. A Bill for an Act to amend and reenact section 15-36-01 of the North Dakota Century Code relating to teachers' certificates and to repeal section 15-36-04 of the North Dakota Century Code relating to second grade professional certificates.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 859 of the House Journal, the roll was called and there were: ayes, 82; nays, 14; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Fossum	Kvasager	Rivinius
Belquist	Frank	Lang	Rosendahl
Bergman	Ganser	Larson	Sanstead
Bier	Gengler	Leer	Schaffer
Bloom	Giffey	Linderman	Schoenwald
Borstad	Glaspay	Loerch	Shorma
Boustead	Gudajtes	Lundene	Skaar
Bowman	Hardmeyer	Meschke	Solberg
Brown	Harrison	Meyer	Stallman
Bruner	Hauf	Miller	Staven
Christensen	Haugen	Montplaisir	Stenhjem
Christopher	Haugland	Myhre	Strand
Coles	Hertz	Obie	Streibel
Collette	Hoffner	Olafson	Tweten
Connolly	Ivesdal	Olienyk	Unruh
Dahlen	Johnson,	Olson	Vogel
Dornacker	Barnes	Opedahl	Wentz
Elkin	Johnson, G. V.	Powers, Barnes	Wilkie
Erickson,	Jungroth	Powers, Cass	Williamson
Mountrail	Knudsen	Reimers	Winge
Erickson, Ward	Krenz	Rieger	Mr. Speaker

Those voting in the negative were:

Bilden	Davis	Hickle	Rustan
Bowles	Dick	Mueller	Shablow
Breum	Duncan	Ruddy	Welder
Burk	Gietzen		

Absent and not voting:

Aamoth	Hilleboe	Rundle	Wagner
Backes	Larsen	Stockman	Wastvedt
Froeschle	Poling	Tough	Whittlesey
Gronhovd			

So the bill passed and the title was agreed to.

Senate Bill No. 21. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 246 of the Senate Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Belquist	Mountrail	Kvasager	Ruddy
Bergman	Erickson, Ward	Lang	Rundle

Bier	Fossum	Larson	Rustan
Bilden	Frank	Leer	Sanstead
Bloom	Ganser	Linderman	Schaffer
Borstad	Gengler	Loerch	Schoenwald
Boustead	Gietzen	Lundene	Shablow
Bowles	Giffey	Meschke	Shorma
Bowman	Glaspey	Meyer	Skaar
Breum	Gudajtes	Miller	Solberg
Brown	Hardmeyer	Montplaisir	Stallman
Bruner	Harrison	Mueller	Staven
Burk	Hauf	Myhre	Strand
Christensen	Haugen	Obie	Streibel
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hoffner	Opedahl	Wagner
Dahlen	Ivesdal	Pöling	Welder
Davis	Johnson,	Powers, Barnes	Wentz
Dick	Barnes	Powers, Cass	Wilkie
Dornacker	Johnson, G. V.	Reimers	Williamson
Duncan	Jungroth	Rieger	Winge
Elkin	Knudsen	Rivinius	Mr. Speaker

Absent and not voting:

Aamoth	Gronhovd	Stenhjem	Wastvedt
Backes	Hilleboe	Stockman	Whittlesey
Froeschle	Larsen	Tough	

So the bill passed and the title was agreed to.

Senate Bill No. 22. 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 had been read.

The question being on the final passage of the bill, Rep. Anderson moved that Senate Bill No. 22 be laid over one day, which motion prevailed.

Senate Bill No. 324. A Bill for an Act to provide for a legislative budget analyst and auditor and describing the powers and duties of such office and making an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 310 of the Senate Journal, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Ruddy
Belquist	Mountrail	Lang	Rundle
Bergman	Erickson, Ward	Larson	Rustan
Bier	Fossum	Leer	Sanstead
Bilden	Frank	Linderman	Schaffer
Bloom	Ganser	Loerch	Schoenwald
Borstad	Gengler	Lundene	Shablow
Boustead	Gietzen	Meschke	Shorma
Bowles	Giffey	Meyer	Skaar
Bowman	Glaspey	Miller	Solberg
Breum	Gudajtes	Montplaisir	Stallman
Brown	Hardmeyer	Mueller	Staven
Bruner	Harrison	Myhre	Strand
Burk	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner

Connolly	Hoffner	Poling	Welder
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Reimers	Williamson
Dornacker	Johnson, G.V.	Rieger	Winge
Duncan	Jungroth	Rivinius	Mr. Speaker
Elkin	Krenz	Rosendahl	

Absent and not voting:

Aamoth	Gronhovd	Larsen	Tough
Backes	Hilleboe	Stenhjem	Wastvedt
Froeschle	Knudsen	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 332. A Bill for an Act to provide for an interstate compact for pest control assuring a high degree of cooperation between states for the purpose of reducing the multi-billion dollar loss each year from the depredations of pests, providing for its administration, and making an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 378 of the Senate Journal, the roll was called and there were: ayes, 82; nays, 17; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rieger
Belquist	Fossum	Lang	Rosendahl
Bergman	Frank	Larson	Ruddy
Bier	Ganser	Leer	Sanstead
Bloom	Gengler	Linderman	Schaffer
Borstad	Gietzen	Loerch	Shablow
Boustead	Giffey	Lundene	Shorma
Bowman	Glaspey	Meschke	Skaar
Breum	Gudajtes	Meyer	Solberg
Brown	Hardmeyer	Miller	Staven
Christensen	Harrison	Montplaisir	Stenhjem
Christopher	Hauf	Mueller	Strand
Coles	Haugland	Myhre	Streibel
Collette	Hertz	Obie	Vogel
Dahlen	Hoffner	Olafson	Wagner
Dick	Ivesdal	Olienyk	Welder
Dornacker	Johnson,	Olson	Wentz
Duncan	Barnes	Opedahl	Wilkie
Elkin	Jungroth	Powers, Barnes	Williamson
Erickson,	Knudsen	Powers, Cass	Winge
Mountrail	Krenz	Reimers	Mr. Speaker

Those voting in the negative were:

Backes	Connolly	Johnson, G. V.	Rustan
Bilden	Davis	Poling	Stallman
Bowles	Haugen	Rivinius	Tweten
Bruner	Hickle	Rundle	Unruh
Burk			

Absent and not voting:

Aamoth	Hilleboe	Stockman	Wastvedt
Froeschle	Larsen	Tough	Whittlesey
Gronhovd	Schoenwald		

So the bill passed and the title was agreed to.

Senate Bill No. 237. A Bill for an Act to amend and reenact sections 40-24-02, 40-24-03, 40-24-11, 40-24-12, 40-24-15 and 40-24-16 of the North Dakota Century Code, relating to special assessments levied by municipalities, the computation of interest thereon, the lien thereof as between vendor and vendee, the certification, col-

lection, review and correction thereof, and the issuance of receipts therefor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 91; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Rivinius
Belquist	Mountrail	Krenz	Rosendahl
Bergman	Erickson, Ward	Kvasager	Rustan
Bier	Fossum	Lang	Sanstead
Bilden	Frank	Larson	Schaffer
Bloom	Gengler	Leer	Shablow
Borstad	Gietzen	Linderman	Shorma
Boustead	Giffey	Loerch	Skaar
Bowles	Gaspey	Lundene	Stallman
Bowman	Gudajtes	Meschke	Staven
Breum	Hardmeyer	Meyer	Stenhjem
Brown	Harrison	Miller	Strand
Bruner	Hauf	Montplaisir	Streibel
Burk	Haugen	Mueller	Tweten
Christensen	Haugland	Myhre	Unruh
Christopher	Hertz	Obie	Vogel
Coles	Hickle	Olafson	Wagner
Collette	Hoffner	Olienyk	Welder
Dahlen	Ivesdal	Olson	Wentz
Davis	Johnson,	Opedahl	Wilkie
Dick	Barnes	Poling	Williamson
Dornacker	Johnson, G. V.	Powers, Barnes	Winge
Duncan	Jungroth	Powers, Cass	Mr. Speaker
Elkin			

Those voting in the negative were:

Connolly	Reimers	Ruddy	Solberg
Ganser	Rieger	Rundle	

Absent and not voting:

Aamoth	Gronhovd	Schoenwald	Wastvedt
Backes	Hilleboe	Stockman	Whittlesey
Froeschle	Larsen	Tough	

So the bill passed and the title was agreed to.

Rep. Loerch moved that Senate Bill No. 54 be moved to the head of the calendar, which motion prevailed.

Senate Bill No. 54. A Bill for an Act to create and enact section 15-40-17.1 of the North Dakota Century Code, and to amend and re-enact subsections 3 and 14 of section 15-29-08 and sections 15-40-17 and 15-40-26 of the North Dakota Century Code, relating to the admission of non-resident pupils in the public schools and payment of tuition for nonresident pupils.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 889 of the House Journal, the roll was called and there were: ayes, 93; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rosendahl
Backes	Fossum	Lang	Ruddy
Belquist	Frank	Larson	Rustan
Bergman	Ganser	Leer	Sanstead
Bier	Gengler	Linderman	Schaffer
Bilden	Gietzen	Loerch	Schoenwald
Bloom	Giffey	Meschke	Shablow
Borstad	Gaspey	Meyer	Shorma

Boustead	Gudajtes	Miller	Skaar
Bowles	Hardmeyer	Montplaisir	Stallman
Bowman	Harrison	Mueller	Staven
Breum	Hauf	Myhre	Stenhjem
Bruner	Haugen	Obie	Strand
Burk	Haugland	Olafson	Streibel
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Connolly	Ivesdal	Poling	Welder
Dahlen	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Reimers	Williamson
Dornacker	Jungroth	Rieger	Winge
Duncan	Knudsen	Rivinius	Mr. Speaker
Elkin	Krenz		

Those voting in the negative were:

Erickson,	Lundene	Rundle	Tweten
Mountrail			

Absent and not voting:

Aamoth	Froeschle	Larsen	Tough
Brown	Gronhovd	Solberg	Wastvedt
Coles	Hilleboe	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 289. A Bill for an Act to provide that nonresident parents or guardians making tuition payments for students attending a school district may enter into an agreement with such school district for the transportation of such students.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 248 of the Senate Journal, the roll was called and there were: ayes, 92; nays, 8; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Rosendahl
Backes	Fossum	Lang	Ruddy
Belquist	Frank	Larson	Rustan
Bergman	Ganser	Leer	Sanstead
Bier	Gengler	Linderman	Schaffer
Bilden	Gietzen	Loerch	Schoenwald
Bloom	Giffey	Meschke	Shorma
Borstad	Glaspey	Meyer	Skaar
Boustead	Gudajtes	Miller	Solberg
Bowles	Hardmeyer	Montplaisir	Stallman
Bowman	Harrison	Mueller	Staven
Breum	Hauf	Myhre	Stenhjem
Burk	Haugen	Obie	Strand
Christensen	Haugland	Olafson	Streibel
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Connolly	Ivesdal	Poling	Welder
Dahlen	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Reimers	Williamson
Dornacker	Jungroth	Rieger	Winge
Duncan	Knudsen	Rivinius	Mr. Speaker
Elkin			

Those voting in the negative were:

Brown	Erickson,	Kvasager	Shablow
Bruner	Mountrail	Lundene	Tweten
		Rundle	

Absent and not voting:

Aamoth	Hilleboe	Stockman	Wastvedt
Froeschle	Larsen	Tough	Whittlesey
Gronhovd			

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Hertz moved that under Rule 30 the Chief Clerk read the title of a concurrent resolution relating to the institution at Ellendale, handed in at the desk and the same be introduced at this time.

Rep. Brown moved the previous question which motion prevailed on a division vote.

The question was now on the motion of Rep. Hertz which was declared lost on a division vote.

Senate Bill No. 53. A Bill for an Act to amend and re-enact sections 15-19-01, 15-19-02, 15-19-03, 15-19-04, 15-19-06, and 15-19-07 of the North Dakota Century Code, providing that the state high school correspondence program shall be known as the division of supervised correspondence study, relating to curriculum, administration, enrollment procedure, and budget preparation of the division of supervised correspondence study, and repealing section 15-19-05 of the North Dakota Century Code, relating to adult classes established under the correspondence school program.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 115 and 138 of the Senate Journal and page 887 of the House Journal, the roll was called and there were: ayes, 72; nays, 28; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Ruddy
Backes	Fossum	Lang	Rundle
Belquist	Frank	Larson	Rustan
Bier	Ganser	Linderman	Sanstead
Bloom	Giffey	Loerch	Schaffer
Boustead	Glaspey	Meschke	Schoenwald
Bowman	Gudajtes	Miller	Shorma
Brown	Hardmeyer	Montplaisir	Stallman
Bruner	Hauf	Mueller	Staven
Burk	Haugen	Obie	Stenhjem
Christensen	Haugland	Olafson	Streibel
Christopher	Hickle	Olienyk	Tweten
Coles	Hoffner	Opedahl	Unruh
Collette	Johnson,	Poling	Vogel
Connolly	Barnes	Powers, Barnes	Wagner
Davis	Johnson, G. V.	Reimers	Wentz
Dick	Knudsen	Rivinius	Williamson
Dornacker	Krenz	Rosendahl	Winge
Elkin			

Those voting in the negative were:

Bergman	Erickson,	Leer	Shablow
Bilden	Mountrail	Lundene	Skaar
Borstad	Gengler	Meyer	Solberg
Bowles	Gietzen	Myhre	Strand
Breum	Harrison	Olson	Welder
Dahlen	Hertz	Powers, Cass	Wilkie
Duncan	Ivesdal	Rieger	Mr. Speaker
	Jungroth		

Absent and not voting:

Aamoth	Hilleboe	Stockman	Wastvedt
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Froeschle Larsen Tough Whittlesey
Gronhovd

So the bill passed and the title was agreed to.

Rep. Johnson of Barnes moved that the vote by which Senate Bill No. 53 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 147. A Bill for an Act to amend and reenact section 15-39-36 of the North Dakota Century Code, relating to counting military service as teaching service.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 247 of the Senate Journal and page 889 of the House Journal, the roll was called and there were: ayes, 95; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Belquist	Mountrail	Kvasager	Ruddy
Bergman	Fossum	Lang	Rundle
Bier	Frank	Larson	Rustan
Bilden	Ganser	Leer	Sanstead
Bloom	Gengler	Linderman	Schaffer
Borstad	Gietzen	Loerch	Schoenwald
Boustead	Giffey	Lundene	Shablow
Bowles	Glaspey	Meschke	Shorma
Bowman	Gudajtes	Meyer	Skaar
Breum	Hardmeyer	Miller	Stallman
Brown	Harrison	Montplaisir	Staven
Bruner	Hauf	Mueller	Stenhjem
Burk	Haugen	Myhre	Strand
Christensen	Haugland	Obie	Streibel
Christopher	Hertz	Olafson	Tweten
Coles	Hickle	Olienyk	Unruh
Collette	Hoffner	Olson	Vogel
Connolly	Ivesdal	Opedahl	Wagner
Dahlen	Johnson,	Poling	Welder
Davis	Barnes	Powers, Barnes	Wentz
Dick	Johnson, G. V.	Powers, Cass	Williamson
Dornacker	Jungroth	Reimers	Winge
Duncan	Knudsen	Rivinius	Mr. Speaker
Elkin			

Those voting in the negative were:

Backes Rieger Solberg

Absent and not voting:

Aamoth	Gronhovd	Stockman	Whittlesey
Erickson, Ward	Hilleboe	Tough	Wilkie
Froeschle	Larsen	Wastvedt	

So the bill passed and the title was agreed to.

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of legislative sessions.

Which had been read.

The question being on the final passage of the bill, as amended, Rep. Unruh moved that Senate Bill No. 44 be laid over one more day, which motion prevailed.

Speaker Link returned to the Chair.

Rep. Giffey moved that the House now recess until 12:30 Saturday, February 27, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-THIRD DAY AFTER RECESS AND FIFTY-FOURTH DAY

Bismarck, February 27, 1965

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seventh order of business.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 566 has had the same under consideration and a majority of your conference committee has been unable to agree and recommends that your present conference committee be discharged, and that another conference committee not be appointed.

For the Senate:

Evan E. Lips
Wm. R. Reichert
Robert Chesrown

For the House:

Robert L. Schoenwald
Archie Borstad
Karnes Johnson of Golden Valley

Rep. Schoenwald moved that the report be adopted.

Rep. Burk moved a substitute motion that a new Conference Committee be appointed on House Bill No. 566, which motion was withdrawn.

The question was now on the motion of Rep. Schoenwald, which motion prevailed and the report of the Conference Committee was adopted.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 505
House Bill No. 521
House Bill No. 630
House Bill No. 647
House Bill No. 649
House Bill No. 669
House Bill No. 725
House Bill No. 735
House Bill No. 740
House Bill No. 745
House Bill No. 769
House Bill No. 849
House Bill No. 920
House Concurrent Resolution "D"
House Concurrent Resolution "T"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wilkie moved that the amendments to Senate Bill No. 57 as recommended by the Committee on Agriculture, page 930 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to Senate Bill No. 76 as recommended by the Committee on Agriculture, page 930 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 228 as recommended by the Committee on Education, page 931 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Belquist moved that the Senate be asked to return Senate Bill No. 62, which motion prevailed.

Rep. Belquist moved that Senate Bill No. 44 be re-referred to the Committee on State and Federal Government, from the calendar, which motion prevailed.

Rep. Haugen moved that the Senate be asked to return Senate Bill No. 103 to the House, which motion prevailed.

Rep. Backes moved that the House accede to the request of the Senate for the return to that body of House Bill No. 592, which motion prevailed.

ELEVENTH ORDER OF BUSINESS

Rep. Bloom moved that the House do concur in the Senate amendments to House Bill No. 543 on page 944 of the House Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 543 be considered properly reengrossed and placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 543. A Bill for an Act to amend and reenact section 15-10-19 of the 1963 Supplement to the North Dakota Century Code, defining the term "nonresident" for the purposes of tuition at state institutions of higher education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 944 of the House Journal, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rundle
Belquist	Frank	Larsen	Rustan
Bergman	Froeschle	Larson	Sanstead
Bier	Ganser	Leer	Schaffer
Bloom	Gengler	Linderman	Schoenwald
Borstad	Gietzen	Loerch	Shablow
Boustead	Giffey	Lundene	Shorma
Bowles	Glaspey	Meschke	Skaar
Bowman	Gudajtes	Meyer	Solberg
Breum	Hardmeyer	Miller	Stallman
Brown	Harrison	Montplaisir	Staven
Bruner	Hauf	Mueller	Stenhjem
Burk	Haugen	Myhre	Strand
Christensen	Haugland	Olafson	Streibel
Christopher	Hertz	Olienyk	Tough
Coles	Hickle	Opedahl	Tweten
Collette	Hoffner	Poling	Vogel
Connolly	Ivesdal	Powers, Barnes	Wastvedt

Dahlen	Johnson,	Powers, Cass	Welder
Davis	Barnes	Reimers	Wentz
Dick	Johnson, G.V.	Rieger	Wilkie
Dornacker	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Aamoth	Fossum	Obie	Unruh
Backes	Gronhovd	Olson	Wagner
Bilden	Hilleboe	Stockman	Whittlesey
Duncan			

So the bill passed and the title was agreed to.

Rep. Burk moved that the House do concur in the Senate amendments to House Bill No. 576 on page 944 of the House Journal, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 576 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 576. A Bill for an Act to create and enact Sections 16-16-17, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-25, 16-16-26, and 16-16-27 of the North Dakota Century Code, by creating and enacting new sections to provide for voting by new residents in presidential elections, providing for its referral to the electorate and providing a penalty and an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 944 of the House Journal, the roll was called and there were: ayes, 95; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Belquist	Frank	Larsen	Sanstead
Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bloom	Gengler	Linderman	Shablow
Borstad	Gietzen	Loerch	Shorma
Boustead	Giffey	Lundene	Skaar
Bowles	Glaspey	Meschke	Solberg
Bowman	Gudajtes	Meyer	Stallman
Breum	Hardmeyer	Miller	Staven
Brown	Harrison	Montplaisir	Stenhjem
Bruner	Hauf	Mueller	Strand
Burk	Haugen	Myhre	Streibel
Christensen	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Opedahl	Vogel
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Rieger	Wilkie
Dick	Johnson, G.V.	Rivinius	Williamson
Dornacker	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz	Rundle	
Mountrail	Kvasager		

Absent and not voting:

Aamoth	Fossum	Olson	Unruh
Backes	Gronhovd	Reimers	Wagner
Bilden	Hilleboe	Stockman	Whittlesey
Duncan	Obie		

So the bill passed and the title was agreed to.

Rep. Bloom moved that the House do concur in the Senate amendments to House Bill No. 644 on page 944 of the House Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 644 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 644. A Bill for an Act to amend and reenact section 15-47-35 of the North Dakota Century Code, relating to the number of days of permissible absence annually due to sickness that shall be provided in the employment contract of any teacher.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 944 of the House Journal, the roll was called and there were: ayes, 93; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Ruddy
Belquist	Mountrail	Kvasager	Rundle
Bergman	Erickson, Ward	Lang	Rustan
Bier	Frank	Larsen	Sanstead
Bloom	Froeschle	Larson	Schaffer
Borstad	Ganser	Leer	Schoenwald
Boustead	Gietzen	Linderman	Shablow
Bowles	Giffey	Loerch	Shorma
Bowman	Glaspey	Lundene	Skaar
Breum	Gudajtes	Meschke	Solberg
Brown	Hardmeyer	Meyer	Stallman
Bruner	Harrison	Miller	Staven
Burk	Hauf	Montplaisir	Stenhjem
Christensen	Haugen	Mueller	Strand
Christopher	Haugland	Myhre	Streibel
Coles	Hertz	Olafson	Tough
Collette	Hickle	Olienyk	Tweten
Connolly	Hoffner	Olson	Vogel
Dahlen	Ivesdal	Opedahl	Wastvedt
Davis	Johnson,	Poling	Wentz
Dick	Barnes	Powers, Barnes	Williamson
Dornacker	Johnson, G. V.	Reimers	Winge
Duncan	Jungroth	Rivinius	Mr. Speaker
Elkin	Knudsen	Rosendahl	

Those voting in the negative were:

Gengler	Rieger	Welder	Wilkie
Absent and not voting:			
Aamoth	Fossum	Obie	Unruh
Backes	Gronhovd	Powers, Cass	Wagner
Bilden	Hilleboe	Stockman	Whittlesey

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 164 has had the same under consideration and recommends that the same be amended as follows:

In line 139 of the bill delete the period and insert a comma in lieu thereof and insert the following material: "but not to exceed a matching payment in excess of three hundred dollars annually."

On line 155 after the word "be" delete the following language "allowed as a deduction to the taxpayer in", on line 156 delete the language "computing his net income for the year in which the assessment is", on line 157 delete the language "deducted from his wages." and insert in lieu thereof the following: "treated in accordance with existing state statutes on state income tax."

On line 216 after the word "thereof," delete the following language "are hereby exempted from" and on line 217 delete the following language "any state, county, municipal, or other local tax, and"

And renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. HERTZ, Chairman

Rep. Olafson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 164 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 169 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the engrossed bill delete the period and insert the following words: "and creating subsection 19 of Section 58-03-07 of the North Dakota Century Code relating to powers of township electors."

Following line 175 of the engrossed bill, insert the following new section:

"SECTION 12. AERONAUTICS COMMISSION — COMPENSATION — EXPENSES.) Each member of the North Dakota aeronautics commission shall receive the sum of fifteen dollars for each day actually and necessarily engaged in performance of official duties in connection with the administration of this Act, and commission members and employees shall be reimbursed for actual and necessary expenses incurred in carrying out their official duties in the same manner and at the same rates as provided by law for state employees."

Following line 183 of the bill, insert the following new section:

"(SECTION 14, AMENDMENT.) Section 58-03-07 is hereby amended by creating subsection 19 thereto to read as follows:

19. To authorize the expenditure of township funds for weather modification activities."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 169 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 172 has had the same under consideration and recommends that the same be amended as follows:

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 172

In the first line of the title following the word "to", insert the words "create and enact section 39-06-32.1 and to", and following the numeral "39-06-04" insert the following language: ", subsection 2 of section 39-06-32, and section 39-06-33"

In the third line of the title, following the word "effective", insert the words "and providing a point system for the suspension of motor vehicle operators' licenses"

Following line 14, insert the following:

"(SECTION 2. AMENDMENT.) Subsection 2 of section 39-06-32 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. 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))) compiled a total of twelve points within a two-year period as provided in section 39-06-32.1;

SECTION 3.) Section 39-06-32.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

39-06-32.1. SUSPENSION OF LICENSES UNDER POINT SYSTEM.)

1. In addition to, but not in substitution for, any other provisions of this title, the commissioner shall after notice to the general public put into effect a point system for the suspension of motor vehicle operators' licenses issued under this section. Points shall be charged against a licensee after conviction of a violation under the motor vehicle laws of this state. Point values shall be assessed as follows:

- | | |
|---|-----------|
| a. Speeding, 1 to 5 miles over speed limit..... | No points |
| b. Speeding, 6 to 10 miles over speed limit..... | 2 points |
| c. Speeding, 11 to 15 miles over speed limit..... | 3 points |
| d. Speeding, 16 miles or more over speed limit..... | 4 points |
| e. Reckless driving..... | 4 points |
| f. Aggravated reckless driving..... | 6 points |
| g. Driving on wrong side of roadway..... | 2 points |
| h. Failure to yield right-of-way..... | 2 points |
| i. Failure to signal or improper signal..... | 2 points |
| j. Following too closely..... | 2 points |
| k. Failure to dim headlights..... | 2 points |
| l. Improper turn..... | 2 points |
| m. Improper passing..... | 2 points |
| n. Disobeying stop light or sign..... | 2 points |
| o. Leaving scene of accident..... | 6 points |
| p. Careless driving..... | 4 points |
| q. Failure to report an accident..... | 3 points |
| r. Any moving violation not listed and not contributing to an accident..... | 2 points |
| s. Violations contributing to an accident..... | 4 points |

2. Whenever a conviction occurs on multiple charges based on offenses alleged to have been committed at the same time or arising out of circumstances simultaneous in time and place, points shall be assessed against the person so convicted only on the charge which has the highest point assessment and shall not be assessed with respect to the remainder of such multiple charges.

3. The commissioner shall send a warning letter to each licensee charged with eight points notifying such licensee that his operator's license may be suspended upon an accumulation of twelve points within any two-year period. When any licensee has accumulated twelve points within any two-year period the commissioner may suspend the operator's license of such licensee.

4. No points assessed hereunder shall be retained for two years after their assessment.

SECTION 4. AMENDMENT.) Section 39-06-33 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-06-33. HEARING SUBSEQUENT TO LICENSE SUSPENSION.) Upon suspending the license of any person as authorized in (((section))) sections 39-06-32 and 39-06-32.1, the commissioner shall immediately notify the licensee in writing and upon his request shall afford him an opportunity for a hearing as early as practical

within not to exceed twenty days after receipt of such request in the county wherein the licensee resides unless the department and licensee agree that such hearing may be held in some other county. Upon such hearing the commissioner or his duly authorized agent may administer oaths and may issue subpoenas for the attendance of witnesses and the production of relevant books and papers and may require a reexamination of the licensee. Upon such hearing the commissioner shall either rescind his order of suspension or, good cause appearing therefor, may continue, modify, or extend the suspension of such license or revoke such license."

And renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. WINGE, Chairman

Rep. Duncan moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 172 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 293 has had the same under consideration and recommends that the same be amended as follows:

In line 34, insert triple parentheses before the word "with"

In line 38, insert triple parentheses after the word "purchases" and following the triple parentheses insert the words "in the motor vehicle registration fund in the state treasury"

And renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. WINGE, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 293 would be considered on the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 341 has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the engrossed bill delete the underlined material.

In line 36 of the engrossed bill delete the underlined material.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 341 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 165 has had the same under consideration and recommends that the same be amended as follows:

These amendments apply to the engrossed bill:

In the fifth line of the title following the word "licenses" insert a comma and the words "and providing an effective date"

In line 31 following the word "title" insert the words ", plus the fee hereinafter prescribed,"

In line 37 following the word "license" insert the words "or stamp"

In line 39 delete the words "General hunting" and insert in lieu thereof the words "Annual general game"

In line 40 delete the numeral "2" and insert in lieu thereof the numeral "4"

Delete all of lines 45 through 55 and insert in lieu thereof the following language:

"The county auditor may appoint agents to distribute (((hunting and fishing))) licenses and (((may compensate))) such agents shall be compensated from the fees retained by him as prescribed in this section. An agent may purchase licenses from the county auditor for cash and resale or may procure licenses from the county auditor on consignment. In distributing annual general game licenses, an agent may retain a commission in the sum of fifteen cents for each such license sold. In distributing resident hunting licenses or stamps, resident fishing licenses, resident trapping licenses and nonresident fishing licenses, an agent may retain a commission in the sum of eight percent of the license fee for each such license purchased from the county auditor for cash and resale and five percent of the license fee for each such license consigned to him by the county auditor. In distributing nonresident hunting licenses or stamps and nonresident trapping licenses, an agent may retain a commission in the sum of fifty cents for each such license sold. Unsold licenses in the hands of any agent shall be redeemed by the county auditor within the time prescribed by the"

Immediately following line 68 insert the following language:

"SECTION 6. EFFECTIVE DATE.) The provisions of this Act shall become effective January 1, 1966."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 165 would be considered in the sixth order of business.

SECOND READING OF SENATE BILLS

Senate Bill No. 98. A Bill for an Act granting authority to the public service commission to require that railroads establish and maintain hold points for grain at designated locations.

Which had been read.

The question being on the final passage of the bill, Rep. Johnson of Barnes moved that Senate Bill No. 98 be laid over one legislative day, which motion lost on a voice vote.

ROLL CALL

The question being on the final passage of Senate Bill No. 98, the roll was called and there were: ayes, 92; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Elkin	Kvasager	Rustan
Backes	Erickson,	Larsen	Sanstead
Belquist	Mountrail	Larson	Schaffer
Bergman	Erickson, Ward	Leer	Schoenwald
Bier	Fossum	Linderman	Shablow
Bloom	Ganser	Loerch	Shorma
Borstad	Gengler	Lundene	Skaar
Boustead	Gietzen	Meschke	Solberg
Bowles	Giffey	Meyer	Stallman
Bowman	Glaspey	Miller	Staven
Breum	Gudajtes	Montplaisir	Stenhjem
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Olafson	Tough
Christensen	Haugen	Olienky	Tweten

Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wilkie
Davis	Jungroth	Rieger	Williamson
Dick	Knudsen	Rosendahl	Winge
Dornacker	Krenz	Ruddy	Mr. Speaker
Duncan			

Those voting in the negative were:

Frank	Johnson,	Lang	Rundle
Froeschle	Barnes	Powers, Barnes	Wentz
	Johnson, G.V.	Rivinius	

Absent and not voting:

Aamoth	Gronhovd	Obie	Unruh
Bilden	Hilleboe	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Rep. Rieger moved that the vote by which Senate Bill No. 98 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 102. A Bill for an Act to amend and reenact section 36-01-05 of the North Dakota Century Code relating to the salary of the Executive Officer.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Ruddy
Belquist	Fossum	Lang	Rundle
Bergman	Frank	Larsen	Rustan
Bier	Froeschle	Larson	Sanstead
Bloom	Ganser	Leer	Schaffer
Borstad	Gengler	Linderman	Schoenwald
Boustead	Gietzen	Loerch	Shablow
Bowles	Giffey	Lundene	Shorma
Bowman	Glaspey	Meschke	Skaar
Breum	Gudajtes	Meyer	Solberg
Brown	Hardmeyer	Miller	Stallman
Burk	Harrison	Montplaisir	Staven
Christensen	Hauf	Mueller	Stenhjem
Christopher	Haugen	Myhre	Strand
Coles	Haugland	Olafson	Streibel
Collette	Hertz	Olienyk	Tough
Connolly	Hickle	Olson	Tweten
Dahlen	Hoffner	Opedahl	Vogel
Davis	Ivesdal	Poling	Wagner
Dick	Johnson,	Powers, Barnes	Wastvedt
Dornacker	Barnes	Powers, Cass	Welder
Duncan	Johnson, G.V.	Reimers	Wentz
Elkin	Jungroth	Rieger	Wilkie
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker

Absent and not voting:

Aamoth	Bruner	Obie	Whittlesey
Backes	Gronhovd	Stockman	Williamson
Bilden	Hilleboe	Unruh	

So the bill passed and the title was agreed to.

Senate Bill No. 135. A Bill for an Act to amend and reenact sections 26-19-01 and 26-22-45 of the North Dakota Century Code, relating to the adjustment of hail insurance claims.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 372 of the Senate Journal, the roll was called and there were: ayes, 17; nays, 84; absent and not voting, 8.

Those voting in the affirmative were:

Bloom	Erickson,	Johnson, G. V.	Sanstead
Borstad	Mountrail	Lundene	Staven
Bowman	Frank	Montplaisir	Wilkie
Breum	Gengler	Rundle	Mr. Speaker
	Harrison	Rustan	

Those voting in the negative were:

Anderson	Fossum	Lang	Rosendahl
Backes	Froeschle	Larsen	Ruddy
Belquist	Ganser	Larson	Schaffer
Bergman	Gietzen	Leer	Schoenwald
Bier	Giffey	Linderman	Shablow
Boustead	Glaspey	Loerch	Shorma
Bowles	Gudajtes	Meschke	Skaar
Brown	Hardmeyer	Meyer	Solberg
Bruner	Hauf	Miller	Stallman
Burk	Haugen	Mueller	Stenhjem
Christensen	Haugland	Myhre	Strand
Christopher	Hertz	Olafson	Streibel
Coles	Hickle	Olienyk	Tough
Collette	Hoffner	Olson	Twetten
Connolly	Ivesdal	Opedahl	Vogel
Dahlen	Johnson,	Poling	Wagner
Davis	Barnes	Powers, Barnes	Wastvedt
Dick	Jungroth	Powers, Cass	Welder
Dornacker	Knudsen	Reimers	Wentz
Duncan	Krenz	Rieger	Williamson
Elkin	Kvasager	Rivinius	Winge

Erickson, Ward

Absent and not voting:

Aamoth	Gronhovd	Obie	Unruh
Bilden	Hilleboe	Stockman	Whittlesey

So the bill was declared lost.

Senate Bill No. 173. A Bill for an Act to permit the registration of certain livestock feedlots, prescribe the powers and duties of the livestock sanitary board in connection therewith, and provide a penalty for violations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Backes	Mountrail	Kvasager	Ruddy
Bergman	Fossum	Lang	Rundle
Bier	Frank	Larsen	Rustan
Bloom	Froeschle	Larson	Sanstead
Borstad	Ganser	Leer	Schaffer
Boustead	Gengler	Linderman	Shablow
Bowles	Gietzen	Loerch	Shorma
Bowman	Giffey	Lundene	Skaar
Breum	Glaspey	Meschke	Stallman
Brown	Gudajtes	Meyer	Staven
Bruner	Hardmeyer	Miller	Stenhjem
Burk	Harrison	Montplaisir	Strand
Christensen	Hauf	Mueller	Streibel
Christopher	Haugen	Myhre	Tough
Coles	Haugland	Olafson	Twetten

Collette	Hertz	Olienyk	Vogel
Connolly	Hickle	Olson	Wagner
Dahlen	Hoffner	Opedahl	Wastvedt
Davis	Ivesdal	Poling	Welder
Dick	Johnson,	Powers, Barnes	Wentz
Dornacker	Barnes	Powers, Cass	Wilkie
Duncan	Johnson, G. V.	Reimers	Williamson
Elkin	Jungroth	Rieger	Winge
	Knudsen	Rivinius	Mr. Speaker

Absent and not voting:

Aamoth	Erickson, Ward	Obie	Stockman
Belquist	Gronhovd	Schoenwald	Unruh
Bilden	Hilleboe	Solberg	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 203. A Bill for an Act to amend and reenact section 36-15-21 of the North Dakota Century Code relating to calfhood vaccination against brucellosis.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Rivinius
Backes	Mountrail	Krenz	Rosendahl
Belquist	Erickson, Ward	Kvasager	Ruddy
Bergman	Fossum	Lang	Rundle
Bier	Frank	Larsen	Rustan
Bloom	Froeschle	Larson	Sanstead
Borstad	Ganser	Leer	Schaffer
Boustead	Gengler	Linderman	Shablow
Bowles	Gietzen	Loerch	Shorma
Bowman	Giffey	Lundene	Skaar
Breum	Glaspey	Meschke	Stallman
Brown	Gudajtes	Meyer	Staven
Bruner	Hardmeyer	Miller	Strand
Burk	Harrison	Mueller	Streibel
Christensen	Hauf	Myhre	Tough
Christopher	Haugen	Olafson	Tweten
Coles	Haugland	Olienyk	Vogel
Collette	Hickle	Olson	Wagner
Connolly	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Welder
Davis	Johnson,	Powers, Barnes	Wentz
Dick	Barnes	Powers, Cass	Wilkie
Dornacker	Johnson, G. V.	Reimers	Winge
Duncan	Jungroth	Rieger	Mr. Speaker
Elkin			

Absent and not voting:

Aamoth	Hilleboe	Solberg	Unruh
Bilden	Montplaisir	Stenhjem	Whittlesey
Gronhovd	Obie	Stockman	Williamson
Hertz	Schoenwald		

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 943 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Skaar moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 71 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. BLOOM, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 71 would now be re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 358 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 358 would now be re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 3 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 6 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 15 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 17 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 23 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title in the re-engrossed bill, delete the following: "Judges of district court and supreme court judges,"

Line 21, after the word "statement", delete the semicolon and in lieu thereof insert a period and delete the remainder of the line

Delete all of lines 22 through 27, inclusive

Line 30, after the words "the sum of" delete the sum \$140,800.00 and in lieu thereof insert the sum \$98,800.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Erickson of Ward moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 23 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 25 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 28 has had the same under consideration and recommends that the same be amended as follows:

In the ninth line of the title of the engrossed Senate bill after the comma after the numeral "52-09-03" insert the language "subsection C of section"

Delete lines 487 through 492 inclusive and insert in lieu thereof the following language:

"SECTION 25. AMENDMENT.) Subsection C of section 52-09-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

C. Disburse such trust funds pursuant to an abstract of the vouchers approved by the bureau upon (((warrants drawn by the state treasurer pursuant to the order of the bureau))) warrant-checks prepared by the department of accounts and purchases."

Delete lines 636 through 654 inclusive and insert in lieu thereof the following language:

"The state treasurer shall be the custodian of the fund and all disbursements therefrom shall be (((paid by him upon vouchers authorized by the bureau))) submitted upon an abstract of the vouchers for the approval of the bureau and paid by warrant-checks prepared by the department of accounts and purchases. (((Warrants drawn upon the fund and paid by the state treasurer shall be returned to the bureau and shall be kept in the files thereof.))) The treasurer may deposit any portion of the fund not needed for immediate use in the manner and subject to the requirements prescribed by law for the deposit by such treasurer of state funds. Any interest earned by any portion of the fund which is deposited by the state treasurer under the provisions of this section shall be collected by him and placed to the credit of the fund. The treasurer shall give a separate and additional bond in such amount as may be fixed by the governor conditioned for the faithful performance of his duties as custodian of the fund."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 28 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 248 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 257 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGEN, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-FOURTH DAY

Bismarck, February 27, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Monsignor R. A. Feehan of St. Mary's Catholic Church of Bismarck, North Dakota.

Roll Call: All members present except Reps. Aamoth, Bilden, Gronhovd, Hilleboe, Obie, Stockman, Unruh and Whittlesey.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-second day after recess and fifty-third day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 322 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Whittlesey moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 335 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 340 has had the same under consideration and recommends that the same be amended as follows:

In line 22: delete "no more than"

In line 50: delete the underlined language and insert in lieu thereof the following: "the industrial commission"

Following line 55 add the following language:

"The commissioner of insurance with the approval of the industrial commission may disregard the provisions of this section after they have studied the available bids for the reinsurance required by this section."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGEN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 340 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 357 has had the same under consideration and recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 271 has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the engrossed bill, following the word "the" delete the word "written"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 271 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 343 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Whittlesey moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "CC" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted.

Rep. Elkin moved a substitute motion that Senate Concurrent Resolution "CC" be placed on the calendar, which motion lost on a voice vote.

The question was now on the motion of Rep. Jungroth, which motion prevailed and Senate Concurrent Resolution "CC" was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 212 has had the same under consideration and recommends that the same be amended as follows:

In line 10 of the engrossed bill delete the triple parentheses

In line 11 delete the triple parentheses and the words "is valid. A" and insert in lieu thereof a comma and the following language "provided that a"

In line 12 delete the word "shall"

Delete all of line 13

In line 14, delete the word "it" and following the word "is" insert the word "further"

In line 17 before the word "issued" insert the following language "to administer the test"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 212 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 80 has had the same under consideration and recommends that the same be amended as follows:

In line 9 of the engrossed bill delete "fourteen" and insert "thirteen" in lieu thereof

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 80 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 150 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the triple parenthesis before the word "one"

In line 9 place triple parenthesis before and after the word "fifty" and insert in lieu thereof the words "seventy-six". Place triple brackets around the word "sixty" and insert in lieu thereof the word "fifty".

In line 10 delete the triple brackets following the word "cost." and delete the underlined language.

Delete lines 11, 12, 13, 14, 15, and 16.

In line 79 after the word "of" delete "1.5" and insert in lieu thereof "1.32"

On line 91 after the word "of" delete "1.25" and insert in lieu thereof "1.1"

In line 131 place triple parenthesis around the word "of" following the word "credit"

In line 132 delete all language up through and including the word "fund" and insert in lieu thereof the following: "equal to the per pupil payments"

In line 136, following the word "resides" insert the following: "or where the tuition is paid by the pupil's parent or guardian"

In line 142 delete the following: "all county"

In line 143 delete the following: "equalization fund payments" and insert in lieu thereof the following: "an amount equal to the per pupil payments"

And renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the House Committee on Appropriations.

REP. BLOOM, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 150 would be considered in the sixth order of business.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 502 - 508 - 529

House Bill No. 548 - 558 - 560

House Bill No. 596 - 621 - 622

House Bill No. 627 - 642 - 645

House Bill No. 646 - 658 - 661

House Bill No. 710 - 734 - 770

House Bill No. 772 - 850 - 874

House Concurrent Resolution "H-1" - "I-1" - "R-1"

Which the President has signed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27 - 46 - 104

Senate Bill No. 162 - 181 - 279

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 27, 1965

Mr. President: I have the honor to request the return of:

Senate Bills No. 62 - 103

Which the House has requested.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, February 27, 1965

Mr. President: I have the honor to return:

House Bill No. 592

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, February 27, 1965

Mr. President: I have the honor to return:

Senate Bill No. 21 - 82 - 83 - 84 - 85 - 123

Senate Bill No. 136 - 142 - 151 - 161

Senate Bill No. 191 - 195 - 196 - 211

Senate Bill No. 219 - 237 - 289 - 324

Senate Bill No. 332

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, February 27, 1965

Mr. President: I have the honor to return:

Senate Bill No. 302 - 315 - 317

Senate Bill No. 345 - 350

Senate Concurrent Resolution "X"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, February 27, 1965

Mr. President: I have the honor to return:

Senate Bill No. 53 - 54 - 139

Senate Bill No. 147 - 183 - 352

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 502 - 508 - 529

House Bill No. 548 - 558 - 560

House Bill No. 596 - 621 - 622

House Bill No. 627 - 642 - 645

House Bill No. 646 - 658 - 661

House Bill No. 710 - 734 - 770

House Bill No. 772 - 850 - 874

Were delivered to the Governor for his approval at the hour of 2:40 o'clock p.m., February 27, 1965.

REP. SHABLOW, Chairman

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "H-1" - "I-1" - "R-1"

Were delivered to the Secretary of State at the hour of 2:45 o'clock p.m., February 27, 1965.

REP. SHABLOW, Chairman

SIXTH ORDER OF BUSINESS

Rep. Burk moved that the amendments to Senate Bill No. 73 as recommended by the Committee on Judiciary, pages 937 and 938 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to Senate Bill No. 215 as recommended by the Committee on Judiciary, page 938 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the amendments to Senate Bill No. 130 as recommended by the Committee on Industry and Business, page 939 of the House Journal, be adopted, which motion prevailed.

Rep. Poling asked that the Committee on Social Welfare be excused for five minutes, which request was granted.

Rep. Lundene moved that the amendments to Senate Bill No. 305 as recommended by the Committee on Industry and Business, page 940 of the House Journal, be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 223. A Bill for an Act to amend and reenact section 63-01-17 of the North Dakota Century Code, relating to control of leafy spurge, Canadian thistle, and perennial peppergrass.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 264 of the Senate Journal, the roll was called and there were: ayes, 40; nays, 51; absent and not voting, 18.

Those voting in the affirmative were:

Bier	Erickson,	Lang	Rieger
Bloom	Mountrail	Larson	Rustan
Brown	Gengler	Leer	Sanstead
Christensen	Gudajtes	Lundene	Staven
Coles	Hauf	Meyer	Stenhjem
Collette	Haugland	Miller	Strand
Connolly	Hickle	Myhre	Tweten
Dahlen	Hoffner	Olienyk	Wagner
Davis	Johnson,	Opedahl	Winge
Dick	Barnes	Powers, Barnes	Mr. Speaker
Duncan	Krenz		

Those voting in the negative were:

Anderson	Erickson, Ward	Jungroth	Ruddy
Backes	Fossum	Knudsen	Rundle
Belquist	Frank	Kvasager	Schaffer
Bergman	Froeschle	Larsen	Shorma
Borstad	Ganser	Linderman	Skaar
Boustead	Gietzen	Loerch	Solberg
Bowles	Giffey	Meschke	Stallman
Bowman	Glaspey	Mueller	Streibel
Breum	Hardmeyer	Olafson	Vogel
Bruner	Harrison	Olson	Wastvedt
Burk	Haugen	Poling	Wentz
Christopher	Ivesdal	Rivinius	Williamson
Dornacker	Johnson, G. V.	Rosendahl	

Absent and not voting:

Aamoth	Hilleboe	Schoenwald	Unruh
Bilden	Montplaisir	Shablow	Welder
Elkin	Obie	Stockman	Whittlesey
Gronhovd	Powers, Cass	Tough	Wilkie
Hertz	Reimers		

So the bill was declared lost.

Rep. Olson moved that the vote by which Senate Bill No. 223 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Poling moved that the amendments to Senate Bill No. 163 as recommended by the Committee on Social Welfare, page 939 of the House Journal, be adopted.

Rep. Brown moved a substitute motion that the proposed amendments to Senate Bill No. 163, in the committee report, be not adopted, which motion prevailed.

Rep. Haugland moved that Senate Bill No. 163 be placed on the calendar, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 944 has had the same under consideration and recommends that the same be amended as follows:

At the end of the title and before the period insert the following language: and to the imposition of a privilege tax by a city or village on a rural electric distribution cooperative"

At the end of line 4 between the word "Tax" and the period insert a semicolon that is underlined and the following words: "PRIVILEGE TAX IMPOSED BY CITY OR VILLAGE"

At the beginning of line 5 before the word "the" insert the numeral "1."

After the period in line 15 start a new line and insert the following subsection:

"2. a. In addition to and not withstanding any other provisions of this chapter, the governing body of any incorporated city or village in which electric power is furnished to consumers in the city or village by a rural electric distribution cooperative may, by ordinance, elect to impose an annual tax upon the rural electric distribution cooperative for the privilege of distributing and furnishing such power to consumers within the city or village. The amount of such tax shall be measured and limited in the manner hereinafter provided.

b. The assessing officer responsible for the local ad valorem assessment of property in the city or village shall annually determine the value of the distribution system within the geographic limits of the incorporated city or village that is operated by the rural electric distribution cooperative and is reasonably necessary for the distribution by it of electric power to consumers in the city or village. As used in this subdivision and subsection the term "distribution system" shall not include buildings, equipment, tools and supplies that are necessary and are used in the operation of the entire rural electric cooperative system, both within and outside the incorporated limits of the city or village. The assessing officer in determining such valuation may request the aid and assistance of personnel in the office of the state tax commissioner who are charged with the duty of assembling and evaluating the information that is used by the tax commissioner in making tentative valuations pursuant to the provisions of chapter 57-06. In determining such valuation, the assessing officer shall value it at an amount that is, insofar as reasonably possible, equal to the amount at which it would be valued pursuant to the provisions of chapter 57-06 if it were subject to assessment thereunder.

c. After the assessing officer has determined the value of such property of the cooperative, he shall send by mail to the cooperative a notice in which the amount of such valuation is stated and in which a day approved by the governing body of the city or village is specified on which the representatives of the cooperative may appear and present information relating to the amount and value of the property of the cooperative that is valued for the purposes of this subsection. The notice shall be mailed at least ten days prior to the day prescribed by law for the governing body to convene as a board of equalization. After considering such information as may

be presented by the representatives of the cooperative and by the assessing officer, the governing body shall, within ten days after the day specified in the notice, approve or adjust the valuation made by the assessing officer and shall immediately notify the cooperative by mail of the amount of valuation determined by it. If such cooperative is dissatisfied with the valuation set by the governing body, it may bring an action for review of the valuation in district court of the county in which the city or village is located, provided such action is brought before the privilege tax imposed pursuant to this subsection becomes due.

d. The governing body of the city or village shall, on or before the first day of December of each year, compute and assess the amount of the privilege tax due from the cooperative by multiplying one half of the valuation of the cooperative's property as determined by it by the total amount of mills levied by it for all purposes on other property in the city or village that is assessed and taxed pursuant to the ad valorem property tax laws of this state; from such amount there shall then be subtracted that amount of tax levied on the cooperative pursuant to the provisions of section 57-33-04 that is allowable and distributable to the city or village pursuant to section 57-33-07; and the difference then remaining shall be the amount of tax levied on the cooperative by the governing body of the city or village for the privilege of distributing and furnishing electric power to consumers in the city or village. The county auditor, when requested, shall notify the governing body of the city or village of the amount of tax allocated by him to the city or village pursuant to section 57-33-06. The tax shall be paid by the cooperative to the treasurer of the city or village which levies the tax and shall be credited to its general fund.

e. The provisions of this subsection shall not be construed as subjecting the cooperative to the jurisdiction of the Public Service Commission nor as classifying such cooperative as a public utility company."

In line 15 of the bill before the word "All" insert the numeral "3.", which numeral and the words following it shall start a new line.

In line 18 put triple brackets around the word "the" and insert the word "any" after the brackets.

Beginning with line 19 delete the remainder of the bill.

Renumber the lines accordingly.

And when so amended recommends that the same do pass.

REP. HAUGEN, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 944 would be considered in the sixth order of business.

SECOND READING OF SENATE BILLS

Senate Bill No. 295. A Bill for an Act to amend and reenact subsection 2 of section 60-02-24 of the North Dakota Century Code, relating to reports made by warehouseman.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Ruddy
Backes	Mountrail	Krenz	Rundle
Belquist	Erickson, Ward	Kvasager	Rustan
Bergman	Fossum	Lang	Sanstead
Bier	Frank	Larsen	Schaffer

Bloom	Froeschle	Larson	Schoenwald
Borstad	Ganser	Leer	Shablow
Boustead	Gengler	Linderman	Shorma
Bowles	Gietzen	Loerch	Skaar
Bowman	Giffey	Lundene	Solberg
Breum	Glaspey	Meschke	Stallman
Brown	Gudajtes	Meyer	Staven
Bruner	Hardmeyer	Montplaisir	Stenhjem
Burk	Harrison	Mueller	Strand
Christensen	Hauf	Myhre	Streibel
Christopher	Haugen	Olafson	Tweten
Coles	Haugland	Olienyk	Vogel
Collette	Hertz	Olson	Wagner
Connolly	Hickle	Opedahl	Wastvedt
Dahlen	Hoffner	Poling	Wentz
Davis	Ivesdal	Powers, Barnes	Wilkie
Dick	Johnson,	Powers, Cass	Williamson
Dornacker	Barnes	Rieger	Winge
Duncan	Johnson, G. V.	Rivinius	Mr. Speaker
Elkin	Jungroth	Rosendahl	
Absent and not voting:			
Aamoth	Hilleboe	Reimers	Unruh
Bilden	Miller	Stockman	Welder
Gronhovd	Obie	Tough	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 312. A Bill for an Act to encourage landowners to make available to the public, land and water areas and other property for recreational purposes by limiting their liability toward users.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Ruddy
Backes	Fossum	Kvasager	Rundle
Bergman	Frank	Lang	Rustan
Bier	Froeschle	Larsen	Sanstead
Bloom	Ganser	Larson	Schaffer
Borstad	Gengler	Leer	Schoenwald
Bowles	Gietzen	Linderman	Shablow
Bowman	Giffey	Loerch	Shorma
Breum	Glaspey	Lundene	Skaar
Brown	Gudajtes	Meyer	Solberg
Bruner	Hardmeyer	Miller	Stallman
Burk	Harrison	Montplaisir	Staven
Christensen	Hauf	Mueller	Stenhjem
Christopher	Haugen	Myhre	Strand
Coles	Haugland	Olafson	Streibel
Collette	Hertz	Olienyk	Tweten
Connolly	Hickle	Olson	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Davis	Ivesdal	Poling	Wastvedt
Dick	Johnson,	Powers, Barnes	Wentz
Dornacker	Barnes	Powers, Cass	Wilkie
Duncan	Johnson, G. V.	Rieger	Williamson
Elkin	Jungroth	Rivinius	Winge
Erickson,	Knudsen	Rosendahl	Mr. Speaker

Mountrail

Those voting in the negative were:
Meschke

Absent and not voting:

Aamoth	Gronhovd	Reimers	Unruh
Belquist	Hilleboe	Stockman	Welder
Bilden	Obie	Tough	Whittlesey
Boustead			

So the bill passed and the title was agreed to.

Senate Bill No. 347. A Bill for an Act to provide for the licensing, bonding, and regulation of dealers in livestock, poultry, and wool in the state of North Dakota, to provide requirements thereof and to provide for the powers and duties of the dairy commissioner in connection therewith and providing penalties; and to repeal chapter 36-04 of the North Dakota Century Code, relating to the licensing, bonding and regulation of dealers in livestock, poultry, and wool in the state of North Dakota.

Which had been read.

The question being on the final passage of the bill, as amended, on page 380 of the Senate Journal, Rep. Davis moved that Senate Bill No. 347 be laid over one day, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 553 - 554 - 559
 House Bill No. 607 - 620 - 733
 House Bill No. 774 - 799 - 815
 House Bill No. 883 - 894 - 896
 House Bill No. 897 - 898 - 903
 House Bill No. 904 - 916 - 929 - 930

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 709 - 738 - 888

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 62
 Senate Bill No. 103

Which the House requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 503 - 515 - 670

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 503

Add a line 15A for "Offset Press and tape perforator matching" for a figure of "\$15,000.00"

In line 18 delete the figure "\$617,868.00" and insert in lieu thereof the figure "\$632,868.00"

AMENDMENTS TO HOUSE BILL No. 515

In line 3 delete the figure "\$392,478.00" and insert in lieu thereof the figure "\$402,478.00"

In line 23 delete the figure "\$24,975.00" and insert in lieu thereof the figure "\$34,975.00"

In line 27 delete the figure "\$30,000.00" and insert in lieu thereof the figure "\$40,000.00"

In line 28 delete the figure "\$392,478.00" and insert in lieu thereof the figure "\$402,478.00"

AMENDMENTS TO HOUSE BILL No. 670

Delete lines 15, 16, and 17

Renumber the subsections and lines accordingly.

GERALD L. STAIR, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 566.

GERALD L. STAIR, Secretary

Rep. Stallman moved that the House accede to the request of the Senate to return House Bill No. 566 to that body.

Rep. Sanstead moved a substitute motion that House Bill No. 566 be re-referred to the Committee on Political Subdivisions, which motion lost on a division vote.

The question was now on the original motion of Rep. Stallman, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 27, 1965

Mr. President: I have the honor to return:

House Bill No. 566

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE RESOLUTIONS AND BILLS

Senate Concurrent Resolution "N". A concurrent resolution urging the governor of the state of North Dakota to call a conference of leaders of the sugar-beet industry and allied industries within the state, to form a governor's advisory committee on sugar beets.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and carried and the resolution was declared adopted.

Rep. Burk moved that Senate Bill No. 60 be moved to the head of the calendar, which motion prevailed.

Senate Bill No. 60. A Bill for an Act to create and enact sections 35-01-05.1, 35-03-01.1, 35-03-01.2, 35-03-05.1, a new Title 41, 57-22-13.1, 57-22-13.2 of the North Dakota Century Code; relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning same, including sales, commercial paper, bank deposits, bank collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents; and to make uniform the law with respect thereto; and to amend and reenact sections 3-02-06, relating to the form of authorization of contracts required to be in writing; 9-03-21, relating to the nature and form of an accept-

ance; 9-03-22, relating to revocation of an acceptance; 11-18-01, relating to the duties of the register of deeds; subsection b of section 11-18-05, relating the fees for filing an instrument relating to personal property; 11-18-13, relating to the indexing and filing of chattel mortgages; 28-01-16, relating to actions having six year limitations; 28-26-04, relating to public policy against payment of attorney fees in certain instruments; 28-26-05, relating to the foreclosure of liens on personal property; 28-29-07, relating to procedure to foreclose conditional sales contracts and chattel mortgages; 32-20-08, relating the scope of chapter 32-20; 35-01-01, relating to the scope of statutes relating to liens; 35-01-04, relating to the creation of liens; 35-01-05, relating to liens on future interests; 35-01-09, relating to the filing and indexing of statements and liens upon personal property; 35-01-26, relating to the unlawful disposition of personal property subject to lien; 35-01-28, relating to the discharge of satisfied lien; 35-01-29, relating to the manner of foreclosure of liens on personal property; 35-01-30, relating to costs and fees on foreclosure of liens on personal property; 35-05-01, relating to prohibiting crop mortgages; 35-05-04, relating to separation of crop mortgages from other liens; 35-05-05, relating to the indexing of continuing crop liens; 35-05-06, relating to the abstracting of crop liens; 35-06-01, relating to the definition of pledge; 49-09-12, relating to conditional sales of railroad equipment; and 60-07-08, relating to liens for storage of personal property, of the North Dakota Century Code; and to repeal sections 6-03-68, 6-03-73, 6-03-74, 6-08-07, 9-06-05, 28-29-07.1, 35-05-02, 35-05-07, 35-06-12, 35-06-13, 35-06-14, 35-06-15, 35-06-16, 35-06-17, 35-06-18, 35-06-19, 35-06-20, 35-06-21, 35-06-22, 35-06-23, 35-06-24, 49-09-13, 51-07-10, chapter 04 of Title 8, chapter 18 of Title 10, chapter 04 of Title 22, chapters 02, 04, 23 and 25 of Title 35, and chapters 01 and 02 of Title 51, chapter 08 of Title 60, and Title 41 and inconsistent provisions of the North Dakota Century Code; and prescribing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 119 of the Senate Journal, the roll was called and there were: ayes, 78; nays, 14; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Erickson,	Jungroth	Powers, Cass
Bier	Mountrail	Knudsen	Rieger
Bloom	Erickson, Ward	Krenz	Rivinius
Borstad	Fossum	Kvasager	Rosendahl
Boustead	Frank	Lang	Ruddy
Bowles	Froeschle	Larsen	Rundle
Bowman	Ganser	Leer	Rustan
Breum	Gengler	Linderman	Sanstead
Brown	Giffey	Loerch	Schoenwald
Bruner	Glaspey	Lundene	Skaar
Burk	Gudajtes	Meschke	Staven
Christensen	Harrison	Meyer	Stenhjem
Christopher	Hauf	Miller	Strand
Coles	Haugland	Montplaisir	Streibel
Collette	Hickle	Myhre	Tweten
Connolly	Hoffner	Olienyk	Wagner
Dahlen	Ivesdal	Olson	Wastvedt
Dick	Johnson,	Opedahl	Wentz
Duncan	Barnes	Poling	Williamson
Elkin	Johnson, G. V.	Powers, Barnes	Mr. Speaker

Those voting in the negative were:

Davis	Hertz	Shablow	Stallman
Gietzen	Larson	Shorma	Vogel
Hardmeyer	Mueller	Solberg	Wilkie
Haugen	Olafson		

Absent and not voting:

Aamoth	Dornacker	Reimers	Unruh
Backes	Gronhovd	Schaffer	Welder
Belquist	Hilleboe	Stockman	Whittlesey
Bergman	Obie	Tough	Winge
Bilden			

So the bill passed and the title was agreed to.

Rep. Burk moved that the vote by which Senate Bill No. 60 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 66. A Bill for an Act to amend and reenact section 32-09-02 of the North Dakota Century Code, relating to certain amounts of wages exempt from garnishment.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 78; nays, 12; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Knudsen	Rivinius
Bloom	Frank	Krenz	Rosendahl
Borstad	Froeschle	Kvasager	Ruddy
Boustead	Ganser	Lang	Rundle
Bowles	Gengler	Larsen	Rustan
Bowman	Giffey	Leer	Schaffer
Breum	Glaspey	Linderman	Schoenwald
Bruner	Gudajtes	Loerch	Shablow
Burk	Hardmeyer	Lundene	Skaar
Christensen	Harrison	Meyer	Solberg
Christopher	Hauf	Miller	Staven
Coles	Haugen	Montplaisir	Strand
Collette	Haugland	Myhre	Streibel
Connolly	Hertz	Olienyk	Tweten
Dahlen	Hickle	Olson	Wastvedt
Davis	Hoffner	Opedahl	Wentz
Dick	Ivesdal	Poling	Wilkie
Elkin	Johnson,	Powers, Barnes	Williamson
Erickson,	Barnes	Powers, Cass	Winge
Mountrail	Jungroth	Rieger	Mr. Speaker

Those voting in the negative were:

Bier	Fossum	Mueller	Stenhjem
Brown	Johnson, G.V.	Olafson	Vogel
Duncan	Larson	Shorma	Wagner

Absent and not voting:

Aamoth	Dornacker	Obie	Tough
Backes	Gietzen	Reimers	Unruh
Belquist	Gronhovd	Sanstead	Welder
Bergman	Hilleboe	Stallman	Whittlesey
Bilden	Meschke	Stockman	

So the bill passed and the title was agreed to.

Rep. Jungroth moved that the vote by which Senate Bill No. 66 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 200. A Bill for an Act to amend and reenact section 40-45-09 of the 1963 Supplement to the North Dakota Century Code relating to when a policeman may retire on pension and the amount to be paid to such retiring policeman.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 374 of the Senate Journal, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Frank	Kvasager	Ruddy
Bier	Froeschle	Lang	Rundle
Bloom	Ganser	Larsen	Rustan
Boustead	Gengler	Larson	Sanstead
Bowles	Giffey	Leer	Schaffer
Bowman	Glaspey	Linderman	Schoenwald
Breum	Gudajtes	Loerch	Shablow
Brown	Hardmeyer	Lundene	Shorma
Bruner	Harrison	Meyer	Skaar
Burk	Hauf	Miller	Solberg
Christensen	Haugen	Mueller	Staven
Christopher	Haugland	Myhre	Strand
Coles	Hertz	Olafson	Streibel
Collette	Hickle	Olienyk	Tweten
Connolly	Hoffner	Olson	Vogel
Dahlen	Ivesdal	Opedahl	Wagner
Davis	Johnson,	Poling	Wastvedt
Dick	Barnes	Powers, Barnes	Wentz
Duncan	Johnson, G. V.	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Knudsen	Rivinius	Winge
Erickson, Ward	Krenz	Rosendahl	Mr. Speaker
Fossum			

Absent and not voting:

Aamoth	Dornacker	Montplaisir	Stockman
Backes	Elkin	Obie	Tough
Belquist	Gietzen	Reimers	Unruh
Bergman	Gronhovd	Stallman	Welder
Bilden	Hilleboe	Stenhjem	Whittlesey
Borstad	Meschke		

So the bill passed and the title was agreed to.

Senate Bill No. 250. A Bill for an Act to amend and reenact subdivision 1. of subdivision a of subsection 5 of section 65-01-02 of the North Dakota Century Code relating to the definition of employee under workmen's compensation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Fossum	Krenz	Ruddy
Backes	Frank	Kvasager	Rundle
Bier	Froeschle	Lang	Rustan
Bloom	Ganser	Larsen	Sanstead
Boustead	Gengler	Larson	Schaffer
Bowles	Gietzen	Leer	Schoenwald
Bowman	Giffey	Linderman	Shablow
Breum	Glaspey	Loerch	Shorma
Brown	Gudajtes	Lundene	Skaar
Bruner	Hardmeyer	Meyer	Solberg
Burk	Harrison	Miller	Staven
Christensen	Hauf	Mueller	Strand
Christopher	Haugen	Myhre	Streibel
Coles	Haugland	Olafson	Tweten
Collette	Hertz	Olienyk	Vogel
Connolly	Hickle	Olson	Wagner
Dahlen	Hoffner	Opedahl	Wastvedt
Davis	Ivesdal	Poling	Wentz
Dick	Johnson,	Powers, Barnes	Wilkie
Duncan	Barnes	Powers, Cass	Williamson

Erickson,	Johnson, G. V.	Rieger	Winge
Mountrail	Jungroth	Rivinius	Mr. Speaker
Erickson, Ward	Knudsen	Rosendahl	

Absent and not voting:

Aamoth	Dornacker	Montplaisir	Stockman
Belquist	Elkin	Obie	Tough
Bergman	Gronhovd	Reimers	Unruh
Bilden	Hilleboe	Stallman	Welder
Borstad	Meschke	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 221. A Bill for an Act to amend and reenact subsections 3 and 4 of section 20-01-01 of the North Dakota Century Code relating to the definition of resident and nonresident in the game and fish laws.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 411 of the Senate Journal, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Rosendahl
Backes	Fossum	Kvasager	Ruddy
Bergman	Frank	Lang	Rundle
Bier	Froeschle	Larsen	Sanstead
Bloom	Ganser	Larson	Schaffer
Boustead	Gengler	Leer	Schoenwald
Bowles	Gietzen	Linderman	Shablow
Bowman	Giffey	Loerch	Shorma
Breum	Glaspay	Lundene	Skaar
Brown	Gudajtes	Meyer	Solberg
Bruner	Hardmeyer	Miller	Staven
Burk	Harrison	Mueller	Strand
Christensen	Hauf	Myhre	Streibel
Christopher	Haugen	Olafson	Tweten
Coles	Haugland	Olienyk	Vogel
Collette	Hertz	Olson	Wagner
Connolly	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Wentz
Davis	Johnson,	Powers, Barnes	Wilkie
Dick	Barnes	Powers, Cass	Williamson
Duncan	Johnson, G. V.	Rieger	Winge
Erickson,	Jungroth	Rivinius	Mr. Speaker
Mountrail	Knudsen		

Absent and not voting:

Aamoth	Gronhovd	Obie	Stockman
Belquist	Hickle	Reimers	Tough
Bilden	Hilleboe	Rustan	Unruh
Borstad	Meschke	Stallman	Welder
Dornacker	Montplaisir	Stenhjem	Whittlesey
Elkin			

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 27, 1965

Mr. President: I have the honor to return:

Senate Bill No. 60

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 261. A Bill for an Act to amend and reenact subsection 2 of section 57-37-07 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of powers of appointment for estate tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Rosendahl
Backes	Mountrail	Krenz	Ruddy
Bergman	Fossum	Kvasager	Rundle
Bier	Frank	Lang	Sanstead
Bloom	Froeschle	Larsen	Schaffer
Boustead	Ganser	Larson	Schoenwald
Bowles	Gengler	Leer	Shablow
Bowman	Gietzen	Linderman	Shorma
Breum	Giffey	Loerch	Skaar
Brown	Glaspey	Lundene	Solberg
Bruner	Gudajtes	Meyer	Staven
Burk	Hardmeyer	Miller	Strand
Christensen	Harrison	Mueller	Streibel
Christopher	Hauf	Myhre	Tweten
Coles	Haugen	Olafson	Vogel
Collette	Haugland	Olienyk	Wagner
Connolly	Hertz	Olson	Wastvedt
Dahlen	Hoffner	Opedahl	Wentz
Davis	Ivesdal	Poling	Wilkie
Dick	Johnson,	Powers, Barnes	Williamson
Duncan	Barnes	Powers, Cass	Winge
Elkin	Johnson, G. V.	Rieger	Mr. Speaker
	Jungroth	Rivinius	

Absent and not voting:

Aamoth	Gronhovd	Obie	Stockman
Belquist	Hickle	Reimers	Tough
Bilden	Hilleboe	Rustan	Unruh
Borstad	Meschke	Stallman	Welder
Dornacker	Montplaisir	Stenhjem	Whittlesey
Erickson, Ward			

So the bill passed and the title was agreed to.

Rep. Hertz moved that all attorneys in the Assembly be permitted to vote on Senate Bill No. 273, which motion prevailed.

Senate Bill No. 273. A Bill for an Act to amend and reenact section 29-01-27 of the North Dakota Century Code, relating to compensation for court appointed counsel.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 44; absent and not voting, 18.

Those voting in the affirmative were:

Backes	Froeschle	Larsen	Powers, Barnes
Bloom	Gengler	Leer	Powers, Cass
Bowman	Gietzen	Linderman	Rieger
Breum	Giffey	Lundene	Rosendahl
Burk	Harrison	Meschke	Rustan
Christensen	Hauf	Meyer	Sanstead
Christopher	Hertz	Miller	Schoenwald
Collette	Hoffner	Montplaisir	Shorma
Dahlen	Ivesdal	Mueller	Skaar

Erickson,	Jungroth	Myhre	Wentz
Mountrail	Knudsen	Olson	Williamson
Erickson, Ward	Kvasager	Opedahl	Mr. Speaker

Those voting in the negative were:

Anderson	Duncan	Lang	Solberg
Bergman	Elkin	Larson	Stallman
Bier	Fossum	Loerch	Staven
Boustead	Frank	Olafson	Strand
Bowles	Ganser	Olienyk	Streibel
Brown	Glaspey	Poling	Tweten
Bruner	Hardmeyer	Rivinius	Vogel
Coles	Haugen	Ruddy	Wagner
Connolly	Haugland	Rundle	Wastvedt
Davis	Hickle	Schaffer	Wilkie
Dick	Krenz	Shablow	Winge

Absent and not voting:

Aamoth	Gronhovd	Johnson, G. V.	Tough
Belquist	Gudajtes	Obie	Unruh
Bilden	Hilleboe	Reimers	Welder
Borstad	Johnson,	Stenhjem	Whittlesey
Dornacker	Barnes	Stockman	

So the bill was declared lost.

Rep. Poling moved that the vote by which Senate Bill No. 273 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

Senate Bill No. 297. A Bill for an Act to amend and reenact section 12-37-07 of the North Dakota Century Code, relating to the punishment for an attempt to extort money or property.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 356 of the Senate Journal, the roll was called and there were: ayes, 89; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Backes	Mountrail	Kvasager	Ruddy
Belquist	Erickson, Ward	Lang	Rundle
Bergman	Fossum	Larsen	Rustan
Bier	Frank	Larson	Sanstead
Bloom	Froeschle	Leer	Schaffer
Boustead	Ganser	Linderman	Schoenwald
Bowles	Gengler	Loerch	Shablow
Bowman	Gietzen	Lundene	Shorma
Breum	Giffey	Meschke	Skaar
Brown	Glaspey	Meyer	Stallman
Bruner	Hardmeyer	Miller	Staven
Burk	Harrison	Montplaisir	Strand
Christopher	Hauf	Mueller	Streibel
Coles	Haugen	Myhre	Tweten
Collette	Haugland	Olienyk	Vogel
Connolly	Hertz	Olson	Wagner
Dahlen	Hickle	Opedahl	Wastvedt
Davis	Hoffner	Poling	Wentz
Dick	Ivesdal	Powers, Barnes	Wilkie
Duncan	Johnson,	Powers, Cass	Williamson
Elkin	Barnes	Rieger	Winge
	Knudsen	Rivinius	Mr. Speaker

Those voting in the negative were:

Olafson	Solberg
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Absent and not voting:

Aamoth	Gronhovd	Obie	Tough
Bilden	Gudajtes	Reimers	Unruh

Borstad	Hilleboe	Stenhjem	Welder
Christensen	Johnson, G. V.	Stockman	Whittlesey
Dornacker	Jungroth		

So the bill passed and the title was agreed to.

Senate Bill No. 308. A Bill for an Act to adopt the Uniform Facsimile Signatures of Public Officials Act; providing for the use of facsimile signatures and seals on public securities and instruments of payment issued by the state or any of its instrumentalities or political subdivisions; constituting a felony the use of such signatures or seals with intent to defraud; and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 76; nays, 15; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Ganser	Leer	Rustan
Backes	Gengler	Linderman	Sanstead
Bergman	Gitzen	Lundene	Schaffer
Belquist	Giffey	Meschke	Schoenwald
Bier	Glaspay	Meyer	Shablow
Bowman	Gudajtes	Miller	Shorma
Breum	Hardmeyer	Montplaisir	Skaar
Burk	Harrison	Mueller	Solberg
Christopher	Haugen	Myhre	Stallman
Collette	Haugland	Olienyk	Staven
Dahlen	Hertz	Olson	Strand
Davis	Hickle	Opedahl	Tweten
Dick	Hoffner	Poling	Vogel
Elkin	Ivesdal	Powers, Barnes	Wastvedt
Erickson,	Johnson,	Powers, Cass	Wentz
Mountrail	Barnes	Rivinius	Wilkie
Erickson, Ward	Jungroth	Rosendahl	Williamson
Fossum	Krenz	Ruddy	Winge
Frank	Kvasager	Rundle	Mr. Speaker
Froeschle	Larson		

Those voting in the negative were:

Boustead	Connolly	Lang	Rieger
Bowles	Duncan	Larsen	Streibel
Brown	Hauf	Loerch	Wagner
Bruner	Knudsen	Olafson	

Absent and not voting:

Aamoth	Coles	Obie	Tough
Bilden	Dornacker	Reimers	Unruh
Bloom	Gronhovd	Stenhjem	Welder
Borstad	Hilleboe	Stockman	Whittlesey
Christensen	Johnson, G. V.		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Concurrent Resolution "Y". A concurrent resolution endorsing, supporting and urging the development of the water resources of the Pembina River Basin in the Province of Manitoba, Canada and the State of North Dakota, United States of America, and commending the International Joint Commission and participating agencies.

Which had been read.

The question being on the final passage of the resolution, Speaker Link put the question and the resolution was declared adopted.

Senate Bill No. 52. A Bill for an Act to create sections 12-55-11.1 and 12-59-13.1 and to amend and reenact sections 12-30-12, 12-47-27, 12-47-28, 12-53-07, 12-59-07, and 12-59-13 of the North Dakota Cen-

tury Code, relating to a definition of commutation; parole; indeterminate sentence; and transfer of mentally ill to state hospital.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 69 of the Senate Journal, the roll was called and there were: ayes, 87; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Erickson,	Jungroth	Rieger
Backes	Mountrail	Knudsen	Rivinius
Belquist	Erickson, Ward	Krenz	Rosendahl
Bergman	Fossum	Kvasager	Ruddy
Bier	Frank	Lang	Rustan
Boustead	Froeschle	Larsen	Sanstead
Bowles	Ganser	Larson	Schaffer
Bowman	Gengler	Leer	Shablow
Breum	Gietzen	Linderman	Shorma
Brown	Giffey	Loerch	Skaar
Bruner	Glaspey	Meschke	Solberg
Burk	Gudajtes	Meyer	Stallman
Christensen	Hardmeyer	Miller	Staven
Christopher	Harrison	Mueller	Strand
Coles	Hauf	Myhre	Streibel
Collette	Haugen	Olafson	Twetén
Connolly	Haugland	Olienyk	Vogel
Dahlen	Hertz	Olson	Wagner
Davis	Hickle	Opedahl	Wastvedt
Dick	Ivesdal	Poling	Wentz
Duncan	Johnson,	Powers, Barnes	Wilkie
Elkin	Barnes	Powers, Cass	Winge
	Johnson, G. V.		

Absent and not voting:

Aamoth	Hilleboe	Rundle	Unruh
Bilden	Hoffner	Schoenwald	Welder
Bloom	Lundene	Stenhjem	Whittlesey
Borstad	Montplaisir	Stockman	Williamson
Dornacker	Obie	Tough	Mr. Speaker
Gronhovd	Reimers		

So the bill passed and the title was agreed to.

Senate Bill No. 58. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, as set forth in the 1963 Supplement to Volume 5 relating to annual licenses to practice law — requirement — issuance — fees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 79; nays, 11; absent and not voting, 19.

Those voting in the affirmative were:

Backes	Frank	Krenz	Rivinius
Belquist	Froeschle	Kvasager	Rosendahl
Bergman	Ganser	Lang	Ruddy
Bier	Gengler	Larsen	Rustan
Bloom	Giffey	Larson	Sanstead
Boustead	Glaspey	Leer	Schaffer
Bowles	Gudajtes	Linderman	Shablow
Bowman	Hardmeyer	Loerch	Shorma
Breum	Harrison	Lundene	Skaar
Brown	Hauf	Meschke	Solberg
Christensen	Haugen	Meyer	Staven
Christopher	Haugland	Miller	Strand
Coles	Hickle	Myhre	Streibel

Collette	Hoffner	Olafson	Tweten
Dahlen	Ivesdal	Olienyk	Vogel
Duncan	Johnson,	Olson	Wagner
Elkin	Barnes	Opedahl	Wentz
Erickson,	Johnson, G. V.	Powers, Barnes	Wilkie
Mountrail	Jungroth	Powers, Cass	Winge
Erickson, Ward	Knudsen	Rieger	Mr. Speaker
Fossum			

Those voting in the negative were:

Anderson	Connolly	Gietzen	Rundle
Bruner	Davis	Mueller	Stallman
Burk	Dick	Poling	

Absent and not voting:

Aamoth	Hertz	Schoenwald	Wastvedt
Bilden	Hilleboe	Stenhjem	Welder
Borstad	Montplaisir	Stockman	Whittlesey
Dornacker	Obie	Tough	Williamson
Gronhovd	Reimers	Unruh	

So the bill passed and the title was agreed to.

Senate Bill No. 59. A Bill for an Act to amend and reenact section 27-12-02 of the North Dakota Century Code relating to membership of Bar Association.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 90; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson,	Johnson, G. V.	Rieger
Backes	Mountrail	Jungroth	Rivinius
Belquist	Erickson, Ward	Knudsen	Rosendahl
Bergman	Fossum	Krenz	Ruddy
Bier	Frank	Kvasager	Rundle
Bloom	Froeschle	Lang	Sanstead
Boustead	Ganser	Larsen	Schaffer
Bowles	Gengler	Larson	Shablow
Bowman	Gietzen	Leer	Shorma
Breum	Giffey	Linderman	Skaar
Brown	Glaspay	Loerch	Solberg
Bruner	Gudajtes	Lundene	Stallman
Burk	Hardmeyer	Meschke	Staven
Christensen	Harrison	Meyer	Strand
Christopher	Hauf	Miller	Streibel
Coles	Haugen	Mueller	Tweten
Collette	Haugland	Myhre	Vogel
Connolly	Hertz	Olienyk	Wagner
Dahlen	Hickle	Olson	Wastvedt
Davis	Hoffner	Opedahl	Wentz
Dick	Ivesdal	Poling	Wilkie
Duncan	Johnson,	Powers, Barnes	Winge
Elkin	Barnes	Powers, Cass	Mr. Speaker

Absent and not voting:

Aamoth	Hilleboe	Rustan	Unruh
Bilden	Montplaisir	Schoenwald	Welder
Borstad	Obie	Stenhjem	Whittlesey
Dornacker	Olafson	Stockman	Williamson
Gronhovd	Reimers	Tough	

So the bill passed and the title was agreed to.

Senate Bill No. 65. A Bill for an Act to provide for condominium ownership of real property.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 90; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson,	Jungroth	Rosendahl
Backes	Mountrail	Knudsen	Ruddy
Belquist	Erickson, Ward	Krenz	Rundle
Bergman	Fossum	Lang	Rustan
Bier	Frank	Larsen	Sanstead
Bloom	Froeschle	Larson	Schaffer
Boustead	Ganser	Leer	Shablow
Bowles	Gengler	Linderman	Shorma
Bowman	Giffey	Loerch	Skaar
Breum	Glaspey	Lundene	Solberg
Brown	Gudajtes	Meschke	Stallman
Bruner	Hardmeyer	Meyer	Staven
Burk	Harrison	Miller	Strand
Christensen	Hauf	Mueller	Streibel
Christopher	Haugen	Myhre	Tweten
Coles	Haugland	Olafson	Vogel
Collette	Hertz	Olienyk	Wagner
Connolly	Hickle	Olson	Wastvedt
Dahlen	Hoffner	Poling	Wentz
Davis	Ivesdal	Powers, Barnes	Wilkie
Dick	Johnson,	Powers, Cass	Williamson
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G. V.	Rivinius	Mr. Speaker

Absent and not voting:

Aamoth	Gronhovd	Opedahl	Tough
Bilden	Hilleboe	Reimers	Unruh
Borstad	Kvasager	Schoenwald	Welder
Dornacker	Montplaisir	Stenhjem	Whittlesey
Gietzen	Obie	Stockman	

So the bill passed and the title was agreed to.

Senate Bill No. 131. A Bill for an Act to amend and reenact subsection 3 of section 31-01-06 of the North Dakota Century Code, relating to physician's privileged communications.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 86; nays, 2; absent and not voting, 21.

Those voting in the affirmative were:

Anderson	Elkin	Johnson, G.V.	Rieger
Backes	Erickson,	Jungroth	Rivinius
Belquist	Mountrail	Knudsen	Rosendahl
Bergman	Erickson, Ward	Krenz	Ruddy
Bier	Fossum	Lang	Rustan
Bloom	Frank	Larsen	Sanstead
Boustead	Froeschle	Larson	Schaffer
Bowles	Ganser	Leer	Shorma
Bowman	Gengler	Linderman	Skaar
Breum	Giffey	Loerch	Solberg
Brown	Glaspey	Lundene	Staven
Bruner	Gudajtes	Meschke	Strand
Burk	Hardmeyer	Meyer	Streibel
Christensen	Harrison	Miller	Tweten
Christopher	Hauf	Mueller	Vogel
Coles	Haugen	Myhre	Wagner
Collette	Haugland	Olafson	Wastvedt
Connolly	Hertz	Olienyk	Wentz
Dahlen	Hickle	Olson	Wilkie
Davis	Ivesdal	Poling	Williamson

Dick	Johnson,	Powers, Barnes	Winge
Duncan	Barnes	Powers, Cass	Mr. Speaker

Those voting in the negative were:

Rundle	Shablow
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Absent and not voting:

Aamoth	Hilleboe	Opedahl	Stockman
Bilden	Hoffner	Reimers	Tough
Borstad	Kvasager	Schoenwald	Unruh
Dornacker	Montplaisir	Stallman	Welder
Gietzen	Obie	Stenhjem	Whittlesey
Grønhovd.			

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bills No. 101 - 138

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, February 27, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 214, and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Beck
Sorlie
Solberg

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 160. A Bill for an Act to amend and reenact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 60; nays, 31; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Erickson,	Johnson, G.V.	Powers, Cass
Backes	Mountrail	Jungroth	Rieger
Belquist	Erickson, Ward	Knudsen	Rivinius
Bergman	Fossum	Kvasager	Ruddy
Bier	Froeschle	Larsen	Schaffer
Boustead	Gengler	Larson	Shablow
Bowles	Giffey	Leer	Shorma
Breum	Glaspey	Linderman	Skaar
Brown	Gudajtes	Loerch	Stallman
Bruner	Harrison	Meyer	Staven
Coles	Hauf	Miller	Streibel
Collette	Haugen	Montplaisir	Wagner
Dahlen	Hoffner	Mueller	Wastvedt
Dick	Ivesdal	Olienyk	Wilkie
Duncan	Johnson,	Powers, Barnes	Winge
Elkin	Barnes		

Those voting in the negative were:

Bloom	Ganser	Myhre	Sanstead
Bowman	Hardmeyer	Olafson	Solberg
Burk	Haugland	Olson	Tweten

Christensen	Hickle	Opedahl	Vogel
Christopher	Krenz	Poling	Wentz
Connolly	Lang	Rosendahl	Williamson
Davis	Lundene	Rundle	Mr. Speaker
Frank	Meschke	Rustan	
Absent and not voting:			
Aamoth	Gronhovd	Schoenwald	Tough
Bilden	Hertz	Stenhjem	Unruh
Borstad	Hilleboe	Stockman	Welder
Dornacker	Obie	Strand	Whittlesey
Gietzen	Reimers		

So the bill passed and the title was agreed to.

Senate Bill No. 185. A Bill for an Act to amend and reenact subsection 4 of section 28-04-07 of the North Dakota Century Code, relating to the change of the place of trial when there appears to be an insufficient number of jury cases for trial to warrant the expense of a jury.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 4; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Erickson,	Jungroth	Ruddy
Backes	Mountrail	Knudsen	Rustan
Belquist	Erickson, Ward	Kvasager	Sanstead
Bergman	Fossum	Lang	Schaffer
Bier	Frank	Larsen	Schoenwald
Bloom	Froeschle	Larson	Shablow
Boustead	Ganser	Leer	Shorma
Bowles	Gengler	Linderman	Skaar
Bowman	Giffey	Loerch	Solberg
Breum	Glaspey	Lundene	Stallman
Brown	Gudajtes	Meschke	Staven
Bruner	Hardmeyer	Meyer	Strand
Burk	Harrison	Montplaisir	Streibel
Christensen	Hauf	Mueller	Tweten
Christopher	Haugen	Myhre	Vogel
Coles	Haugland	Olafson	Wagner
Collette	Hertz	Olienyk	Wastvedt
Connolly	Hickle	Opedahl	Wentz
Dahlen	Hoffner	Poling	Wilkie
Davis	Ivesdal	Powers, Barnes	Williamson
Duncan	Johnson,	Rieger	Winge
Elkin	Barnes	Rivinius	Mr. Speaker
	Johnson, G. V.	Rosendahl	

Those voting in the negative were:

Krenz	Miller	Olson	Rundle
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Absent and not voting:

Aamoth	Gietzen	Powers, Cass	Tough
Bilden	Gronhovd	Reimers	Unruh
Borstad	Hilleboe	Stenhjem	Welder
Dick	Obie	Stockman	Whittlesey
Dornacker			

So the bill passed and the title was agreed to.

Senate Bill No. 236. A Bill for an Act to provide for licensing and regulating detection of deception examiners.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 6; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Frank	Lang	Ruddy
Backes	Froeschle	Larsen	Rundle
Belquist	Ganser	Larson	Sanstead
Bergman	Gengler	Leer	Schaffer
Bier	Giffey	Linderman	Schoenwald
Bloom	Glaspey	Loerch	Shablow
Boustead	Gudajtes	Lundene	Shorma
Bowman	Hardmeyer	Meschke	Skaar
Breum	Harrison	Meyer	Solberg
Bruner	Hauf	Miller	Stallman
Burk	Haugen	Montplaisir	Staven
Christensen	Haugland	Mueller	Strand
Christopher	Hertz	Myhre	Streibel
Coles	Hickle	Olafson	Tweten
Collette	Hoffner	Olienyk	Vogel
Dahlen	Ivesdal	Olson	Wagner
Dick	Johnson,	Opedahl	Wastvedt
Duncan	Barnes	Poling	Wentz
Elkin	Johnson, G.V.	Powers, Barnes	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Knudsen	Rivinius	Winge
Erickson, Ward	Krenz	Rosendahl	Mr. Speaker
Fossum			

Those voting in the negative were:

Bowles	Connolly	Kvasager	Rustan
Brown	Davis		

Absent and not voting:

Aamoth	Gietzen	Powers, Cass	Tough
Bilden	Gronhovd	Reimers	Unruh
Borstad	Hilleboe	Stenhjem	Welder
Dornacker	Obie	Stockman	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 328. A Bill for an Act to amend and reenact subsection 5 of section 28-26-06 of the North Dakota Century Code, relating to expert witness fees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 86; nays, 7; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Rivinius
Backes	Fossum	Kvasager	Rosendahl
Belquist	Frank	Lang	Ruddy
Bier	Froeschle	Larsen	Rundle
Bloom	Ganser	Larson	Sanstead
Boustead	Gengler	Leer	Schaffer
Bowles	Giffey	Linderman	Schoenwald
Bowman	Gudajtes	Loerch	Shablow
Brown	Hardmeyer	Lundene	Shorma
Bruner	Harrison	Meschke	Skaar
Burk	Hauf	Meyer	Stallman
Christopher	Haugen	Miller	Staven
Coles	Haugland	Montplaisir	Strand
Collette	Hertz	Mueller	Streibel
Connolly	Hickle	Myhre	Tweten
Dahlen	Hoffner	Olafson	Wagner
Davis	Ivesdal	Olienyk	Wastvedt
Dick	Johnson,	Olson	Wentz
Duncan	Barnes	Opedahl	Wilkie
Elkin	Johnson, G.V.	Powers, Barnes	Williamson

Erickson, Mountrail	Jungroth Knudsen	Powers, Cass Rieger	Winge Mr. Speaker
Those voting in the negative were:			
Bergman Breum	Christensen Glaspey	Rustan Solberg	Vogel
Absent and not voting:			
Aamoth Bildn Borstad Dornacker	Gietzen Gronhovd Hilleboe Obie	Poling Reimers Stenhjem Stockman	Tough Unruh Welder Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 47. A Bill for an Act to create and enact section 50-09-08.1 of the North Dakota Century Code, providing that a step-father shall support his stepchildren who would be eligible for aid to dependent children without such support and to amend and re-enact section 50-09-10 of the North Dakota Century Code, providing that the income of a stepfather must be considered in determining the amount of assistance to be granted to a dependent child.

Which had been read.

The question being on the final passage of the bill, Rep. Montplaisir moved that Senate Bill No. 47 be laid over one day, which motion lost.

ROLL CALL

The question now being on the final passage of Senate Bill No. 47, the roll was called and there were: ayes, 75; nays, 17; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Erickson,	Knudsen	Ruddy
Backes	Mountrail	Krenz	Rundle
Belquist	Fossum	Larsen	Rustan
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Shorma
Bloom	Ganser	Linderman	Skaar
Boustead	Giffey	Loerch	Solberg
Bowman	Glaspey	Miller	Stallman
Breum	Gudajtes	Montplaisir	Staven
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Olafson	Streibel
Burk	Hauf	Olienyk	Tweten
Christopher	Haugen	Olson	Vogel
Coles	Haugland	Opedahl	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Wentz
Davis	Ivesdal	Rieger	Wilkie
Dick	Johnson,	Rivinius	Winge
Duncan	Barnes	Rosendahl	Mr. Speaker
Elkin			

Those voting in the negative were:

Bowles	Hertz	Meschke	Sanstead
Christensen	Jungroth	Meyer	Schoenwald
Dahlen	Kvasager	Myhre	Shablow
Erickson, Ward	Lundene	Poling	Williamson
Gengler			

Absent and not voting:

Aamoth	Gronhovd	Obie	Tough
Bildn	Hilleboe	Reimers	Unruh
Borstad	Johnson, G.V.	Stenhjem	Welder
Dornacker	Lang	Stockman	Whittlesey
Gietzen			

So the bill passed and the title was agreed to.

Senate Bill No. 93. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

Which had been read.

The question being on the final passage of the bill, as amended, on page 321 of the Senate Journal, Rep. Winge moved that Senate Bill No. 93 be laid over one day, which motion prevailed.

Senate Bill No. 105. A Bill for an Act to require safety belts on all 1966 and subsequent models of automobiles bought, sold, leased, traded or transferred by or to North Dakota residents and to prescribe type and manner of installation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 58; nays, 34; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Jungroth	Rosendahl
Backes	Fossum	Knudsen	Ruddy
Belquist	Frank	Krenz	Sanstead
Bergman	Froeschle	Larsen	Shablow
Bier	Gengler	Larson	Shorma
Bloom	Giffey	Linderman	Skaar
Bowles	Glaspey	Lundene	Staven
Bowman	Gudajtes	Meschke	Strand
Bruner	Hardmeyer	Montplaisir	Streibel
Christensen	Harrison	Myhre	Twetén
Christopher	Hauf	Olafson	Wentz
Coles	Haugland	Powers, Barnes	Williamson
Collette	Hoffner	Powers, Cass	Winge
Dahlen	Ivesdal	Rieger	Mr. Speaker
Erickson,	Johnson,		
Mountrail	Barnes		

Those voting in the negative were:

Boustead	Ganser	Miller	Rustan
Breum	Haugen	Mueller	Schaffer
Brown	Hertz	Olienyk	Schoenwald
Burk	Hickle	Olson	Solberg
Connolly	Johnson, G. V.	Opedahl	Stallman
Davis	Kvasager	Poling	Vogel
Dick	Leer	Rivinius	Wagner
Duncan	Loerch	Rundle	Wastvedt
Elkin	Meyer		

Absent and not voting:

Aamoth	Gronhovd	Reimers	Unruh
Bilden	Hilleboe	Stenhjem	Welder
Borstad	Lang	Stockman	Whittlesey
Dornacker	Obie	Tough	Wilkie
Gietzen			

So the bill passed and the title was agreed to.

Rep. Sanstead moved that the vote by which Senate Bill No. 105 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost.

Senate Bill No. 118. A Bill for an Act to amend and reenact section 25-03-10 of the North Dakota Century Code relating to the right to release and application for judicial determination.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 174 of the Senate Journal, the roll was called and there were: ayes, 83; nays, 6; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Erickson,	Johnson, G.V.	Rieger
Backes	Mountrail	Knudsen	Rivinius
Belquist	Erickson, Ward	Krenz	Rosendahl
Bergman	Fossum	Kvasager	Ruddy
Bier	Frank	Larsen	Rundle
Bloom	Froeschle	Larson	Schaffer
Boustead	Ganser	Leer	Schoenwald
Bowles	Gengler	Linderman	Shablow
Bowman	Giffey	Loerch	Shorma
Breum	Glaspey	Lundene	Skaar
Brown	Gudajtes	Meschke	Solberg
Bruner	Hardmeyer	Meyer	Staven
Burk	Harrison	Mueller	Strand
Christensen	Hauf	Myhre	Streibel
Christopher	Haugen	Olafson	Tweten
Coles	Haugland	Olienyk	Vogel
Collette	Hertz	Olson	Wastvedt
Connolly	Hickle	Opedahl	Wentz
Dahlen	Hoffner	Poling	Williamson
Duncan	Ivesdal	Powers, Barnes	Winge
Elkin	Johnson,	Powers, Cass	Mr. Speaker

Barnes

Those voting in the negative were:

Davis	Montplaisir	Sanstead	Wagner
Jungroth	Rustan		

Absent and not voting:

Aamoth	Gietzen	Obie	Tough
Bilden	Gronhovd	Reimers	Unruh
Borstad	Hilleboe	Stallman	Welder
Dick	Lang	Stenhjem	Whittlesey
Dornacker	Miller	Stockman	Wilkie

So the bill passed and the title was agreed to.

Senate Bill No. 182. A Bill for an Act to amend and reenact section 23-13-09 of the 1963 Supplement to the North Dakota Century Code relating to the membership of the state safety committee and to add the state health officer as a member.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Ruddy
Backes	Fossum	Kvasager	Rundle
Belquist	Frank	Larsen	Rustan
Bergman	Froeschle	Larson	Sanstead
Bier	Ganser	Leer	Schaffer
Bloom	Gengler	Linderman	Schoenwald
Boustead	Giffey	Loerch	Shablow
Bowles	Glaspey	Lundene	Shorma
Bowman	Gudajtes	Meschke	Skaar
Breum	Hardmeyer	Meyer	Solberg
Brown	Harrison	Montplaisir	Stallman
Bruner	Hauf	Mueller	Staven
Burk	Haugen	Myhre	Strand
Christensen	Haugland	Olafson	Streibel
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Dahlen	Ivesdal	Poling	Wastvedt
Duncan	Johnson,	Powers, Barnes	Wentz
Elkin	Barnes	Powers, Cass	Williamson

Erickson, Mountrail	Johnson, G.V. Jungroth Knudsen	Rieger Rivinius Rosendahl	Winge Mr. Speaker
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Those voting in the negative were:

Connolly	Davis
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Absent and not voting:

Aamoth	Gietzen	Obie	Unruh
Bilden	Gronhovd	Reimers	Welder
Borstad	Hilleboe	Stenhjem	Whittlesey
Dick	Lang	Stockman	Wilkie
Dornacker	Miller	Tough	

So the bill passed and the title was agreed to.

Senate Bill No. 217. A Bill for an Act to amend and reenact section 39-21-01 of the 1963 Supplement to the North Dakota Century Code, relating to the display of parking lights on moving vehicles.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 3; absent and not voting, 19.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Backes	Mountrail	Kvasager	Ruddy
Belquist	Erickson, Ward	Lang	Rundle
Bergman	Fossum	Larsen	Rustan
Bier	Frank	Larson	Sanstead
Bloom	Froeschle	Leer	Schaffer
Boustead	Ganser	Linderman	Schoenwald
Bowles	Gengler	Loerch	Shablow
Bowman	Giffey	Meschke	Shorma
Breum	Glaspey	Meyer	Skaar
Brown	Gudajtes	Montplaisir	Solberg
Bruner	Hardmeyer	Mueller	Stallman
Burk	Harrison	Myhre	Strand
Christensen	Hauf	Olafson	Streibel
Christopher	Haugen	Olienyk	Tweten
Coles	Haugland	Olson	Vogel
Collette	Hertz	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Williamson
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G.V. Jungroth	Rivinius	Mr. Speaker

Those voting in the negative were:

Ivesdal	Lundene	Staven
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Absent and not voting:

Aamoth	Gietzen	Obie	Unruh
Bilden	Gronhovd	Reimers	Welder
Borstad	Hilleboe	Stenhjem	Whittlesey
Dick	Knudsen	Stockman	Wilkie
Dornacker	Miller	Tough	

So the bill passed and the title was agreed to.

Senate Bill No. 285. A Bill for an Act to amend and reenact sections 6-01-17 and 6-09-29 of the North Dakota Century Code, relating to fees charged by the state examiner.

Which had been read.

The question being on the final passage of the bill, as amended, page 324 of the Senate Journal, Rep. Harrison moved that Senate Bill No. 285 be laid over one legislative day, which motion prevailed.

Senate Bill No. 299. A Bill for an Act to amend and reenact subsections 2, 3, and 4 of section 43-12-25 and sections 43-12-26, 43-12-27, 43-12-28, 43-12-29, 43-12-30, and 43-12-31 of the North Dakota Century Code, relating to nurse preparation scholarship loans for qualified residents of North Dakota who express an intent to prepare for nursing and designating the state board to administer the provisions of this Act.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 93; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Ruddy
Backes	Fossum	Lang	Rundle
Belquist	Frank	Larsen	Rustan
Bergman	Froeschle	Larson	Sanstead
Bier	Ganser	Leer	Schaffer
Bloom	Gengler	Linderman	Schoenwald
Boustead	Giffey	Loerch	Shablow
Bowles	Glaspey	Lundene	Shorma
Bowman	Gudajtes	Meschke	Skaar
Breum	Hardmeyer	Meyer	Solberg
Brown	Harrison	Miller	Stallman
Bruner	Hauf	Montplaisir	Staven
Burk	Haugen	Mueller	Strand
Christensen	Haugland	Myhre	Streibel
Christopher	Hertz	Olafson	Tweten
Coles	Hickle	Olienyk	Vogel
Collette	Hoffner	Olson	Wagner
Connolly	Ivesdal	Opedahl	Wastvedt
Dahlen	Johnson,	Poling	Wentz
Davis	Barnes	Powers, Barnes	Wilkie
Duncan	Johnson, G. V.	Powers, Cass	Williamson
Elkin	Jungroth	Rieger	Winge
Erickson,	Knudsen	Rivinius	Mr. Speaker
Mountrail	Krenz	Rosendahl	

Absent and not voting:

Aamoth	Dornacker	Obie	Tough
Bilden	Gietzen	Reimers	Unruh
Borstad	Gronhovd	Stenhjem	Welder
Dick	Hilleboe	Stockman	Whittlesey

So the bill passed and the title was agreed to.

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Resolution No. 7 has had the same under consideration and recommends that the same be amended as follows:

In line 12 delete the words "Representatives Obie and Wagner" and insert the words "two members"

In line 13 following the word "Assembly" insert the words "appointed by the Speaker"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Resolution No. 7 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 946 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the words "head of the department" and insert in lieu thereof the words "the governing agency"

In line 8 delete the word "private"

In line 12 delete the word "private"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. POLING, Chairman

Rep. Williamson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Bill No. 946 would be considered in the sixth order of business.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Link announced that he would appoint Reps. Solberg, Krenz, Christopher as a Conference Committee to meet with a like committee from the Senate on Senate Bill No. 214.

Rep. Giffey moved that the House now recess until 1:00 p.m., Monday, March 1, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-FOURTH DAY AFTER RECESS AND
FIFTY-SIXTH DAY

Bismarck, March 1, 1965

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seventeenth order of business for introductions.

FOURTH ORDER OF BUSINESS
STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)
William L. Guy
Governor

February 25, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following House Bills:

House Bill No. 513	House Bill No. 810
House Bill No. 517	House Bill No. 825
House Bill No. 526	House Bill No. 830
House Bill No. 532	House Bill No. 838
House Bill No. 575	House Bill No. 846
House Bill No. 615	House Bill No. 853

These bills have now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

WLG:kh

STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)
William L. Guy
Governor

Members of the House of Representatives
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Yesterday I signed the following House Bills:

House Bill No. 533
House Bill No. 631

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

WLG:bc

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 27 - 46 - 104
Senate Bill No. 162 - 181 - 279
House Bill No. 505 - 521 - 630
House Bill No. 647 - 649 - 669
House Bill No. 725 - 735 - 740
House Bill No. 745 - 769 - 849 - 920
House Concurrent Resolution "D" - "T"

And the Speaker signed the same in the presence of the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 11 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 158 has had the same under consideration and recommends that the same be amended as follows:

In line 33 following the word "facilities" delete the following language "for the use of water, sewer, gas or electric service" and insert in lieu thereof the following "in and upon such buildings and lands"

Delete lines 34 and 35

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 158 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 224 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 330 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

Mr. Speaker: The majority of the Committee on Transportation to whom was referred Senate Bill No. 344 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Bruner
Rep. Bergman
Rep. Dahlen
Rep. Gudajtes

Rep. Hertz
 Rep. Olafson
 Rep. Opedahl
 Rep. Ruddy
 Rep. Schoenwald
 Rep. Stallman
 Rep. Staven

REP. WINGE, Chairman

Mr. Speaker: The minority of the Committee on Transportation to whom was referred Senate Bill No. 344 has had the same under consideration and recommends that the same do pass.

Rep. Bowman
 Rep. Christopher
 Rep. Coles
 Rep. Duncan
 Rep. Elkin
 Rep. Hickie
 Rep. Schaffer
 Rep. Tweten

And be re-referred to the Committee on Appropriations.

REP. WINGE, Chairman

Rep. Loerch asked to be excused from voting on the committee reports on Senate Bill No. 344.

Rep. Hickie moved that all House members in the gasoline business be permitted to vote on the committee reports on Senate Bill No. 344, which motion prevailed.

Rep. Staven moved that the report of the majority be adopted.

Rep. Elkin moved a substitute motion that the report of the minority be substituted for the report of the majority.

A roll call was requested and granted.

ROLL CALL

The question being on Rep. Elkin's motion that Senate Bill No. 344 be placed on the calendar, the roll was called and there were: ayes, 57; nays, 50; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Shorma
Bier	Froeschle	Larson	Stenhjem
Bilden	Ganser	Loerch	Stockman
Boustead	Hardmeyer	Miller	Streibel
Bowman	Haugen	Mueller	Tweten
Brown	Haugland	Olienyk	Unruh
Christopher	Hickie	Opedahl	Wagner
Coles	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Johnson,	Reimers	Welder
Davis	Barnes	Rivinius	Wentz
Dick	Johnson, G. V.	Ruddy	Whittlesey
Dornacker	Jungroth	Rundle	Williamson
Duncan	Knudsen	Rustan	Mr. Speaker
Elkin	Kvasager		

Those voting in the negative were:

Anderson	Erickson, Ward	Leer	Rosendahl
Belquist	Gengler	Linderman	Sanstead
Bloom	Gietzen	Lundene	Schoenwald
Borstad	Giffey	Meschke	Shablow
Bowles	Glaspey	Meyer	Skaar
Breum	Gronhovd	Montplaisir	Solberg
Bruner	Gudajtes	Myhre	Stallman
Burk	Harrison	Obie	Staven
Christensen	Hauf	Olafson	Strand
Collette	Hertz	Olson	Vogel

Dahlen	Hoffner	Poling	Wilkie
Erickson,	Ivesdal	Powers, Cass	Winge
Mountrail	Krenz	Rieger	
Absent and not voting:			
Backes	Tough		

So the motion of Rep. Elkin prevailed and Speaker Link announced that Senate Bill No. 344 would now be placed on the calendar after Rep. Solberg explained that it was not necessary to refer this bill to the Committee on Appropriations.

EIGHTH ORDER OF BUSINESS

Rep. Brown moved that the House reconsider the action by which Senate Bill No. 273 was lost, which motion prevailed.

Rep. Brown moved that Senate Bill No. 273 be placed on the calendar, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 349 has had the same under consideration and recommends that the same be amended as follows:

In line 21 of the engrossed bill, delete the words "not become effective unless and"

Delete all of lines 22 through 25 inclusive and insert in lieu thereof the following language: "become effective only in the event that Senate Bill No. 358 of the Thirty-ninth Legislative Assembly is not enacted into law or in the event that the provisions of Senate Bill No. 358 are ruled invalid by the supreme court of the state of North Dakota."

And renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the House Committee on Appropriations.

REP. BLOOM, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 349 would be considered in the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Hertz moved that the reading of the amendments to Senate Bill No. 164 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to Senate Bill No. 164 as recommended by the Committee on Labor, page 966 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved the reading of the amendments to Senate Bill No. 165 be dispensed with, which motion prevailed.

Rep. Christensen moved that the amendments to Senate Bill No. 165 as recommended by the Committee on Natural Resources, page 969 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the reading of the amendments to Senate Bill No. 169 be dispensed with, which motion prevailed.

Rep. Christensen moved that the amendments to Senate Bill No. 169 as recommended by the Committee on Natural Resources, page 967 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that Senate Bill No. 169 be now referred to the Committee on Appropriations, which motion prevailed.

Rep. Winge moved that the reading of the amendments to Senate Bill No. 172 be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 172 as recommended by the Committee on Transportation, page 967 of the House Journal, be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 293 as recommended by the Committee on Transportation, page 969 of the House Journal, be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 293 would be referred now to the Committee on Appropriations.

Rep. Poling moved that the rules be suspended and that the committee report on House Bill No. 946 be placed at the head of the calendar in the sixth order, which motion prevailed.

Rep. Poling moved that the amendments to House Bill No. 946 as recommended by the Committee on Social Welfare, page 1003 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that the rules be suspended and House Bill No. 946 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 946. A Bill for an Act to permit the care and treatment of tuberculous patients at hospitals under certain conditions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1003 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tweten
Burk	Hauf	Olafson	Unruh
Christensen	Haugen	Olienyk	Vogel
Christopher	Hertz	Olson	Wagner
Coles	Hickle	Opedahl	Wastvedt
Collette	Hilleboe	Poling	Welder
Connolly	Hoffner	Powers, Barnes	Wentz
Dahlen	Ivesdal	Powers, Cass	Whittlesey
Davis	Johnson,	Reimers	Wilkie
Dick	Barnes	Rieger	Williamson
Dornacker	Johnson, G. V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker
Elkin	Knudsen	Ruddy	

Absent and not voting:

Haugland	Larsen	Schaffer	Tough
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So the bill passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to Senate Bill No. 341 as recommended by the Committee on Transportation, page 969 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 23 as recommended by the Committee on Appropriations, page 974 of the House Journal, be adopted, which motion prevailed.

Rep. Haugen moved that the reading of the amendments to Senate Bill No. 28 be dispensed with, which motion prevailed.

Rep. Haugen moved that the amendments to Senate Bill No. 28 as recommended by the Committee on General Affairs, page 975 of the House Journal, be adopted, which motion prevailed.

Rep. Fossum moved that the absent members be excused, which motion prevailed.

Rep. Fossum moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-SIXTH DAY

Bismarck, March 1, 1965

The House convened at 2:00 p.m., with Speaker Link presiding. Prayer was offered by Rev. Jack K. George, First Evangelical United Brethren Church of Bismarck, N. Dak.

Roll Call: All members present except Reps. Christensen and Tough.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-third day after recess and fifty-fourth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Vogel moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 8 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the engrossed bill before the words "out of", insert the following language: "the sum of \$45,000.00 out of the veterans' aid fund, and the sum of \$45,000.00"

Line 3, after the word "appropriated" and the comma, delete the following: "the sum of \$109,000.00,"

Line 8, delete the sum \$72,000.00 and in lieu thereof insert the sum \$70,000.00

Line 11, delete the sum \$18,700.00 and in lieu thereof insert the sum \$16,700.00

Delete all of lines 12a through 12d, inclusive

Line 13, delete the sum \$109,000.00 and in lieu thereof insert the sum \$90,000.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 8 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 354 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "P-1" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "N-1" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "E-1" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chariman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "Y" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Haugen moved that the amendments to Senate Bill No. 340 as recommended by the Committee on General Affairs, page 976 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to Senate Bill No. 271 as recommended by the Committee on Judiciary, page 977 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to Senate Bill No. 212 as recommended by the Committee on Judiciary, page 977 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 80 as recommended by the Committee on Education, page 977 of the House Journal, be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 80 would now be referred to the Committee on Appropriations.

Rep. Bloom moved that the reading of the amendments to Senate Bill No. 150 be dispensed with, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 150 as recommended by the Committee on Education, page 978 of the House Journal, be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 150 would now be referred to the Committee on Appropriations.

Rep. Haugen moved that the reading of the amendments to House Bill No. 944 be dispensed with, which motion prevailed.

Rep. Haugen moved that the amendments to House Bill No. 944 as recommended by the Committee on General Affairs, page 981 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that the amendments to House Resolution No. 7 as recommended by the Committee on Social Welfare, page 1003 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the House do not concur in the Senate amendments to House Bill No. 503, page 984 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Hauf
Anderson
Frank

Rep. Solberg moved that the House do concur in the Senate amendments to House Bill No. 515 on page 984 of the House Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 515 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 515. A Bill for an Act making an appropriation for vocational agriculture, vocational home economics, business education, trade and industrial education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 984 of the House Journal, the roll was called and there were: ayes, 101; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Elkin	Kvasager	Rundle
Anderson	Erickson,	Lang	Rustan
Backes	Mountrail	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Montolaisir	Stockman
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tweten
Burk	Haugen	Olafson	Unruh
Christensen	Haugland	Olienyk	Vogel
Christopher	Hickle	Olson	Wagner
Coles	Hoffner	Opedahl	Wastvedt
Collette	Ivesdal	Poling	Welder
Connolly	Johnson,	Powers, Barne:	Wentz
Dahlen	Barnes	Powers, Cass	Wilkie
Davis	Johnson, G. V.	Rieger	Williamson
Dick	Jungroth	Rivinius	Winge
Dornacker	Knudsen	Rosendahl	Mr. Speaker
Duncan	Krenz	Ruddy	

Those voting in the negative were:

Gengler	Shorma	Whittlesey
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Absent and not voting:

Erickson, Ward	Hilleboe	Reimers	Tough
Hertz			

So the bill passed and the title was agreed to.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 670 on page 985 of the House Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 670 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 670. A Bill for an Act to provide for the crediting of revenues of the state highway department to the state highway fund and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 985 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montlouis	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Brown	Haugen	Obie	Streibel
Bruner	Haugland	Olafson	Tweten
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barne	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
Erickson,	Kvasager		
Mountrail			

Absent and not voting:

Burk Erickson, Ward Reimers Tough

So the bill passed and the title was agreed to and the emergency clause carried.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to return:

Senate Bill No. 27 - 46 - 104

Senate Bill No. 162 - 181 - 279

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to transmit:

House Bill No. 505 - 521 - 630

House Bill No. 647 - 649 - 669

House Bill No. 725 - 735 - 740

House Bill No. 745 - 769 - 849 - 920

House Concurrent Resolution "D" - "T"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 946

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 535
- House Bill No. 553
- House Bill No. 614
- House Bill No. 636
- House Bill No. 676
- House Bill No. 692
- House Bill No. 720
- House Bill No. 828
- House Bill No. 862
- House Bill No. 889
- House Bill No. 891
- House Bill No. 921

And find the same correctly enrolled.

REP. BACKES, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 43 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 198 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 251 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 255 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 256 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 306 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Stockman moved that the House Journal show that a concurrent resolution directing the legislative research committee to conduct a study of the feasibility of establishing a method of reporting the status of certain real property which is claimed to be exempt from taxation, had been introduced after House Bill No. 892 was indefinitely postponed, and that the concurrent resolution was rejected by the Committee on Delayed Bills.

Rep. Stockman's motion passed.

Rep. Giffey moved that House Bill No. 943 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 943. A Bill for an Act to authorize the state board of higher education to quitclaim its interest in certain lands to the state highway department for use as highway rights of way.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rosendahl
Anderson	Mountrail	Kvasager	Ruddy
Backes	Erickson, Ward	Lang	Rundle
Belquist	Fossum	Larsen	Rustan
Bergman	Frank	Larson	Sanstead
Bier	Froeschle	Leer	Schaffer
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hilleboe	Olson	Wastvedt
Collette	Hoffner	Opedahl	Welder
Connolly	Ivesdal	Poling	Wentz
Dahlen	Johnson,	Powers, Barne:	Whittlesey
Davis	Barnes	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Reimers	Williamson
Dornacker	Jungroth	Rieger	Winge
Duncan	Knudsen	Rivinius	Mr. Speaker
Absent and not voting:			
Elkin	Hickle	Solberg	Tweten
Glaspay	Schoenwald	Tough	

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 307. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, authorizing a local Spiritual Assembly of the Baha's faith, organized or possessing a certificate of authority pursuant to the North Dakota Nonprofit Corporation Act, to solemnize marriages.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 78; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Frank	Kvasager	Reimers
Anderson	Froeschle	Lang	Rieger
Backes	Ganser	Larsen	Rivinius
Belquist	Gengler	Larson	Rosendahl
Bergman	Giffey	Leer	Ruddy
Bier	Glaspey	Linderman	Rundle
Borstad	Gronhovd	Loerch	Rustan
Boustead	Gudajtes	Lundene	Sanstead
Bowman	Hardmeyer	Meschke	Shablow
Brown	Harrison	Miller	Shorma
Bruner	Hauf	Montplaisir	Stallman
Christensen	Haugen	Mueller	Strand
Christopher	Haugland	Myhre	Vogel
Coles	Hertz	Obie	Wastvedt
Collette	Hilleboe	Olafson	Wentz
Connolly	Hoffner	Olson	Whittlesey
Dahlen	Ivesdal	Opedahl	Williamson
Davis	Johnson, G. V.	Poling	Winge
Dornacker	Jungroth	Powers, Cass	Mr. Speaker
Erickson, Ward	Knudsen		

Those voting in the negative were:

Bilden	Erickson,	Meyer	Stockman
Bloom	Mountrail	Olienyk	Streibel
Bowles	Fossum	Powers, Barnes	Tweten
Breum	Gietzen	Schaffer	Unruh
Burk	Johnson,	Skaar	Wagner
Dick	Barnes	Staven	Welder
Duncan	Krenz	Stenhjem	Wilkie

Absent and not voting:

Elkin	Schoenwald	Solberg	Tough
Hickle			

So the bill passed and the title was agreed to.

Senate Bill No. 321. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 82; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Johnson, G. V.	Rieger
Anderson	Mountrail	Jungroth	Rivinius
Backes	Erickson, Ward	Knudsen	Rosendahl
Belquist	Fossum	Krenz	Sanstead
Bergman	Frank	Kvasager	Schoenwald
Bier	Froeschle	Lang	Shablow
Borstad	Gengler	Larsen	Shorma
Boustead	Giffey	Leer	Skaar
Bowles	Glaspey	Linderman	Staven
Bowman	Gronhovd	Lundene	Stenhjem
Brown	Gudajtes	Meschke	Stockman
Bruner	Harrison	Meyer	Strand
Christensen	Hauf	Miller	Streibel
Christopher	Haugen	Montplaisir	Tweten
Coles	Haugland	Myhre	Unruh
Collette	Hertz	Obie	Wagner
Dahlen	Hickle	Olienyk	Wentz
Davis	Hilleboe	Opedahl	Wilkie
Dick	Hoffner	Poling	Williamson

Duncan	Ivesdal	Powers, Barnes	Winge
Elkin	Johnson,	Powers, Cass	
	Barnes		

Those voting in the negative were:

Bilden	Gietzen	Olson	Stallman
Bloom	Hardmeyer	Reimers	Vogel
Breum	Larson	Ruddy	Wastvedt
Burk	Loerch	Rundle	Welder
Connolly	Mueller	Rustan	Whittlesey
Dornacker	Olafson	Schaffer	Mr. Speaker
Ganser			

Absent and not voting:

Solberg	Tough
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So the bill passed and the title was agreed to.

Rep. Shorma moved that Senate Bill No. 93, which had been laid over one day, be now moved to the head of the calendar, which motion prevailed.

Senate Bill No. 93. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 321 of the Senate Journal, the roll was called and there were: ayes, 66; nays, 41; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Elkin	Larson	Schaffer
Backes	Erickson,	Leer	Shablow
Bergman	Mountrail	Loerch	Shorma
Bilden	Erickson, Ward	Lundene	Skaar
Bloom	Frank	Miller	Staven
Boustead	Froeschle	Montplaisir	Stenhjem
Bowles	Ganser	Olienyk	Stockman
Bowman	Giffey	Olson	Strand
Bruner	Glaspey	Opedahl	Tweten
Burk	Gronhovd	Poling	Wagner
Christensen	Gudajtes	Powers, Barnes	Wastvedt
Christopher	Hardmeyer	Powers, Cass	Wentz
Coles	Hauf	Rosendahl	Whittlesey
Collette	Haugland	Ruddy	Williamson
Connolly	Hickle	Rundle	Winge
Davis	Johnson, G. V.	Rustan	Mr. Speaker
Dornacker	Larsen	Sanstead	

Those voting in the negative were:

Aamoth	Gietzen	Krenz	Reimers
Belquist	Harrison	Kvasager	Rieger
Bier	Haugen	Lang	Rivinius
Borstad	Hertz	Linderman	Schoenwald
Breum	Hilleboe	Meschke	Stallman
Brown	Hoffner	Meyer	Streibel
Dahlen	Ivesdal	Mueller	Unruh
Dick	Johnson,	Myhre	Vogel
Duncan	Barnes	Obie	Welder
Fossum	Jungroth	Olafson	Wilkie
Gengler	Knudsen		

Absent and not voting:

Solberg	Tough
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So the bill passed and the title was agreed to.

Rep. Loerch moved that the vote by which Senate Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to transmit:

House Bill No. 946

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate on Senate Bill No. 214, Representatives:

Solberg

Krenz

Christopher

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 503 and the Speaker has appointed as a conference committee to act with alike committee from the Senate, Representatives:

Hauf

Anderson

Frank

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to return:

Senate Bill No. 47 - 52 - 58

Senate Bill No. 59 - 66 - 65

Senate Bill No. 98 - 102 - 105

Senate Bill No. 118 - 131 - 160

Senate Bill No. 173 - 182 - 185

Senate Bill No. 200 - 203 - 217

Senate Bill No. 221 - 236 - 250

Senate Bill No. 261 - 295 - 297 - 299

Senate Bill No. 308 - 312 - 328

Senate Concurrent Resolution "N" - "Y"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 1, 1965

Mr. President: I have the honor to return:

Senate Bill No. 135 - 223 - 257

Senate Bill No. 343

Senate Concurrent Resolution "CC"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 265 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Strand moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 323 has had the same under consideration and recommends that the same be amended as follows:

In line 20 after the word "rents" delete the words "not subject to"

In line 21 delete the word "withholding"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 323 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution "L" has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE RESOLUTIONS AND A SENATE BILL

Senate Concurrent Resolution "S". A concurrent resolution urging the state highway department to include certain access roads of state parks in the state highway system.

Which had been read.

Rep. Burk moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 95; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Frank	Krenz	Rustan
Anderson	Froeschle	Kvasager	Sanstead
Backes	Ganser	Lang	Schaffer
Belquist	Gengler	Larsen	Shablow
Bilden	Gietzen	Larson	Shorma
Bloom	Giffey	Leer	Skaar
Borstad	Glaspey	Linderman	Stallman
Boustead	Gronhovd	Loerch	Staven
Bowles	Gudajtes	Lundene	Stenhjem
Bowman	Hardmeyer	Meyer	Stockman
Breum	Harrison	Miller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Collette	Hilleboe	Opedahl	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Dornacker	Ivesdal	Powers, Cass	Wentz
Duncan	Johnson,	Reimers	Whittlesey
Elkin	Barnes	Rieger	Wilkie
Erickson,	Johnson, G. V.	Rivinius	Williamson
Mountrail	Jungroth	Rosendahl	Winge
Erickson, Ward	Knudsen	Ruddy	Mr. Speaker
Fossum			

Those voting in the negative were:

Connolly	Meschke	Poling	Rundle
Davis	Mueller		

Absent and not voting:

Bergman	Brown	Montplaisir	Solberg
Bier	Dick	Schoenwald	Tough

So the resolution passed and the title was agreed to.

Senate Concurrent Resolution "U". A concurrent resolution urging the Bureau of Public Roads to adopt standards allowing the use of yellow centerlines in the northern states.

Which had been read.

The question being on the final passage of the resolution, the Speaker put the question and Senate Concurrent Resolution "U" was declared adopted.

Senate Bill No. 187. A Bill for an Act concerning insider trading of domestic stock insurance company equity securities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 97; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Sanstead
Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Bowman	Glaspey	Meschke	Staven
Breum	Gronhovd	Meyer	Stenhjem
Brown	Gudajtes	Montplaisir	Stockman
Bruner	Hardmeyer	Mueller	Strand
Burk	Harrison	Myhre	Streibel
Christensen	Hauf	Obie	Tweten
Christopher	Haugen	Olienyk	Unruh
Coles	Haugland	Olson	Vogel
Collette	Hertz	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hilleboe	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dornacker	Johnson,	Reimers	Whittlesey
Duncan	Barnes	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	

Those voting in the negative were:

Bowles

Absent and not voting:

Backes	Hoffner	Olafson	Tough
Boustead	Johnson, G. V.	Solberg	Mr. Speaker
Dick	Miller	Stallman	

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 1, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 522 - 549 - 584

House Bill No. 713 - 749 - 762

House Bill No. 780 - 831 - 848

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 1, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills No. 167 - 183 and Senate Concurrent Resolution "F" and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Ringsak
Strinden
Jurgensen to act on Senate Bill No. 167

Senators:

Kjos
Dahlund
Thompson to act on Senate Bill No. 183.

Senators:

Strinden
Redlin
Sinner to act on Senate Concurrent Resolution "F".

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 1, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 654
House Bill No. 888

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 1, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 272

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Olienyk moved that Senate Bill No. 228 be re-referred to the Committee on Education, which motion prevailed.

Rep. Brown moved that the House accede to the request of the Senate for the return of House Bills No. 654 and 888 to that body, which motion prevailed.

Speaker Link announced that the following Conference Committees would be appointed to act with like committees from the Senate:

On Senate Concurrent Resolution "F", Representatives:

Vogel
Montplaisir
Olienyk

On Senate Bill No. 167, Representatives:

Olson
Hardmeyer
Hilleboe

On Senate Bill No. 183, Representatives:

Bergman
Ruddy
Tweten

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 1, 1965

Mr. President: I have the honor to return:

House Bill No. 654 - 888

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

FOURTH ORDER OF BUSINESS

The following communication was read by the Chief Clerk:

STATE OF NORTH DAKOTA

Executive Office

Bismarck

(SEAL)

William L. Guy
Governor

Special Message to the 39th Legislative Assembly

The Honorable Art Link
Speaker of the House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

In 1964, Secretary of Defense Robert McNamara declared Fort Lincoln at Bismarck, North Dakota, a surplus military installation. This declaration was to alert our state and interested parties that this historic military installation would be disposed of in the established manner through the General Services Administration.

I immediately appointed a committee of citizens to receive suggestions and ponder possibilities for maximum use of the buildings and grounds at Fort Lincoln when it was disposed of by the General Services Administration. This committee, under the chairmanship of James Moore of Bismarck, has reported to me.

I take this opportunity, however, to once again state publicly and while the legislature is in session that the State and other political subdivisions must formulate their plans soon, as this property will very likely be disposed of by the General Services Administration prior to July 1 of this year.

Representatives of the Office of Economic Opportunity have examined the facilities, equipment, grounds, and community from the standpoint of a possible Job Corps installation. The report made by these Office of Economic Opportunity examiners was generally favorable that this military base could be adapted easily to a Job Corps training center. I must emphasize, however, that this proposal is still only a possibility.

I would request that this legislature, in order to record their intent, pass a resolution asking that the State take over all or part of the Fort Lincoln property or that the State declare no interest in acquiring the property. Should the State, by legislative resolution, express a desire to take over all or part of the lands, buildings, or equipment, a specific State department should be authorized to carry out the necessary negotiations.

It is my recommendation that the State, at least for the interim period between this session and the next session, take action to prevent this military reservation from being sold in its entirety or subdivided for a combination of purposes, either private or governmental.

I do not believe that we have adequately explored the future of this military reservation in terms of the best interest to the people of this state and of this community.

Respectfully yours,
William L. Guy
Governor

Speaker Link announced that the foregoing communication from Governor Guy, would be referred to the Committee on State and Federal Government.

Rep. Giffey moved that the House stand recessed until 1:15 p.m., March 2, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-SIXTH DAY AFTER RECESS AND
FIFTY-SEVENTH DAY

Bismarck, March 2, 1965

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seventeenth order of business for introductions.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1965

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. 503, Senators:

Kjos
Kelly
Rolfstrud

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 688 and House Bill No. 809.

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Glaspey asked that the Governor's office be asked to return House Bill No. 688 to the House, which motion prevailed.

Rep. Backes asked that the Governor's office be asked to return House Bill No. 809 to the House, which motion prevailed.

MESSAGES FROM THE GOVERNOR

STATE OF NORTH DAKOTA

Executive Office

Bismarck

(SEAL)

William L. Guy
Governor

March 1, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Today I signed House Bill No. 599.

This bill has now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

TUESDAY, MARCH 2, 1965

1003

STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 1, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

As of February 27, 1965, I signed the following House Bills:

House Bill No. 509

House Bill No. 510

House Bill No. 511

House Bill No. 648

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

MESSAGE TO THE GOVERNOR

March 2, 1965

Hon. William L. Guy
Governor, State of North Dakota
Bismarck, North Dakota

Dear Sir:

Would you kindly return House Bills Nos. 688 and 809 to the House of Representatives for the purpose of making technical amendments in these two bills?

Sincerely yours,
Donnell Haugen
Chief Clerk

MESSAGE FROM THE GOVERNOR

STATE OF NORTH DAKOTA

Executive Office

Bismarck

(SEAL)

William L. Guy
Governor

March 2, 1965

The Honorable Art Link
Speaker of the House
House Chambers
Bismarck, North Dakota

Dear Mr. Speaker:

At your request, I herewith return House Bills 688 and 809.

Sincerely,
William L. Guy
Governor

EIGHTH ORDER OF BUSINESS

Rep. Glaspey moved that the House accede to the request of the Senate and House Bill No. 688 be returned to that body, which motion prevailed.

Rep. Backes moved that the House accede to the request of the Senate and House Bill No. 809 be returned to that body, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 2, 1965

Mr. President: I have the honor to return:

House Bill No. 688 - 809

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 945 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the rules be suspended and House Bill No. 945 be placed on second reading and final passage at this time, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 945. A Bill for an Act transferring the administration and control of the state hospital and Grafton state school for the feeble-minded to the mental health and retardation division and the state tuberculosis sanatorium to the state department of health; and to create and enact section 25-01-02.1, to amend and reenact sections 6-09-07, 15-52-03, 25-01-01, 25-01-02, 25-01-03, 25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-11, 25-01-12, 25-01-15, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-04-03, 25-04-04, 25-04-05, 25-04-06, 25-04-08, 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, section 25-05-20, 25-05-22, 25-05-23, 25-05-24, 25-05-25, 25-05-27, 25-05-30, 25-05-33, 25-05-34, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 25-09-11, 25-10-01, 25-10-02, 25-10-03, 26-24-08, 32-36-22, 32-36-33, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-09-04, 50-14-04, 54-23-01, 54-23-22, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of certain of the state's charitable institutions and other powers and duties of the board of administration, and to repeal chapters 12-57 and 23-08, sections 25-01-13, 25-05-04, 25-05-05, 54-23-16, and 54-23-21 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Fossum	Krenz	Rundle
Backes	Frank	Kvasager	Rustan
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meyer	Solberg
Bowles	Gronhovd	Miller	Stallman
Bowman	Gudajtes	Montplaisir	Staven
Breum	Hardmeyer	Mueller	Stenhjem
Bruner	Harrison	Myhre	Stockman
Burk	Hauf	Obie	Strand
Christensen	Haugland	Olafson	Streibel

Christopher	Hertz	Olienyk	Tough
Coles	Hickle	Olson	Tweten
Collette	Hilleboe	Opedahl	Vogel
Dahlen	Hoffner	Poling	Wastvedt
Dick	Ivesdal	Powers, Barnes	Wentz
Dornacker	Johnson,	Powers, Cass	Whittlesey
Duncan	Barnes	Reimers	Wilkie
Elkin	Johnson, G. V.	Rieger	Williamson
Erickson,	Jungroth	Rosendahl	Winge
Mountrail	Knudsen	Ruddy	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Aamoth	Connolly	Lang	Wagner
Bilden	Davis	Unruh	Welder

Absent and not voting:

Brown	Larsen	Rivinius	Sanstead
Haugen	Meschke		

So the bill passed and the title was agreed to.

Rep. Giffey moved that the vote by which House Bill No. 945 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "U-1" has had the same under consideration and recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "V-1" has had the same under consideration and recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "S-1" has had the same under consideration and recommends that the same be amended as follows:

Delete everything in line 3 through line 25 of the bill and insert in lieu thereof:

WHEREAS it is now evident that proper action be taken to put the house chamber in good condition for the efficient and convenient execution of the legislative process:"

In line 33 delete the words following the "comma" through the word "members" on line 36" and insert in lieu thereof the following language: "refurbish, purchase and install furnishings for House Chamber"

In line 37 delete the "period" after the word "room" and add the following language: "and to soundproof the telephone booths in the House Chambers.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to House Concurrent Resolution "S-1" would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "T-1" has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "W-1" has had the same under consideration and recommends that the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 30 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the same be amended as follows:

In line 47 of the bill following the period insert the following new language:

As a condition of this conveyance the state shall not be subject to nor responsible for any special assessments hereinafter levied for the construction of a roadway upon the conveyed premises, the surfacing thereof, nor the construction of curb and gutter along said roadway.

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 99 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 114 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "gardens" insert the words ", home beautification"

In line 8 after the word "gardens" insert the words ", home beautification"

And number the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 114 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Industry and Business to whom was referred Senate Bill No. 192 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Lundene

Rep. Hardmeyer

Rep. Bloom

Rep. Christensen

Rep. Backes
 Rep. Krenz
 Rep. Stenhjem
 Rep. Shablow
 Rep. Loerch
 Rep. Haugen
 Rep. Bilden

REP. LUNDENE, Chairman

Mr. Speaker: The minority of your Committee on Industry and Business to whom was referred Senate Bill No. 192 has had the same under consideration and recommends that the same do pass.

Rep. Montplaisir
 Rep. Williamson
 Rep. Rustan
 Rep. Dornacker
 Rep. Knudsen
 Rep. Brown
 Rep. Haugland
 Rep. Miller
 Rep. Davis
 Rep. Hilleboe

REP. LUNDENE, Chairman

Rep. Miller asked to be excused from voting on Senate Bill No. 192.

Rep. Brown moved that Rep. Miller and all other insurance agents in the House be permitted to vote on Senate Bill No. 192, which motion prevailed.

Rep. Loerch moved that the report of the majority be adopted.

Rep. Brown moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost, on a division vote.

The question was now on the motion of Rep. Loerch that the report of the majority of the Committee on Industry and Business be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 244 has had the same under consideration and recommends that the same be amended as follows:

On line 2 after the numeral 1. delete all language beginning with the word "No" and ending with the word "taxes." on line 7 and insert the following:

"No contractor, resident or non-resident shall be eligible to enter into a public contract with any department of the State of North Dakota, nor any political or governmental subdivision of the State until satisfactory showing is made that said contractor has paid all delinquent income taxes, if any, owed to the State pursuant to the provisions of Chapter 57-38, and which have been assessed either by the filing of an income tax return by the contractor, or by an assessment of additional income taxes against the contractor by the Commissioner that has become finally and irrevocably fixed, before the date that the contract was executed by the parties thereto."

On line 13 after the numeral "1." insert the following:

"Upon failure to file such a certificate, such department, political or governmental subdivision shall refuse to execute said public contract."

And renumber all lines.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Knudsen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 244 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 263 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 270 has had the same under consideration and recommends that the same be amended as follows:

Immediately following line 86 of the engrossed bill insert the following language:

"If such municipality has been totally exempted from participation in any prospective county library program, the phrase "not less than fifty-one percent of the voters of such municipality or county as determined by the total number of votes cast at the last general election" as stated in section 40-38-01 shall mean fifty-one percent of the total number of votes cast at the last general election in such county less the total number of votes cast at the last general election in such municipality."

In line 202 after the "comma" add the following language: "including the enacted laws of this state, current session laws and journals appertaining."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Unruh moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 270 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 283 has had the same under consideration and recommends that the same be amended as follows:

In line 93: Delete the word "fifteen" and insert in lieu thereof the word "thirty"

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Rustan moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 283 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 287 has had the same under consideration and recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 331 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 338 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Rep. Belquist moved that Senate Bill No. 338 be now referred to the Committee on Appropriations, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to transmit:

House Bill No. 945

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

Speaker Link announced that Senate Bill No. 103, which had been returned from the Senate, would be re-referred to the Committee on Political Subdivisions.

Rep. Stallman requested a short recess for the Committee on Political Subdivisions, which request was granted.

Rep. Giffey moved that the absent members be excused, which motion prevailed.

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-SEVENTH DAY

Bismarck, March 2, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Capt. Gordon A. Spicer of the Salvation Army, Bismarck, North Dakota.

Roll Call: All members present except Reps. Johnson of Barnes, Powers of Barnes and Sanstead.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-fourth day after recess and fifty-sixth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Froeschle moved that the report be adopted, which motion prevailed.

FOURTH ORDER OF BUSINESS

The Chief Clerk read a communication from Governor Guy which was submitted under the requirements of Section 12-55-32 of the North Dakota Century Code. The accompanying statement of actions taken by the North Dakota State Board of Pardons is on file in the office of Speaker Link.

SIXTH ORDER OF BUSINESS

Rep. Stallman moved that the amendments to Senate Bill No. 158 as recommended by the Committee on Political Subdivisions, page 1006 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 349 as recommended by the Committee on Education, page 1008 of the House Journal, be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 349 would now be referred to the Committee on Appropriations.

Rep. Solberg moved that the amendments to Senate Bill No. 8 as recommended by the Committee on Appropriations, page 1010 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to House Bill No. 323 as recommended by the Committee on Finance and Taxation, page 1019 of the House Journal, be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Burk moved that he be given unanimous consent to amend Senate Bill No. 62 as follows :

"Delete everything after the parenthesis in line 1, and insert in lieu thereof the following:

"Sections 12-48-08, 12-48-09, 12-48-10, and 12-48-11 of the North Dakota Century Code are hereby repealed."

And renumber the lines accordingly."

The motion of Rep. Burk passed.

Rep. Burk moved that Senate Bill No. 62 be placed on final passage at this time, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 62. A Bill for an Act to repeal Sections 12-48-08, 12-48-09, 12-48-10 of the North Dakota Century Code, and Section 12-48-11 of the 1963 Supplement to the North Dakota Century Code, relating to the penitentiary tannery, and the manufacture, marking, and sale of coffins at the penitentiary.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on the floor by unanimous consent, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Lang	Schoenwald
Belquist	Fossum	Larsen	Shablow
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Leer	Skaar
Bilden	Ganser	Linderman	Solberg
Bloom	Gengler	Loerch	Stallman
Borstad	Gietzen	Lundene	Staven
Boustead	Giffey	Meschke	Stenhjem
Bowles	Glaspey	Meyer	Stockman
Bowman	Gronhøvd	Miller	Strand
Breum	Gudajtes	Mueller	Streibel
Brown	Hardmeyer	Myhre	Tough
Bruner	Harrison	Obie	Tweten
Burk	Hauf	Olafson	Unruh
Christensen	Haugen	Olienyk	Vogel
Christopher	Haugland	Olson	Wagner
Coles	Hertz	Opedahl	Wastvedt
Collette	Hickle	Poling	Welder
Connolly	Hilleboe	Powers, Barnes	Wentz
Dahlen	Hoffner	Powers, Cass	Whittlesey
Davis	Ivesdal	Reimers	Wilkie
Dick	Johnson,	Rieger	Williamson
Dornacker	Barnes	Rivinius	Winge
Elkin	Johnson, G. V.	Rosendahl	Mr. Speaker
	Knudsen	Ruddy	

Absent and not voting:

Duncan	Montplaisir	Rustan	Sanstead
Jungroth			

So the bill passed and the title was agreed to.

Rep. Burk moved that the vote by which Senate Bill No. 62 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
House Bill No. 535 - 553 - 614

House Bill No. 636 - 676 - 692

House Bill No. 720 - 828 - 862

House Bill No. 889 - 891 - 921

And the Speaker signed the same in the presence of the House.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration.

House Concurrent Resolution "X-1", to wit:

"A concurrent resolution expressing appreciation to members of the National Guard participating in recent emergency snow removal and disaster operations.";

House Concurrent Resolution "Y-1", to-wit:

"A concurrent resolution suggesting early announcement of Re-seal Programs by the United States department of agriculture.";

House Concurrent Resolution "Z-1", to-wit:

"A concurrent resolution directing the legislative research committee to prepare a legislative employees' handbook describing the duties and responsibilities of legislative employees for use by employees at succeeding sessions of the legislative assembly.";

House Concurrent Resolution "A-2", to-wit:

"A concurrent resolution requesting the United States Commissioner of Internal Revenue to recognize North Dakota statutes in regard to expense payments to legislators."; and

House Concurrent Resolution "B-2", to-wit:

"A concurrent resolution requesting the Secretary of Agriculture and the United States Congress to take all possible steps to secure restoration of funds cut from soil conservation and agricultural stabilization and conservation budgets."

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Hoffner moved that the report be adopted, which motion prevailed.

Reps. Giffey and Streibel (Through the Delayed Bills Committee) introduced:

House Concurrent Resolution "X-1". A concurrent resolution expressing appreciation to members of the National Guard participating in recent emergency snow removal and disaster operations.

Was read the first time.

Reps. Stallman and Reimers (Through the Delayed Bills Committee) introduced:

House Concurrent Resolution "Y-1". A concurrent Resolution suggesting early announcement of Re-seal Programs by the United States department of agriculture.

Was read the first time.

The Committee on Delayed Bills introduced:

House Concurrent Resolution "Z-1". A concurrent resolution directing the legislative research committee to prepare a legislative employees' handbook describing the duties and responsibilities of legislative employees for use by employees at succeeding sessions of the legislative assembly.

Was read the first time.

The Committee on Delayed Bills introduced:

House Concurrent Resolution "A-2". A concurrent resolution requesting the United States Commissioner of Internal Revenue to recognize North Dakota statutes in regard to expense payments to legislators.

Was read the first time.

Rep. Hauf (Through the Committee on Delayed Bills) introduced:
House Concurrent Resolution "B-2". A concurrent resolution requesting the Secretary of Agriculture and the United States Congress to take all possible steps to secure restoration of funds cut from soil conservation and agricultural stabilization and conservation budgets.

Was read the first time.

Rep. Giffey moved that House Concurrent Resolutions "X-1", "Y-1", "Z-1", "A-2", and "B-2" be printed in the House Journal, and not as a bill, and placed on the calendar for final passage on the next legislative day, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "X-1"

Introduced by Committee on Delayed Bills

Representatives Giffey and Streibel

A concurrent resolution expressing appreciation to members of the National Guard participating in recent emergency snow removal and disaster operations.

1 WHEREAS, the North Dakota National Guard in accordance
 2 with its function of protection of the property and lives of
 2a citizens
 3 of the state in periods of emergencies and disasters has credit-
 3a ably
 4 performed its duties; and

5 WHEREAS, members of the National Guard participating in
 6 field operations worked long hours under extreme weather
 6a conditions

7 and sub-zero temperatures during all or a part of the period of
 8 disaster relief activities; and

9 WHEREAS, it is the desire of the legislative assembly
 10 to express its appreciation and that of the people of this state to
 11 the National Guard and to specifically commend those guards-
 11a men who
 12 participated in the field operations;

13 NOW, THEREFORE, BE IT RESOLVED BY THE
 14 HOUSE OF REPRESENTATIVES OF THE STATE OF
 15 NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

16 That the legislative assembly on behalf of its members and on
 17 behalf of the citizens of this state does hereby express its
 18 appreciation to the following members of the North Dakota
 18a National
 19 Guard who so willingly and creditably, under adverse weather
 19a condi-

20 tions, performed their duties in such a creditable fashion:

21 Colonel Joseph J. Thomas
 22 Lieutenant Colonel Clayton C. Bartz
 23 Lieutenant Colonel George W. Gagnon
 24 Lieutenant Colonel Bernard A. Wagner
 25 Major Gerard G. Blanc
 26 Major Ervin M. Sande
 27 Captain Virgil R. Kottsick
 28 Captain Richard J. Roehrick
 29 Chief Warrant Officer Dick D. Keyes
 30 Chief Warrant Officer William P. Reisenauer
 31 Warrant Officer Donald J. Steffan
 32 Chief Warrant Officer Roy O. Walter
 33 First Sergeant Benoni C. McFerran
 34 First Sergeant Raymond D. Scharnowske
 35 Sergeant First Class Ervin J. Barta
 36 Sergeant First Class Kjerulf P. Dreyer
 37 Sergeant First Class Charles D. Hansen
 38 Sergeant First Class Cecil R. Malard
 39 Platoon Sergeant Bruce A. Parsons

- 40 Sergeant First Class Robert J. Rebenitsch
 41 Platoon Sergeant Wendelin J. Reiger
 42 Sergeant First Class Thomas R. Spicer
 43 Platoon Sergeant James A. Tolken
 44 Sergeant First Class Robert E. Alvestad
 45 Staff Sergeant Frank J. Barta
 46 Staff Sergeant Lloyd J. Bird
 47 Staff Sergeant Leonard A. Benfiet
 48 Staff Sergeant James R. Bosch
 49 Staff Sergeant Virgil G. Degenstein
 50 Staff Sergeant Paul Eisenzimmer
 51 Staff Sergeant George C. Gray
 52 Staff Sergeant Morris V. Hagen
 53 Staff Sergeant Donald D. Hagler
 54 Staff Sergeant Daniel R. Heisler
 55 Staff Sergeant Wilhelm L. Koch
 56 Staff Sergeant John A. Sanders
 57 Staff Sergeant Tilford W. Schlieve
 58 Staff Sergeant Earl A. Schneider
 59 Staff Sergeant Harry Schneider
 60 Staff Sergeant Raymond H. Steffen
 61 Staff Sergeant Norton A. Tangen
 62 Staff Sergeant James W. Thompson
 63 Staff Sergeant John F. Ziegler
 64 Sergeant Robert D. Bergley
 65 Specialist 5 Robert D. Cruse
 66 Specialist 5 Daniel M. Holtz
 67 Sergeant Donald M. Huber
 68 Specialist 5 Casper A. Kurtz
 69 Specialist 5 Henry G. Moe
 70 Sergeant Dean W. Newton
 71 Specialist 5 Lawrence D. Parsons
 72 Specialist 5 Thorsten J. Sabie
 73 Specialist 5 William R. Sager
 74 Specialist 5 Allen C. Stein
 75 Specialist 4 Herbert K. Felch
 76 Specialist 4 Larry J. Liere
 77 Specialist 4 Richard O. Weed
 78 BE IT FURTHER RESOLVED, that the Adjutant General
 79 forward a copy of the Journal of the House of Representatives
 80 containing this resolution to each member of the National Guard
 81 named in this resolution.

HOUSE CONCURRENT RESOLUTION "Y-1"

By Committee on Delayed Bills

Introduced by Reprs. Stallman and Reimers

A concurrent Resolution suggesting early announcement of Reseal Programs by the United States department of agriculture.

WHEREAS, the storage of grains to benefit North Dakota economy must be maintained on the farms as much as possible; and

WHEREAS, the following Price Support Reseal Programs be authorized by the 1965-1966 storage:

1964 Crop — wheat, corn, barley and oats

1963 Crop — wheat, corn, barley and oats

1962 — Crop — wheat and corn

and that the sense of this request is consistent with the reseal program policies of the past and that justification for this reseal program exists presently as it did for previous reseal programs; and

WHEREAS, an early announcement of the availability of the reseal program for the 1964 wheat crop is desirable because it would be an added incentive for producers of spring wheat to comply with the 1965 wheat acreage allotments; and

WHEREAS, an early announcement of the availability of reseal for 1964 corn, barley and oat crops for the 1965-1966 storage period will encourage greater participation in the 1965 feed grain program; and

WHEREAS, early announcements of a reseal program assists farmers and warehousemen to do sound planning, accomplish orderly grain movements and help to obviate severe boxcar shortages, which have been experienced by North Dakota in the past.

NOW, THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That this resolution suggesting reseal programs for storage for the years 1965-66 be adopted by the United States Department of Agriculture and that copies of this resolution be sent to the Honorable Orville Freeman, Secretary of Agriculture, Senator Milton R. Young, United States Senator of North Dakota, Senator Quentin N. Burdick, United States Senator of North Dakota and the Honorable Mark Andrews, United States Congressman from the East District of North Dakota and the Honorable Roland Redlin, Congressman from the West District of North Dakota.

HOUSE CONCURRENT RESOLUTION "Z-1"

Introduced by Committee on Delayed Bills

A concurrent resolution directing the legislative research committee to prepare a legislative employees' handbook describing the duties and responsibilities of legislative employees for use by employees at succeeding sessions of the legislative assembly.

1 WHEREAS, there is consistently a major
2 turnover of employees at each legislative session, and return-
3 ing employees must sharpen their skills in the legislative
4 process after 22 months of legislative inactivity; and

5 WHEREAS, the scope of responsibility of the
6 legislative assembly and the importance of problems and legis-
7 lation before it require that its employees perform their
8 duties with the utmost efficiency and accuracy in order to
9 permit the legislative assembly to perform its duties; and

10 WHEREAS, at the beginning of each session of
11 the legislative assembly the legislative process is handicapped
12 by the confusion and misunderstandings that develop as em-
13 ployees attempt to perform tasks unfamiliar to them; and

14 WHEREAS, a method should be devised to
15 transfer the experience of legislative employees to employees
16 of succeeding legislative sessions;

17 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
18 OF REPRESENTATIVES OF THE STATE OF NORTH
18a DAKOTA,

19 THE SENATE CONCURRING THEREIN:

20 That the legislative research committee is hereby directed
21 to prepare a legislative employees' handbook, listing qualifi-
22 cations necessary to properly fill various employee positions,
23 the principal responsibilities and duties of the various
24 positions, and procedures to be followed in performing such
25 duties.

HOUSE CONCURRENT RESOLUTION "A-2"

Introduced by Committee on Delayed Bills

A concurrent resolution requesting the United States Commissioner of Internal Revenue to recognize North Dakota statutes in regard to expense payments to legislators.

1 WHEREAS, the North Dakota legislative
2 assembly has determined as a matter of law that the sum of
2a twenty
3 dollars per day is the minimum away-from-home living expense

3a and

4 costs of periodic trips to and from the state capital city for
5 members of the legislative assembly; and

6 WHEREAS, the Bureau of Internal Revenue treats such
6a expense

7 allowance as income, has refused to recognize North Dakota
8 statutes, and requires detailed and minute listings and sub-
9 stantiation of such costs prior to allowing deductions upon the
10 income tax returns of legislators; and

11 WHEREAS, it is improper for one sovereign
12 government to refuse to give faith and credit to the laws of
13 another;

14 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
15 OF REPRESENTATIVES OF THE STATE OF NORTH

15a DAKOTA,

16 THE SENATE CONCURRING THEREIN:

17 That the United States Commissioner of Internal Revenue is
18 hereby urged and requested to give full faith and credit to the
19 laws of this state pertaining to the expense allowances paid by
20 the state of North Dakota to its legislators; and

21 BE IT FURTHER RESOLVED, that copies of
22 this resolution be forwarded by the Secretary of State to the
23 United States Commissioner of Internal Revenue and to each
23a member

24 of the North Dakota congressional delegation.

HOUSE CONCURRENT RESOLUTION "B-2"

Introduced by Committee on Delayed Bills (Otto Hauf)

A concurrent resolution requesting the Secretary of Agriculture
and the United States Congress to take all possible steps
to secure restoration of funds cut from soil conservation
and agricultural stabilization and conservation budgets.

1 WHEREAS, the Congress of the United States
2 has for nearly thirty years followed a policy of making soil
3 conservation service technical assistance available without
4 charge to private landowners; and

5 WHEREAS, the availability of such technical
6 assistance has been of great value in the restoration and con-
7 servation of our natural resources; and

8 WHEREAS, conservation work in the fields of
9 tree planting and water impoundments has been of particularly
10 great benefit; and

11 WHEREAS, much work remains to be done in the
12 field of soil and water conservation; and

13 WHEREAS, the federal bureau of the budget has
14 recommended sharp reductions in funds for technical assistance
15 and cost-sharing aid in the conservation field;

16 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
17 OF REPRESENTATIVES OF THE STATE OF NORTH

17a DAKOTA,

18 THE SENATE CONCURRING THEREIN:

19 That the Secretary of Agriculture and the Congress of the
20 United States are hereby respectfully urged to take all possible
21 steps to secure the restoration of funds cut from soil con-
22 servation and agricultural stabilization and conservation
23 budgets, in order that conservation work, particularly in the
24 areas of tree planting and water impoundment and similar-type
25 projects, may continue at not less than their past level; and

26 BE IT FURTHER RESOLVED, that copies of
27 this resolution be forwarded to the United States Secretary of
28 Agriculture and to each member of the North Dakota

28a congressional
29 delegation.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Bill No. 947, to-wit:

"A bill for an Act relating to the acquisition of Fort Abraham Lincoln by the state.";

House Concurrent Resolution "C-2", to-wit:

"A concurrent resolution directing the governor and the board of administration to act on behalf of the state of North Dakota in accepting title to facilities at Fort Abraham Lincoln as authorized by law."

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Hoffner moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

The Committee on Delayed Bills introduced:

House Bill No. 947. A Bill for an Act relating to the acquisition of Fort Abraham Lincoln by the state.

Was read the first time and referred to the Committee on State and Federal Government.

The Committee on Delayed Bills introduced:

House Concurrent Resolution "C-2". A concurrent resolution directing the governor and the board of administration to act on behalf of the state of North Dakota in accepting title to facilities at Fort Abraham Lincoln as authorized by law.

Was read the first time, and referred to the Committee on State and Federal Government.

Rep. Giffey moved that House Concurrent Resolution "C-2" and House Bill No. 947 be printed in the House Journal, and not in bill form, which motion prevailed.

HOUSE BILL NO. 947

Introduced by Committee on Delayed Bills

A BILL

For an Act relating to the acquisition of Fort Abraham Lincoln by the state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. STATEMENT OF LEGISLATIVE INTENT.)

2 WHEREAS, Fort Abraham Lincoln, located 2 miles
3 south and east of the city of Bismarck is scheduled to be
4 de-activated as a military post, and will be turned over to
5 the General Services Administration for disposal; and

6 WHEREAS, the legislative assembly of the
7 state of North Dakota finds that it may be to the advantage
8 of the state to acquire the buildings and grounds of Fort
9 Lincoln for the use of the state, its departments, agencies,
10 and political subdivisions; and

11 WHEREAS, it is the desire of the legislative
12 assembly to explore all avenues relating to the use for Fort
13 Lincoln for the benefit of the state and its political sub-
14 divisions and thereafter to acquire such property for such
15 purposes if it shall be determined that such acquisition is
16 in the best interests of the state.

17 SECTION 2. AUTHORITY TO ACQUIRE FORT
18 LINCOLN.) Upon a determination by the emergency
18a commission,

19 including the legislative members thereof, that the state or

20 its political subdivisions have need for the buildings and
 21 grounds of Fort Lincoln and that it is to the advantage of
 22 the state to acquire such property, the emergency commission
 23 may take such action as may be necessary to acquire such prop-
 24 erty from the United States upon such terms and conditions as
 25 it shall deem to be in the best interests of the state. Not-
 26 withstanding other provisions of chapter 54-16, the emergency
 27 commission shall be authorized to grant funds from the con-
 28 tingency fund for the purpose of carrying out such acquisition
 29 and the maintenance and preservation of the property. Such
 30 property shall be under the jurisdiction of the state board of
 31 administration for the purpose of management, maintenance,
 31a and
 32 preservation if it shall be acquired.

HOUSE CONCURRENT RESOLUTION "C-2"

Introduced by Committee on Delayed Bills

A concurrent resolution directing the governor and the board of
 administration to act on behalf of the state of North Dakota
 in accepting title to facilities at Fort Abraham Lincoln as
 authorized by law.

1 WHEREAS, the United States Secretary of
 2 Defense has declared Fort Abraham Lincoln at Bismarck, North
 2a Dakota,
 3 a surplus military installation, thus subject to disposal by the
 4 General Services Administration; and

5 WHEREAS, a citizens' committee has
 6 already done a considerable amount of work toward
 6a determining the
 7 most suitable use for facilities at Fort Lincoln should such
 8 facilities be taken over by the state of North Dakota; and

9 WHEREAS, the approaching completion of
 10 the Oahe dam and reservoir will necessitate expanded facilities
 11 in such fields as parks and recreation, conservation, and
 11a wildlife;
 12 and

13 WHEREAS, Fort Lincoln will be ideally
 14 located in close proximity to the Oahe reservoir;

15 NOW, THEREFORE, BE IT RESOLVED BY
 16 THE HOUSE OF REPRESENTATIVES OF THE
 17 STATE OF NORTH DAKOTA, THE SENATE
 18 CONCURRING THEREIN:

19 That the governor, board of administration, and such other
 19a state
 20 officials and agencies as may be concerned are hereby directed
 20a to

21 act on behalf of the state of North Dakota in securing title to
 22 facilities at Fort Lincoln for the use and benefit of the state of
 23 North Dakota upon such terms as may be prescribed by the
 23a Federal

24 Government, in order to assure, insofar as possible, that such
 25 facilities remain as an integrated unit and are not sold and
 26 subdivided into multiple purposes, either governmental or
 26a private.

27 And further be it resolved that a copy of this resolution be
 27a forwarded by air
 28 mail to the General Services Administrator, Washington, D. C.
 28a and a copy to each
 29 of the Congressional delegation from North Dakota.

Rep. Belquist requested a short recess for the Committee on State
 and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 11. A Bill for an Act making an appropriation to continue the operation of North Dakota Civil Defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 85; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Kvasager	Ruddy
Backes	Erickson, Ward	Lang	Schaffer
Bergman	Fossum	Larsen	Schoenwald
Bier	Frank	Leer	Shorma
Bilden	Froeschle	Linderman	Skaar
Bloom	Ganser	Loerch	Solberg
Borstad	Gengler	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Mueller	Strand
Bruner	Harrison	Obie	Streibel
Christensen	Hauf	Olafson	Tough
Christopher	Haugen	Olienyk	Vogel
Collette	Haugland	Olson	Wagner
Connolly	Hertz	Opedahl	Wastvedt
Dahlen	Hilleboe	Poling	Welder
Davis	Ivesdal	Powers, Barnes	Whittlesey
Dick	Johnson,	Powers, Cass	Wilkie
Dornacker	Barnes	Reimers	Williamson
	Johnson, G. V.	Rieger	Mr. Speaker

Absent and not voting:

Belquist	Gietzen	Larson	Sanstead
Brown	Gronhovd	Meschke	Shablow
Burk	Hickle	Myhre	Tweten
Coles	Hoffner	Rivinius	Unruh
Duncan	Jungroth	Rundle	Wentz
Elkin	Krenz	Rustan	Winge

So the bill passed and the title was agreed to.

Senate Bill No. 224. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities or villages, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and improvements incidental to urban renewal projects.

Which had been read.

The question being on the final passage of the bill, as amended, page 290 of the Senate Journal, Rep. Hertz moved that further consideration of Senate Bill No. 224 be delayed until the return of the State and Federal Government Committee, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 7 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the engrossed bill, after the words "the sum of" delete the sum \$341,660.00 and in lieu thereof insert the sum \$338,960.00

Line 9, delete the sum \$131,225.00 and in lieu thereof insert the sum \$128,525.00

Line 14, delete the sum \$341,660.00 and in lieu thereof insert the sum \$338,960.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 7 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 16 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 44 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title of the engrossed senate bill, after the word "of", insert the word "regular"

Following the last line of the bill insert the following new paragraph:

"Provided, however, if the amendments to the Constitution of the state of North Dakota as contained in Senate Concurrent Resolution "A" authorizing a meeting of the legislative assembly for organizational and orientation purposes shall be approved by the electorate at the general election held in November 1966, then and in that event the legislative assembly shall convene at nine o'clock a.m. on the eighth day of December 1966 for not more than three calendar days for organizational and orientation purposes as provided in the Constitution."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BELQUIST, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 44 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 116 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the word "sections" insert the following "21-10-01,"

After the enacting clause insert the following section:

"SECTION 1. AMENDMENT.) Section 21-10-01 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-10-01. STATE INVESTMENT BOARD — MEMBERSHIP. The North Dakota state investment board shall consist of the governor, the state treasurer, the state land commissioner, (((and))) the chairman of the workmen's compensation bureau, (((and))) the state insurance commissioner, and the managing officer of the Bank of North Dakota.

In line 1 of the bill After the word SECTION delete the numeral "1" and insert in lieu thereof the numeral "2"

In line 17 of the bill after the word "The" delete the words "Bank of North Dakota" and insert in lieu thereof the the word "board" and after the comma insert the words "at a salary to be determined by the board,"

In line 20 after the second word "The" delete the word "bank" and insert in lieu thereof the word "board"

In line 23 of the bill after the word "removal" insert the words "by the board"

In line 27 delete the numeral "2" and insert in lieu thereof the numeral "3"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LUNDENE, Chairman

Rep. Hardmeyer moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 116 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 134 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Shablow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 141 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 159 has had the same under consideration and recommends that the same be amended as follows:

In the fourth line of the title after the word "commission" and before the period insert the following words: ", the operation of airports and establishing charges, and making an appropriation"

In line 11 of the bill after the word "fields" delete the words "near public recreational areas or"

Following line 13 insert the following language:

"SECTION 2. AIRPORT OPERATION AND INCOME.) The aeronautics commission shall have operational control of airports constructed under the provisions of section 2-06-01.1 and may provide for the imposition of landing fees, granting of fuel and service concessions, or the lease of portions of the premises for other related airport services of for purposes not inconsistent with the use of the premises for airport purposes. All income from the operation of such airports shall be deposited in the state treasury in a special operating fund to be known as the airport operating fund. All expenditures from such fund shall be within the limits of legislative appropriations and shall be made upon vouchers, signed and approved by the director of the aeronautics commission. Upon approval of such vouchers by the state auditing board, warrant-checks for such expenditures shall be prepared by the department of accounts and purchases.

SECTION 3. APPROPRIATION.) There is hereby appropriated and may be expended from the airport operating fund by the aeronautics commission for the purpose of operating and improving airports constructed and operated in accordance with section 2-06-01.1, the sum of \$4,000.00 or so much thereof as may be necessary, during the biennium beginning July 1, 1965, and ending June 30, 1967."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 159 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 169 has had the same under consideration and recommends the same be returned to the House without recommendation.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Rep. Solberg moved that Senate Bill No. 169 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 228 has had the same under consideration and recommends that the same be amended as follows:

In line 15 of the engrossed bill delete all of the underlined material following the triple brackets.

Delete lines 16 through 19 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 228 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 243 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 266 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title delete the period and insert the following: “, and declaring an emergency.”

At the end of the bill add the following new section;

“(SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 266 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 314 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 348 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 358 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Wastvedt moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "G" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BELQUIST, Chairman

Rep. Haugland moved that the report be adopted.

Rep. Rustan moved a substitute motion that Senate Concurrent Resolution "G" be placed on the calendar, which motion prevailed on a division vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 224. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities or villages, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and improvements incidental to urban renewal projects.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 290 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 57; absent and not voting, 4.

Those voting in the affirmative were:

Belquist	Gronhovd	Leer	Shorma
Bergman	Hardmeyer	Linderman	Skaar
Bloom	Harrison	Lundene	Stallman
Borstad	Hauf	Meschke	Staven
Breum	Haugen	Montplaisir	Stenhjem
Burk	Haugland	Olson	Stockman
Christensen	Hoffner	Poling	Strand
Dahlen	Ivesdal	Powers, Cass	Vogel
Erickson,	Jungroth	Rieger	Whittlesey
Mountrail	Kvasager	Rosendahl	Wilkie
Erickson, Ward	Lang	Rustan	Williamson
Fossum	Larson	Schoenwald	Mr. Speaker
Glaspay			

Those voting in the negative were:

Aamoth	Dick	Johnson,	Reimers
Anderson	Dornacker	Barnes	Rivinius
Bier	Duncan	Johnson, G. V.	Ruddy
Bilden	Elkin	Knudsen	Rundle
Boustead	Frank	Krenz	Schaffer
Bowles	Froeschle	Larsen	Shablow
Bowman	Ganser	Loerch	Streibel
Brown	Gengler	Miller	Tough
Bruner	Gietzen	Mueller	Tweten
Christopher	Giffey	Myhre	Unruh
Coles	Gudajtes	Obie	Wagner
Collette	Hertz	Olafson	Wastvedt
Cannolly	Hickle	Olienyk	Welder
Davis	Hilleboe	Opedahl	Wentz
		Powers, Barnes	Winge

Absent and not voting:

Backes Meyer Sanstead Solberg

So the bill was declared lost.

Rep. Brown moved that the vote by which Senate Bill No. 224 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 330. A Bill for an Act relating to the termination of certain easements.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Backes	Erickson, Ward	Lang	Rustan
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowles	Glaspey	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Hauf	Obie	Tweten
Christensen	Haugen	Olafson	Unruh
Christopher	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker
	Knudsen		

Absent and not voting:

Sanstead Solberg

So the bill passed and the title was agreed to.

Rep. Loerch asked that he be excused from voting on Senate Bill No. 344.

Rep. Johnson of Barnes moved that Rep. Loerch and all other gasoline dealers be permitted to vote on Senate Bill No. 344, which motion prevailed.

Senate Bill No. 344. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchase of motor vehicle fuel by the department of accounts and purchases.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 55; nays, 51; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Rustan
Bergman	Fossum	Lang	Schaffer

Bier	Frank	Larsen	Shorma
Bilden	Froeschle	Loerch	Stenhjem
Boustead	Ganser	Miller	Stockman
Bowman	Gengler	Mueller	Streibel
Brown	Hardmeyer	Myhre	Tough
Christopher	Haugen	Olienyk	Tweten
Coles	Haugland	Opedahl	Unruh
Cannolly	Hickle	Powers, Barnes	Wagner
Davis	Hilleboe	Reimers	Wastvedt
Dick	Johnson,	Rivinius	Welder
Dornacker	Barnes	Ruddy	Wentz
Duncan	Johnson, G. V.	Rundle	Whittlesey

Those voting in the negative were:

Anderson	Erickson, Ward	Kvasager	Rieger
Backes	Gietzen	Larson	Rosendahl
Bloom	Giffey	Leer	Schoenwald
Borstad	Glaspey	Linderman	Shablow
Bowles	Gronhovd	Lundene	Skaar
Breum	Gudajtes	Meschke	Stallman
Bruner	Harrison	Meyer	Staven
Burk	Hauf	Montplaisir	Strand
Christensen	Hertz	Obie	Vogel
Collette	Hoffner	Olafson	Wilkie
Dahlen	Ivesdal	Olson	Williamson
Erickson,	Jungroth	Poling	Winge
Mountrail	Krenz	Powers, Cass	Mr. Speaker

Absent and not voting:

Belquist Sanstead Solberg

So the bill passed and the title was agreed to.

Rep. Elkin moved that the vote by which Senate Bill No. 344 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to return:

Senate Bill No. 62

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to return:

Senate Bill No. 43

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to transmit:

House Bill No. 535 - 553 - 614

House Bill No. 636 - 676 - 692

House Bill No. 720 - 828 - 862

House Bill No. 889 - 891 - 921

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to transmit:

House Bill No. 943

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to return:

Senate Bill No. 93 - 187 - 307 - 321

Senate Concurrent Resolution No. "S" - "U"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 2, 1965

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate, Representatives:

Olson

Hardmeyer

Hilleboe to act on Senate Bill No. 167.

Representatives:

Bergman

Ruddy

Olson to act on Senate Bill No. 183.

Representatives:

Vogel

Montplaisir

Olienyk to act on Senate Concurrent Resolution "F".

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Rep. Gengler moved that all attorneys in the assembly be permitted to vote on Senate Bill No. 273, which motion prevailed.

Senate Bill No. 273. A Bill for an Act to amend and reenact section 29-01-27 of the North Dakota Century Code, relating to compensation for court appointed counsel.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 67; nays, 40; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rieger
Anderson	Mountrail	Lang	Rivinius
Backes	Erickson, Ward	Larsen	Rosendahl
Bilden	Froeschle	Leer	Ruddy
Bloom	Ganser	Linderman	Rustan
Boustead	Gengler	Loerch	Schoenwald
Bowles	Gietzen	Lundene	Skaar
Bowman	Giffey	Meschke	Stenhjem
Breum	Gronhovd	Meyer	Stockman
Brown	Hauf	Miller	Tough
Bruner	Haugland	Montplaisir	Vogel
Burk	Hertz	Mueller	Wagner
Christensen	Hilleboe	Myhre	Wastvedt
Coles	Hoffner	Obie	Wentz
Connolly	Ivesdal	Olson	Whittlesey
Dahlen	Jungroth	Powers, Cass	Williamson
Dornacker	Knudsen	Reimers	Mr. Speaker

Those voting in the negative were:

Bergman	Glaspey	Larson	Solberg
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Bier	Gudajtes	Olafson	Stallman
Borstad	Hardmeyer	Olienyk	Staven
Christopher	Harrison	Opedahl	Strand
Collette	Haugen	Poling	Streibel
Davis	Hickle	Powers, Barnes	Tweten
Dick	Johnson,	Rundle	Unruh
Duncan	Barnes	Schaffer	Welder
Elkin	Johnson, G. V.	Shablow	Wilkie
Fossum	Krenz	Shorma	Winge
Frank			

Absent and not voting:

Belquist Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 164. A Bill for an Act to provide for the general welfare of state employees by authorizing the adoption by the State of North Dakota and all of its departments, boards, institutions, commissions, and agencies of a retirement plan supplementary to social security in accordance with the provisions of this Act.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 326 of the Senate Journal and 966 of the House Journal, the roll was called and there were: ayes, 98; nays, 10; absent and not voting, 1.

Those voting in the affirmative were:

Anderson	Frank	Lang	Rundle
Backes	Froeschle	Larsen	Rustan
Belquist	Ganser	Larson	Schaffer
Bergman	Gengler	Leer	Schoenwald
Bier	Gietzen	Linderman	Shorma
Bilden	Giffey	Loerch	Skaar
Bloom	Glaspey	Lundene	Solberg
Borstad	Gronhovd	Meschke	Stallman
Boustead	Gudajtes	Meyer	Staven
Bowles	Hardmeyer	Miller	Stenhjem
Bowman	Harrison	Montplaisir	Stockman
Breum	Hauf	Mueller	Strand
Bruner	Haugen	Myhre	Streibel
Christensen	Haugland	Obie	Tough
Christopher	Hertz	Olafson	Tweten
Coles	Hilleboe	Olienyk	Unruh
Collette	Hoffner	Olson	Vogel
Dahlen	Ivesdal	Opedahl	Wagner
Dick	Johnson,	Poling	Wastvedt
Dornacker	Barnes	Powers, Barnes	Wentz
Elkin	Johnson, G. V.	Powers, Cass	Whittlesey
Erickson,	Jungroth	Reimers	Wilkie
Mountrail	Knudsen	Rivinius	Williamson
Erickson, Ward	Krenz	Rosendahl	Winge
Fossum	Kvasager	Ruddy	Mr. Speaker

Those voting in the negative were:

Aamoth	Connolly	Hickle	Shablow
Brown	Davis	Rieger	Welder
Burk	Duncan		

Absent and not voting:

Sanstead

So the bill passed and the title was agreed to.

Rep. Aamoth: "I wish to explain my nay vote on the last bill.

It has been our experience at this meeting of the legislature, to repeatedly have people come before the Appropriations Committee to ask for additional funds for their retirement funds.

This has become a matter of concern to the members of the Appropriations Committee.

I had a resolution ready for the Delayed Bills Committee recommending a study of the state's obligations under the existing pension plans.

I do not oppose state employees receiving pensions but I am greatly concerned over the lack of organization under our pension plans on the state level. All plans should have been studied thoroughly so we could know the state's obligations under existing plans.

I am sure no one in this House can tell me what our obligations are under the plan just voted on."

Rep. Brown: "I rise to explain my nay vote on House Bill No. 164 and have my remarks printed in the Journal.

I rise to say I am not against state employees and I am a poor politician when I am living in the City of Bismarck to vote in opposition to this ever-rising dipping into the taxpayer's pockets for fringe benefits.

I have calculated the percentage for these three programs. We have the Social Security which is now 3%, insurance which is around 2% and now an additional 4%, which totals close to 10% paid out of state funds.

I am not in here to get re-elected but rather to represent all the people of North Dakota, and I think it would behoove all of us to examine the number of state employees — then cut down on the number of employees and raise the salaries of our state employees so they can buy their own insurance — as I have to do."

Rep. Burk: "I would like to explain my vote and have my brief remarks recorded in the Journal.

I voted No for the main reasons that Rep. Brown just mentioned.

I believe we should have fewer employees — I am one who believes we have too many employees, both state and national — and we could pay better salaries.

We have a situation in our state and nation where everyone is coming in and asking additional appropriations and when this legislature tries to remedy the taxes to take care of those additional sums, everybody says, "Please tax everybody but me."

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 606 - 624 - 625

House Bill No. 626 - 872

House Concurrent Resolution "H" - "K" - "V" - "W"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 893

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 506 - 507 - 516

House Bill No. 523 - 531 - 540

House Bill No. 561 - 572 - 585

House Bill No. 641 - 682 - 697

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 506

Add a line 20A for "Major Improvements and Repairs" at a figure of \$90,000.00

In line 22 delete the figure "\$7,912,330.00" and insert in lieu thereof the figure "\$8,002,330.00"

AMENDMENTS TO HOUSE BILL No. 507

In line 12 delete the figure "\$642,300.00" and insert in lieu thereof the figure "\$742,300.00"

In line 14 delete the figure "\$200,000.00" and insert in lieu thereof the figure "\$221,472.00"

In line 20 delete the figure "\$1,076,694.00" and insert in lieu thereof the figure "\$1,198,166.00"

AMENDMENTS TO HOUSE BILL No. 516

In line 3 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$447,000.00"

In line 7 delete the figure "\$101,000.00" and insert in lieu thereof the figure "\$130,000.00"

Add a line 8A "Moving to Bismarck" at a figure of "\$3,000.00"

Add a line 9A for "Emergency — Case Services" for "\$15,000.00"

In line 13 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$447,000.00"

AMENDMENTS TO HOUSE BILL No. 523

In line 3 delete the figure "\$140,002.00" and insert in lieu thereof the figure "\$174,002.00"

In line 7 delete the figure "\$85,000.00" and insert in lieu thereof the figure "\$109,000.00"

In line 8 delete the figure "\$27,000.00" and insert in lieu thereof the figure "\$32,000.00"

In line 9 delete the figure "\$28,002.00" and insert in lieu thereof the figure "\$33,002.00"

In line 10 delete the figure "\$140,002.00" and insert in lieu thereof the figure "\$174,002.00"

AMENDMENTS TO HOUSE BILL No. 531

After line 52 add the following:

"5. Provided, however that the preceding four subsections shall not be applicable unless the person concerned has been out of the headquarters or normal place of employment for eight hours or overnight."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 540

In line 6 of the title after the numerals "61-16-18," insert the following numerals "61-16-22,"

In line 407 insert new SECTION 18.

SECTION 18. AMENDMENT.) Section 61-16-22 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-16-22. FINANCING OF SPECIAL IMPROVEMENTS — PROCEDURE.) When it is proposed to finance in whole or in part the construction of a water conservation or flood control project by issuance of special assessment warrants or with funds raised through the collection of special assessment taxes levied against lands and premises benefited by construction and maintenance of such project,

and after such project is approved by the commission as provided herein and by the board of county commissioners of each of the counties wherein the district lies, the board, by resolution, shall declare that it is necessary to construct and maintain such project therein. Such resolution shall state briefly the nature and purpose of the proposed project, and shall state the time and place within said district where the board will meet to consider any protests to the proposed project, and, under the conditions specified in section 61-16-23, shall include provision for protesting the levy of the general tax provided in section 61-16-35 to be made by the board of county commissioners. Such resolution shall be given by publication thereof once each week for two successive weeks in a newspaper of general circulation in the district. The hearing shall be held not less than twenty days after the first publication of such resolution. If within ((twenty)) thirty days after the first publication of such resolution, the owners of property liable to be specially assessed for the proposed improvement shall file written protests with the secretary of the board, protesting against the improvement, the board at the time set for such hearing shall determine the sufficiency thereof. If the board finds the protests to contain the names of the owners of a majority by taxable value of the land subject to assessment for construction of the proposed project, then the protests shall be a bar against proceeding further with such improvement. If the protests are found to be insufficient or invalid, the board may proceed to determine damages, if any, which will be sustained by owners of affected property and the board may proceed to contract or provide for the construction or maintenance of the project in substantially the manner and according to the forms and proceedings provided in title 40 of this code, and acts amendatory thereof, and supplemental thereto, for the construction of sewers within municipalities. When any district has entered into an agreement pursuant to the provisions of this chapter, under the terms of which the contract for such work is to be let by the United States government or by the state of North Dakota, or by both jointly, the board, after hearing protests and determining to proceed with the improvement, may dispense with the balance of the requirements of this chapter relating to plans for, bids upon, contracts for, construction of, and any other steps leading up to the construction of an improvement by the special assessment method, and the board may proceed to cause assessments to be made as in other cases provided.

And renumber the lines and sections accordingly.

AMENDMENTS TO HOUSE BILL No. 561

In line 10 delete "ten" and insert "nine"

In line 12 delete "twelve" and insert "eleven"

In line 15 delete "fourteen" and insert "twelve"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 572

In line 10 after the comma delete the words "who shall periodically"

Delete lines 11, 12, and 13 and insert in lieu thereof the following: which department shall then proceed to dispose of said property in the following manner:

1. By transferring it to other state departments, institutions, or agencies without cost, except for transportation expenses which shall be paid by the receiving agency; or
2. If not disposed of under subsection 1, then by sale either on sealed bids reserving the right to reject all bids, or by negotiation at fair value if such method is deemed more feasible; or
3. If not disposed of under subsections 1 or 2, title to the property shall be transferred to the surplus property director, who shall

dispose of it by transferring it to political subdivisions without cost, except for transportation expenses.

All proceeds of property sold under authority of this section shall be deposited in the general fund. This section shall not be construed as prohibiting the exchange of items as a part of the purchase price of new items by any department, agency, or institution nor shall this section be applicable to equipment disposed of pursuant to section 24-03-15."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 585

In line 4 delete the words "after the second Monday"

Line 15 delete the words "after the second"

Line 16 delete the word "Monday"

Delete all of line 51 through 96

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 641

In line 4 after the word "close" insert the following language: "for the purpose of voting"

In line 4 delete "A qualified" and all of lines 5 through 18.

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 682

At the end of line 10 and before the period insert a semicolon and the following language: "provided, however, that such owner or person has first appealed the assessment to the local equalization board of the taxing district in which the property was assessed and to the county board of equalization of the county in which the property was assessed"

In line 61 after the semicolon insert the following: "provided, however, that the board shall not have authority to reduce an assessment until the taxpayer has established to the satisfaction of the board that he had first appealed the assessment to the local equalization board of the taxing district in which the property was assessed and to the county board of equalization of the county in which the property was assessed;"

Renumber the lines.

AMENDMENT TO HOUSE BILL No. 697

In line 8 of the bill after the word "of" delete the word (((two))) and insert in lieu thereof the word "four"

GERALD L. STAIR, Secretary

MESSAGE FROM THE GOVERNOR

STATE OF NORTH DAKOTA

Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 2, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota
Greetings:

As of yesterday I signed the following House Bills:

House Bill No. 534

House Bill No. 772

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

SECOND READING OF SENATE BILLS

Senate Bill No. 165. A Bill for an Act to require residents and nonresidents to obtain a general game license before obtaining any license to hunt game birds or game animals, and to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses.

Which had been read.

The question being on the final passage of the bill, as amended, on pages 437 and 485 and page 969 of the House Journal, Rep. Christensen moved that Senate Bill No. 165 be laid over one day, which motion prevailed.

Senate Bill No. 172. A Bill for an Act to amend and reenact section 39-06-04 of the North Dakota Century Code relating to the time that driver's permits shall be effective.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 322 of the Senate Journal and page 967 of the House Journal, the roll was called and there were: ayes, 98; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Frank	Larson	Schaffer
Anderson	Froeschle	Leer	Schoenwald
Backes	Ganser	Linderman	Shablow
Belquist	Gengler	Loerch	Shorma
Bergman	Gietzen	Lundene	Skaar
Bier	Giffey	Meschke	Solberg
Bilden	Glaspey	Meyer	Stallman
Borstad	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Tweten
Christopher	Hilleboe	Opedahl	Unruh
Coles	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Dahlen	Johnson,	Powers, Cass	Wastvedt
Dick	Barnes	Reimers	Welder
Dornacker	Jungroth	Rieger	Wentz
Duncan	Knudsen	Rivinius	Whittlesey
Erickson,	Krenz	Rosendahl	Wilkie
Mountrail	Kvasager	Ruddy	Williamson
Erickson, Ward	Lang	Rundle	Winge
Fossum	Larsen	Rustan	Mr. Speaker

Those voting in the negative were:

Connolly	Hickle	Johnson, G. V.	Olson
Davis			

Absent and not voting:

Bloom	Brown	Gronhovd	Sanstead
Boustead	Elkin		

So the bill passed and the title was agreed to.

Senate Bill No. 341. A Bill for an Act to amend and reenact section 39-10-46 of the North Dakota Century Code and subsection 2 of section 39-21-27 of the 1963 Supplement to the North Dakota Century Code, relating to overtaking and passing school buses and special lighting and warning equipment on school buses.

Which had been read.

The question being on the final passage of the bill, as amended, on page 413 of the Senate Journal and page 969 of the House Jour-

nal, Rep. Johnson of Barnes moved that Senate Bill No. 341 be laid over one day, which motion prevailed.

Senate Bill No. 23. A Bill for an Act to provide for payment of expenses to certain state officers, Judges of district court and supreme court judges, making an appropriation, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 235 and 321 of the Senate Journal, and page 974 of the House Journal, the roll was called and there were: ayes, 82; nays, 18; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Ruddy
Anderson	Fossum	Kvasager	Rosendahl
Backes	Frank	Larson	Rustan
Bergman	Froeschle	Leer	Shablow
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Lundene	Skaar
Bloom	Gietzen	Meschke	Solberg
Borstad	Giffey	Meyer	Stallman
Bowles	Glaspey	Miller	Staven
Bowman	Gronhovd	Montplaisir	Stenhjem
Breum	Gudajtes	Mueller	Stockman
Bruner	Hardmeyer	Myhre	Strand
Burk	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Hilleboe	Olson	Vogel
Collette	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Wentz
Davis	Johnson,	Powers, Barnes	Whittlesey
Dornacker	Barnes	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Winge
Mountrail	Knudsen	Rivinius	Mr. Speaker

Those voting in the negative were:

Belquist	Hickle	Olienyk	Tweten
Boustead	Johnson, G. V.	Reimers	Unruh
Connolly	Lang	Rundle	Wagner
Dick	Larsen	Schaffer	Welder
Duncan	Loerch		

Absent and not voting:

Brown	Harrison	Hertz	Schoenwald
Coles	Haugland	Sanstead	Williamson
Elkin			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 28. A Bill for an Act to provide for a national guard operating fund and expenditures therefrom, and to create and enact section 50-21-02.1 of the North Dakota Century Code, relating to the revolving fund for the construction of nursing homes, and to amend and reenact section 2 of chapter 56 of the 1963 Session Laws of North Dakota, sections 25-01-10, 26-22-07, 26-22-16, 26-22-52, 26-23-04, 26-23-12, 26-23-16, 26-24-03, 26-24-12, 26-24-13, 26-24-14, 26-24-17, 27-12-06, 37-14-08, 39-16-10, 50-06-04, 50-06-14, 50-24-26, 50-24-27, 52-09-03, 52-09-06, subsection d of section 52-10-06, sections 54-23-25, 54-23-40, 54-23-41, 57-52-15, 65-02-05, and 65-04-30 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the Bank of North Dakota, withdrawal of such moneys by vouchers and abstracts approved by state officials or the state auditing board, the preparation of warrant-checks and the supervision of check-writing procedures by the department of accounts and purchases, and generally providing

uniform fiscal procedures for state agencies, and to repeal section 26-24-20, subsection 5 of section 37-02-06, chapter 37-06, section 54-11-02, and 54-23-41.1 of the North Dakota Century Code, relating to procedures for the payments from appropriations and funds of state educational institutions, payment of insurance adjustment expenses, the office of paymaster general in the national guard, the disposition of vouchers by the state treasurer, and the monthly purchases abstract for the board of administration.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 454 of the Senate Journal and page 975 of the House Journal, the roll was called and there were: ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Backes	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Schaffer
Bergman	Froeschle	Larson	Schoenwald
Bier	Ganser	Leer	Shablow
Bilden	Gengler	Linderman	Shorma
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspey	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Williamson
Dornacker	Jungroth	Rivinius	Winge
Duncan	Knudsen	Rosendahl	Mr. Speaker

Those voting in the negative were:

Whittlesey

Absent and not voting:

Elkin	Johnson, G. V.	Sanstead	Wilkie
Erickson, Ward	Montplaisir		

So the bill passed and the title was agreed to.

Senate Bill No. 354. A Bill for an Act to authorize the state board of armory supervisors to convey certain described property by quitclaim deed to the city of Hillsboro, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Ruddy
Anderson	Fossum	Kvasager	Rundle
Belquist	Frank	Lang	Rustan
Bergman	Froeschle	Larsen	Schaffer
Bier	Ganser	Larson	Schoenwald
Bilden	Gengler	Leer	Shablow

Bloom	Gietzen	Linderman	Shorma
Borstad	Giffey	Loerch	Skaar
Boustead	Glaspey	Lundene	Solberg
Bowles	Gronhovd	Meschke	Stallman
Bowman	Gudajtes	Meyer	Staven
Brown	Hardmeyer	Miller	Stockman
Bruner	Harrison	Mueller	Strand
Burk	Hauf	Myhre	Streibel
Christopher	Haugen	Obie	Tough
Coles	Haugland	Olienyk	Tweten
Collette	Hertz	Olson	Unruh
Connolly	Hickle	Opedahl	Vogel
Dahlen	Hilleboe	Poling	Wagner
Davis	Hoffner	Powers, Barnes	Wastvedt
Dick	Ivesdal	Powers, Cass	Welder
Dornacker	Johnson,	Reimers	Wentz
Duncan	Barnes	Rieger	Whittlesey
Erickson,	Jungroth	Rivinius	Winge
Mountrail	Knudsen	Rosendahl	Mr. Speaker
Absent and not voting:			
Backes	Elkin	Olafson	Wilkie
Breum	Johnson, G. V.	Sanstead	Williamson
Christensen	Montplaisir	Stenhjem	

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "P-1". A concurrent resolution directing the legislative research committee to study the possibilities of adopting a tax upon real estate transactions in North Dakota.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared adopted after motion by Rep. Hauf.

House Concurrent Resolution "N-1". A concurrent resolution directing the state board of higher education and the legislative research committee to jointly study the coordination or consolidation of the programs of extension and correspondence study on the college level.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared adopted after motion by Rep. Hauf.

House Concurrent Resolution "E-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of conservation and recreation for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared adopted after motion by Rep. Hauf.

House Concurrent Resolution "Y". A concurrent resolution directing the legislative research committee to conduct a study for the purpose of determining the feasibility of abolishing the state laboratories department and investing its functions and duties with other state departments.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, a roll call was requested and granted.

The roll was called and there were: ayes, 71; nays, 29; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Johnson, G. V.	Rosendahl
Backes	Mountrail	Jungroth	Ruddy
Belquist	Erickson, Ward	Krenz	Rustan
Bergman	Fossum	Kvasager	Schoenwald
Bier	Gengler	Larson	Shablow
Bloom	Gietzen	Leer	Shorma
Borstad	Giffey	Linderman	Skaar
Boustead	Glaspey	Lundene	Solberg
Bowles	Gronhovd	Meschke	Staven
Bowman	Gudajtes	Meyer	Stenhjem
Breum	Hardmeyer	Miller	Stockman
Brown	Harrison	Montplaisir	Strand
Burk	Hauf	Myhre	Tweten
Coles	Haugen	Obie	Whittlesey
Collette	Haugland	Olson	Wilkie
Dahlen	Hertz	Opedahl	Williamson
Davis	Hoffner	Poling	Winge
Duncan	Ivesdal	Rieger	Mr. Speaker

Those voting in the negative were:

Aamoth	Ganser	Olafson	Streibel
Bilden	Hickle	Olienyk	Tough
Christopher	Hilleboe	Powers, Barnes	Unruh
Connolly	Johnson,	Reimers	Wagner
Dick	Barnes	Rivinius	Wastvedt
Dornacker	Lang	Rundle	Welder
Frank	Larsen	Schaffer	Wentz
Froeschle	Mueller		

Absent and not voting:

Bruner	Knudsen	Powers, Cass	Stallman
Christensen	Loerch	Sanstead	Vogel
Elkin			

So the resolution was declared adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 340. A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to reinsurance of the state fire and tornado fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 976 of the House Journal, the roll was called and there were: ayes, 101; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rosendahl
Anderson	Fossum	Kvasager	Ruddy
Backes	Frank	Lang	Rundle
Belquist	Froeschle	Larsen	Rustan
Bergman	Ganser	Larson	Schaffer
Bier	Gengler	Leer	Schoenwald
Bilden	Gietzen	Linderman	Shablow
Bloom	Giffey	Loerch	Skaar
Borstad	Glaspey	Lundene	Stallman
Boustead	Gronhovd	Meschke	Staven
Bowles	Gudajtes	Meyer	Stenhjem
Bowman	Hardmeyer	Miller	Stockman
Breum	Harrison	Montplaisir	Strand

Brown	Hauf	Mueller	Streibel
Bruner	Haugen	Myhre	Tough
Christopher	Haugland	Obie	Tweten
Coles	Hertz	Olafson	Unruh
Collette	Hickle	Olienyk	Vogel
Connolly	Hilleboe	Olson	Wagner
Dahlen	Hoffner	Opedahl	Wastvedt
Davis	Ivesdal	Poling	Welder
Dick	Johnson,	Powers, Barnes	Wentz
Dornacker	Barnes	Powers, Cass	Whittlesey
Duncan	Johnson, G. V.	Reimers	Winge
Erickson,	Jungroth	Rieger	Mr. Speaker
Mountrail	Knudsen	Rivinius	

Those voting in the negative were:

Solberg Wilkie

Absent and not voting:

Burk	Elkin	Shorma	Williamson
Christensen	Sanstead		

So the bill passed and the title was agreed to.

Senate Bill No. 271. A Bill for an Act to define willful trespass upon land, providing a penalty, and to repeal section 12-41-12 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 355 of the Senate Journal and page 977 of the House Journal, the roll was called and there were: ayes, 103; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Backes	Frank	Lang	Rustan
Belquist	Froeschle	Larsen	Schaffer
Bergman	Ganser	Larson	Schoenwald
Bier	Gengler	Leer	Shablow
Bilden	Gietzen	Linderman	Shorma
Bloom	Giffey	Loerch	Skaar
Borstad	Glaspey	Lundene	Solberg
Boustead	Gronhovd	Meschke	Stallman
Bowles	Gudajtes	Meyer	Staven
Bowman	Hardmeyer	Miller	Stenhjem
Breum	Harrison	Montplaisir	Stockman
Brown	Hauf	Mueller	Strand
Bruner	Haugen	Myhre	Streibel
Burk	Haugland	Obie	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Anderson Olafson

Absent and not voting:

Christensen	Elkin	Sanstead	Williamson
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So the bill passed and the title was agreed to.

Senate Bill No. 212. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the 1963 Supplement to the North Dakota Century Code, relating to admissibility of results of scientific tests.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 977 of the House Journal, the roll was called and there were: ayes, 83; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rundle
Belquist	Mountrail	Larsen	Schaffer
Bergman	Erickson, Ward	Larson	Schoenwald
Bier	Fossum	Leer	Shorma
Bilden	Frank	Linderman	Skaar
Bloom	Froeschle	Loerch	Solberg
Borstad	Ganser	Lundene	Stallman
Boustead	Gietzen	Meschke	Staven
Bowman	Giffey	Miller	Stenhjem
Breum	Glaspey	Montplaisir	Stockman
Brown	Gudajtes	Mueller	Streibel
Burk	Hardmeyer	Myhre	Tough
Christensen	Harrison	Obie	Tweten
Christopher	Hauf	Olafson	Unruh
Coles	Haugland	Olienyk	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wentz
Dahlen	Hoffner	Powers, Cass	Whittlesey
Davis	Johnson,	Reimers	Williamson
Duncan	Barnes	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Krenz		

Those voting in the negative were:

Anderson	Gengler	Kvasager	Rustan
Backes	Haugen	Meyer	Shablow
Bowles	Hertz	Olson	Wastvedt
Bruner	Ivesdal	Opedahl	Welder
Dick	Johnson, G. V.	Rieger	Wilkie
Dornacker	Knudsen	Rivinius	

Absent and not voting:

Gronhovd	Sanstead	Strand
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 947 has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "C-2" has had the same under consideration and recommends that the same do pass.

REP. BELQUIST, Chairman

Rep. Brown moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 226 through 590 inclusive and insert in lieu thereof the following language:

- “1. The first legislative district shall consist of the counties of Williams and Divide, and shall be entitled to two senators and four representatives;
2. The second legislative district shall consist of the counties of Burke and Mountrail, and shall be entitled to one senator and two representatives;
3. The third legislative district shall consist of the county of Ward except the city of Minot and the townships of Nedrose and Harrison lying within the county of Ward, and shall be entitled to one senator and two representatives;
4. The fourth legislative district shall consist of the city of Minot and Nedrose and Harrison townships lying within the county of Ward, and shall be entitled to two senators and five representatives;
5. The fifth legislative district shall consist of the counties of Renville and Bottineau, and shall be entitled to one senator and two representatives;
6. The sixth legislative district shall consist of the counties of McHenry, Pierce, and Rolette, and shall be entitled to two senators and four representatives;
7. The seventh legislative district shall consist of the counties of Benson and Eddy, and shall be entitled to one senator and two representatives;
8. The eighth legislative district shall consist of the counties of Towner and Cavalier, and shall be entitled to one senator and two representatives;
9. The ninth legislative district shall consist of the county of Ramsey, and shall be entitled to one senator and two representatives;
10. The tenth legislative district shall consist of the counties of Pembina and Walsh, and shall be entitled to two senators and four representatives;
11. The eleventh legislative district shall consist of the county of Grand Forks except the city of Grand Forks and Grand Forks township lying within the county of Grand Forks, and shall be entitled to one senator and two representatives;
12. The twelfth legislative district shall consist of the city of Grand Forks and Grand Forks township lying within the county of Grand Forks, and shall be entitled to two senators and five representatives;
13. The thirteenth legislative district shall consist of the counties of Traill and Steele, and shall be entitled to one senator and two representatives;
14. The fourteenth legislative district shall consist of the counties of Nelson, Griggs, and Foster, and shall be entitled to one senator and three representatives;
15. The fifteenth legislative district shall consist of the counties of Wells and Sheridan, and shall be entitled to one senator and three representatives;
16. The sixteenth legislative district shall consist of the county of McLean, and shall be entitled to one senator and two representatives;
17. The seventeenth legislative district shall consist of the counties of Dunn, Mercer, and Oliver, and shall be entitled to one senator and two representatives;
18. The eighteenth legislative district shall consist of the counties of McKenzie, Billings, Golden Valley, and Slope, and shall be entitled to one senator and two representatives;

19. The nineteenth legislative district shall consist of the county of Stark, and shall be entitled to one senator and three representatives;
20. The twentieth legislative district shall consist of the counties of Adams, Bowman, and Hettinger, and shall be entitled to one senator and two representatives;
21. The twenty-first legislative district shall consist of the counties of Morton, Grant, and Sioux, and shall be entitled to two senators and four representatives;
22. The twenty-second legislative district shall consist of the counties of Emmons and Burleigh except the city of Bismarck and the township of Hay Creek, township one hundred thirty-eight north, range eighty west and township one hundred thirty-nine north, range eighty-one west lying within the county of Burleigh, and shall be entitled to one senator and two representatives;
23. The twenty-third legislative district shall consist of the city of Bismarck and the township of Hay Creek, township one hundred thirty-eight north, range eighty west and township one hundred thirty-nine north, range eighty-one west lying within the county of Burleigh, and shall be entitled to two senators and four representatives;
24. The twenty-fourth legislative district shall consist of the counties of Kidder and Stutsman except the city of Jamestown and the townships of Bloom and Midway lying within the county of Stutsman, and shall be entitled to one senator and two representatives;
25. The twenty-fifth legislative district shall consist of the city of Jamestown and the townships of Bloom and Midway lying within the county of Stutsman, and shall be entitled to one senator and two representatives;
26. The twenty-sixth legislative district shall consist of the counties of Logan and LaMoure, and shall be entitled to one senator and two representatives;
27. The twenty-seventh legislative district shall consist of the counties of McIntosh and Dickey, and shall be entitled to one senator and two representatives;
28. The twenty-eighth legislative district shall consist of the county of Barnes, and shall be entitled to one senator and two representatives;
29. The twenty-ninth legislative district shall consist of the counties of Ransom and Sargent, and shall be entitled to one senator and two representatives;
30. The thirtieth legislative district shall consist of the county of Cass except the cities of Fargo, Southwest Fargo, and West Fargo and the townships of Barnes, Reed, and Fargo lying within the county of Cass, and shall be entitled to one senator and two representatives;
31. The thirty-first legislative district shall consist of the cities of Fargo, Southwest Fargo, and West Fargo and the townships of Barnes, Reed, and Fargo lying within the county of Cass, and shall be entitled to three senators and seven representatives;
32. The thirty-second legislative district shall consist of the county of Richland, and shall be entitled to one senator and three representatives;

Following line 604 insert the following language:

"SECTION 3. SUBDISTRICTING OF LEGISLATIVE DISTRICTS — PETITION — SUBMITTED TO ELECTORS.) Upon a petition filed with the secretary of state signed by at least twenty-five percent of the qualified electors of a legislative district as de-

terminated by the total number of votes cast for the office of governor at the last general election at which such office was voted upon, asking that such legislative district be subdivided into single-member representative districts or in legislative districts with more than one senator to be subdivided into single-member senatorial districts or both, the secretary of state shall determine and count the number of signatures and if such petitions contain the required number of signatures, the secretary of state shall place the question of subdividing on a ballot for such district at the next special, primary, or general election held in such district.

SECTION 4. DESCRIPTION OF SUBDISTRICTS TO BE ON PETITIONS.) Each petition shall have a description printed on it of the proposed subdistricts of the legislative district to be subdivided.

SECTION 5. FORM OF BALLOT.) The ballots used for the question of subdividing legislative districts as provided in section 3 of this Act shall be in substantially the following form:

Shall the (number of legislative district) legislative district be subdivided into senatorial or representative districts or both described as follows:

(description of subdistricts as described in the petition)

Yes

No

If there shall be more than one petition for subdividing of the same legislative district, each different description of the subdistricts shall be placed on such ballot and the ballot shall be marked "VOTE FOR ONLY ONE".

SECTION 6. AFFIRMATIVE VOTE NECESSARY TO SUBDISTRICT LEGISLATIVE DISTRICT.) If one of the subdividing descriptions as presented in the ballot shall receive a majority of the legal votes cast at such election, the secretary of state shall issue a proclamation stating such legislative district to be subdivided pursuant to such description. Thereafter, senators or representatives shall reside in and be elected from such subdistricts as set forth in the approved petition for subdividing. The question of subdividing a legislative district shall not be voted upon more than once every two years.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 39 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 103 has had the same under consideration and recommends that the same be amended as follows:

On line 7 delete the words "to benefit" and insert in lieu thereof the following language "not encompassed by a fire district"

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 103 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 179 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 184 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 194 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Rieger moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 313 has had the same under consideration and recommends that the same be amended as follows:

In line 11 of the engrossed bill delete the word "may" and insert in lieu thereof the word "shall"

In line 26 of the engrossed bill delete the word "fifty" and insert in lieu thereof the word "twenty-five"

And when so amended recommends the same do pass.

To be re-referred to the Committee on Appropriations.

REP. WILKIE, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 313 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 318 has had the same under consideration and recommends that the same do pass.

REP. STALLMAN, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 329 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 33 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 38 has had the same under consideration and recommends that the same be amended as follows:

In line 67 of the engrossed bill delete the word "last" and insert in lieu thereof the word "first" and delete the word "June" and insert in lieu thereof the word "September"

In line 245 following the word "Resolution" delete the "A" and insert in lieu thereof a "P"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 38 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 238 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the engrossed bill delete the underlined language and the triple parentheses

In line 7 delete the underlined language and the triple parentheses

Following line 18 insert the following new subsection:

"6. Whenever he has reasonable cause to believe that the offense of driving while under the influence of intoxicating liquors has been committed or attempted in his presence by the person arrested."

In line 25 delete the underlined language and the triple parentheses

Following line 29 insert the following new subsection:

"3. Whenever he has reasonable cause to believe that the offense of driving while under the influence of intoxicating liquors has been committed or attempted in his presence by the person arrested."

And renumber the lines and subsections accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Meschke moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 238 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "P" has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred Senate Concurrent Resolution "O" has had the same under consideration and recommends that the same be amended as follows:

Delete the title and insert in lieu thereof the following:

A concurrent resolution to provide limited authority for the governor to consolidate and reorganize executive departments and agencies responsible to him and to amend and reenact sections 74, 82, and 83 of the Constitution of the state of North Dakota to provide for the election of the governor and lieutenant governor on a joint ballot; removing from the Constitution the offices of secretary of state, tax commissioner, state auditor, state treasurer, superintendent of public instruction, commissioner of insurance, and commissioner of agriculture and labor; and to preserve the tenure of the officials whose offices would no longer be specified in the Constitution.

In line 1 of the engrossed bill following the word "proposed" delete the remaining language and insert in lieu thereof the following "new sections and amendments of sections 74, 82 and 83 of the"

Following line 26, insert the following language

SECTION 2. AMENDMENT.) Section 82 of the Constitution of the state of North Dakota is hereby amended and reenacted to read as follows:

Section 82. There shall also be chosen by the qualified electors of the state at the times and places of choosing ((members of the legislative assembly, a)) the governor and lieutenant governor, ((secretary of state, auditor, treasurer, superintendent of public instruction, commissioner of insurance,)) three public service commissioners, and an attorney general who is qualified to practice law before the supreme court of this state. ((, a commissioner of agriculture and labor, and a tax commissioner, who)) Such persons shall have attained the age of twenty-five years and shall have the qualifications of state electors. They shall severally hold their offices at the seat of government for the term of four years except the public service commissioners who shall serve for a term of six years ((beginning with the year 1965,)) and until their successors are elected and ((duly)) qualified; (((; but no person shall be eligible for the office of treasurer for more than two consecutive terms. The tax commissioner shall be elected on a no party ballot and he shall be nominated and elected in the manner now provided for the nomination and election of the superintendent of public instruction.

The board of railroad commissioners shall hereafter be known as the public service commission and the members of the board of railroad commissioners as public service commissioners and the powers and duties now or hereafter granted to and conferred upon the board of railroad commissioners are hereby transferred to the public service commission. The public service commissioners shall have the qualifications of state electors, have attained the age of twenty-five years, be chosen by the qualified electors of the state at the times and places of choosing members of the legislative assembly, hold office at the seat of government and until their successors are elected and duly qualified. As each of the three public service commissioners now holding office completes his term, his successor shall be elected for a term of six years.))

The legislative assembly may by law provide for ((a department)) departments of agriculture, labor, and such other departments as may be required ((which, if provided for, shall be separate and distinct from the department of agriculture, and shall be administered by a public official who may be either elected or appointed, whichever the legislative assembly shall declare; and if such a department is established the commissioner of agriculture and labor provided for above shall become the commissioner of agriculture)).

SECTION 3. AMENDMENT.) Section 83 of the Constitution of the state of North Dakota is hereby amended and reenacted to read as follows:

Section 83. The powers and duties of the ((secretary of state, auditor, treasurer, superintendent of public instruction, commissioner of insurance,)) public service commissioners ((of railroads)), and attorney general ((and commissioner of agriculture and labor)) shall be prescribed by law. ((In the event that the legislative assembly shall establish a separate and distinct department of labor, the powers and duties of the officer administering such department of labor shall be prescribed by law.))

SECTION 4.) The Constitution of the state of North Dakota shall be amended by adding thereto the following section:

The governor may make such changes in the organization or in the assignment of functions among and within offices, departments, and agencies responsible to him as he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislative assembly shall have forty-five days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of

the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

SECTION 5.) The Constitution of the state of North Dakota shall be amended by adding thereto the following section:

Notwithstanding any other provisions of this Constitution, any person who was elected to the office of secretary of state, state auditor, state treasurer, commissioner of insurance, commissioner of agriculture and labor, tax commissioner, or superintendent of public instruction at the general election in 1964 shall continue to hold such office until January 1, 1969. If such a person shall die, resign, or be removed from office prior to January 1, 1969, such office shall be deemed vacant and the governor shall fill such office as prescribed by law.

And renumber the lines accordingly.

Rep. Meschke
Rep. Borstad
Rep. Breum
Rep. Gietzen
Rep. Gronhovd
Rep. Ivesdal
Rep. Jungroth
Rep. Myhre
Rep. Powers (Cass)
Rep. Skaar
Rep. Vogel

REP. BURK, Chairman

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred Senate Concurrent Resolution "O" has had the same under consideration and recommends that the same do pass.

Rep. Fossum
Rep. Froeschle
Rep. Larsen (Grand Forks)
Rep. Olienyk
Rep. Powers (Barnes)
Rep. Stockman
Rep. Unruh
Rep. Whittlesey

REP. BURK, Chairman

Rep. Jungroth moved that the report of the majority be adopted.

Rep. Stockman moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost, on a division vote.

The question was now on the motion of Rep. Jungroth that the report of the majority of the Committee on Judiciary be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Concurrent Resolution "O" would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the same be amended as follows:

In line 11 of the engrossed bill, following the word "for" delete the triple parentheses and following the word "the" insert the word "equal" and following the word "and" insert the word "mutual"

In line 13 delete the triple parentheses and insert a period, and delete the new language "their equal benefit, security and"

In line 14 delete "protection"

In lines 152 and 153 of the engrossed bill delete the words "Tuesday after the first Monday in January" and insert in lieu thereof the words "day of December"

In line 170 following the word "senators" delete the words "not to exceed forty-nine" and insert in lieu thereof the words "at not less than fifty"

In line 172 following the partial word "representatives" delete the words "not to exceed ninety-eight" and insert in lieu thereof the words "at not less than sixty"

In line 234 place triple parentheses before the word "at"

In line 235 place triple parentheses after the word "next" and immediately following thereafter insert the words "in the month of December"

In line 236 after the word "thereof" insert the words "for organizational and orientation purposes as provided by law and shall thereafter recess until January third"

Immediately following line 236 add the following language:

"If January third shall be a Sunday or legal holiday, the legislative assembly shall convene on the succeeding day."

In line 255 after the period add the following new sentence:

"The organizational meeting of the legislative assembly as provided in section 53 shall not be counted as part of such sixty legislative days."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Concurrent Resolution "A" would be considered in the sixth order of business.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 566

Which the Senate has further amended.

AMENDMENTS TO HOUSE BILL No. 566 AS AMENDED

In section 1 of the bill as amended delete the underscored subsections 32 through 38 and insert in lieu thereof the following underscored language:

- "32. The thirty-second legislative district shall consist of township one hundred thirty-three north, range eighty-two west, townships one hundred thirty-fourth north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-five north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-six north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; townships one hundred thirty-seven north of ranges seventy-nine, eighty, eighty-one, and eighty-two west; townships one hundred thirty-eight north of ranges eighty, eighty-one and eighty-two west; townships one hundred thirty-nine north of ranges eighty, eighty-one, and eighty-two west; townships one hundred forty north of ranges eighty-one and eighty-two west lying within the county of Morton and shall be entitled to one senator and two representatives;
33. The thirty-third legislative district shall consist of the county of Oliver and townships one hundred thirty-seven north of ranges eighty-three, eighty-four, eighty-five, eighty-six, and

- eighty-seven west; townships one hundred thirty-eight north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west; townships one hundred thirty-nine north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west; and townships one hundred forty north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west lying within the county of Morton; and townships one hundred thirty-seven north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred thirty-eight north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred thirty-nine north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred forty north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; and townships one hundred forty-one north of ranges ninety-one, ninety-two, and ninety-three west lying within the county of Stark, and shall be entitled to one senator and two representatives;
34. The thirty-fourth legislative district shall consist of the counties of Sioux and Grant and townships one hundred thirty-two north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; townships one hundred thirty-three north of ranges ninety-one, ninety-two, and ninety-three west; townships one hundred thirty-four north of ranges ninety-one, ninety-two, and ninety-three west; townships one hundred thirty-five north of ranges ninety-one, ninety-two, and ninety-three west; and townships one hundred thirty-six north of ranges ninety-one, ninety-two, and ninety-three west lying within the county of Hettinger, and shall be entitled to one senator and two representatives;
 35. The thirty-fifth legislative district shall consist of the counties of Dunn and Mercer, and shall be entitled to one senator and two representatives;
 36. The thirty-sixth legislative district shall consist of townships one hundred thirty-seven north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west; townships one hundred thirty-eight north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west; townships one hundred thirty-nine north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west; and townships one hundred forty north of ranges ninety-five, ninety-six, ninety-seven, ninety-eight, and ninety-nine west lying within the county of Stark, and shall be entitled to one senator and two representatives;
 37. The thirty-seventh legislative district shall consist of the counties of McKenzie, Billings, and Golden Valley, and shall be entitled to one senator and two representatives;
 38. The thirty-eighth legislative district shall consist of the counties of Slope, Bowman, and Adams, and townships one hundred thirty-three north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west; townships one hundred thirty-four north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west; townships one hundred thirty-five north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west; and townships one hundred thirty-six north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west lying within the county of Hettinger, and shall be entitled to one senator and two representatives.

And renumber the lines accordingly.

The Senate amendments to House Bill No. 566 as submitted here replace former amendments beginning on the seventh line from

the bottom of page 844 of the House Journal, to the 24th line from the top of page 844 of the House Journal. The balance of amendments to House Bill No. 566 as found in the House Journal beginning on page 838, ending on page 848, seventh line from the bottom, still apply."

GERALD L. STAIR, Secretary

Speaker Link announced the House would now recess until 8:00 p.m. this evening.

DONNELL HAUGEN, Chief Clerk

The House reconvened at 8:00 p.m. pursuant to recess taken.

Speaker Link announced that the House would be on the fifth order of business.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Concurrent Resolution "D-2", to-wit:

"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.

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Poling moved that the report be adopted, which motion prevailed.

The Committee on Delayed Bills introduced:

House Concurrent Resolution "D-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.

Rep. Streibel moved that House Concurrent Resolution "D-2" be printed in the House Journal, and not in bill form, which motion prevailed.

Rep. Streibel moved that further action on House Concurrent Resolution "D-2" be laid over one day, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "D-2"

Introduced by Committee on Employment
(Through Delayed Bills Committee)

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.

- 1 WHEREAS, after termination of the thirty-ninth legislative
- 2 assembly it is necessary to complete and close all legislative
- 3 work, and
- 4 WHEREAS, in order to so complete and close such work it is
- 5 necessary to retain certain employees.
- 6 NOW, THEREFORE, BE IT RESOLVED BY THE
- 7 HOUSE OF REPRESENTATIVES OF THE STATE OF
- 8 NORTH DAKOTA, THE SENATE CONCURRING THEREIN:
- 9 That the following employees from the House of
- 9a Representatives
- 10 of the thirty-ninth legislative assembly be retained after the
- 10a close
- 11 of session to complete legislative work:
- 12 Donnell Haugen, Chief Clerk, be retained six days; Richard
- 12a Ista,
- 13 Assistant Chief Clerk, four days; Ruth Smith, Desk Reporter,
- 13a three
- 14 days, Pam Billigmeier, Chief Stenographer and Payroll Clerk,

14a three
 15 days; Elmer Strand, Superintendent of Employees, four days;
 15a Howard
 16 Douglas Rose, Bill Clerk four days; Robert Larson, Chief
 16a Committee
 17 Clerk, three days; Mrs. Robert Moses, Postmistress, two days;
 18 Enola Eck, Proofreader, four days; John Formo, Enrolling and
 19 Engrossing Clerk five days; Vonnie Wold, Assistant Enrolling
 19a and
 20 Engrossing Clerk, five days; Donna Carufel, Chief Page, three
 20a days;
 21 Marlys Fleck, Page, three days; Gene M. LaFromboise, Floor
 21a Clerk,
 22 three days; A. S. Brazda, Mailing Room Clerk, five days; Henry
 23 Benson, Mailing Room Clerk, five days.
 24 That the following employees from the Senate of the
 24a thirty-ninth
 25 legislative assembly be retained after the close of session to
 26 complete legislative work:
 27 Gerald L. Stair, Secretary of the Senate, be retained six days;
 28 Arthur Herk, Assistant Secretary of the Senate, four days;
 29 Cora Essington, Chief Stenographer and Payroll Clerk, three
 29a days;
 30 Fred Krause, Mailing Room Clerk, five days; W. Urlacher,
 30a Mailing
 31 Room Clerk, five days; Carrie Murdock, Proofreader, four days;
 32 Vi DeForest, Postmistress, two days; Vonnie Mushik, Enrolling
 32a and
 33 Engrossing Clerk, three days; R. Gilbreath, Enrolling and En-
 33a grossing
 34 Clerk, three days; Bill Brown, Chief Page, three days; William
 34a Auch,
 35 Bill Room Attendant, three days; Martin Kilwein, Bill Room
 35a Attendant,
 36 three days; Jacob Albrecht, Bill Room Attendant, three days;
 36a Bill
 37 Campbell, Bill Clerk, four days; Monty Burke, Superintendent
 37a of
 38 Employees, four days.
 39 BE IT FURTHER RESOLVED that the above named
 40 employees be paid their regular rate of pay as specified as
 40a follows:
 41 Donnell Haugen, Chief Clerk, six days @ twenty-five dollars
 41a per day;
 42 Richard Ista, Assistant Chief Clerk, four days @ twenty dollars
 42a per
 43 day; Ruth Smith, Desk Reporter, three days @ twenty-five
 43a dollars
 44 per day; Pam Billigmeier, Chief Stenographer and Payroll
 44a Clerk,
 45 three days @ twenty dollars per day; Elmer Strand, Superin-
 45a tendent
 46 of Employees, four days @ twenty dollars per day; Howard
 46a Douglas
 47 Rose, Bill Clerk, four days @ fifteen dollars per day; Robert
 47a Larson,
 48 Chief Committee Clerk, three days @ fifteen dollars per day;
 48a Mrs.
 49 Robert Moses, Postmistress, two days @ ten dollars per day;
 49a Enola
 50 Eck, Proofreader, four days @ twelve dollars per day; John
 50a Formo,
 51 Enrolling and Engrossing Clerk, five days @ fourteen dollars
 51a per day;

52 Vonnie Wold, Assistant Enrolling and Engrossing Clerk, five
 52a days
 53 @ fourteen dollars per day; Donna Carufel, Chief Page, three
 53a days
 54 @ thirteen dollars per day; Marlys Fleck, Page, three days at
 55 eleven dollars per day; Gene M. LaFromboise, Floor Clerk,
 55a three days
 56 @ eleven dollars per day; A. S. Brazda, Mailing Room Clerk,
 56a five days
 57 @ ten dollars per day; Henry Benson, Mailing Room Clerk, five
 57a days
 58 @ ten dollars per day;
 59 Gerald L. Stair, Secretary of the Senate, six days @ twenty-five
 60 dollars per day; Arthur Herk, Assistant Secretary of the Senate
 61 four days @ twenty dollars per day; Cora Essington, Chief
 62 Stenographer and Payroll Clerk, three days @ twenty dollars
 62a per day;
 63 Fred Krause, Mailing Room Clerk, five days @ thirteen dollars
 63a per
 64 day; W. Urlacher, Mailing Room Clerk, five days @ ten dollars
 64a per
 65 day; Carrie Murdock, Proofreader, four days @ twelve dollars
 65a per day;
 66 Vi DeForest, Postmistress, two days @ twelve dollars per day;
 67 Vonnie Mushik, Enrolling & Engrossing Clerk, three days @
 67a fourteen
 68 dollars per day; R. Gilbreath, Enrolling & Engrossing Clerk,
 68a three
 69 days @ fourteen dollars per day; Bill Brown, Chief Page, three
 69a days
 70 @ thirteen dollars per day; William Auch, Bill Room Attendant,
 71 three days @ eleven dollars per day; Martin Kilwein, Bill Room
 72 Attendant, three days @ ten dollars per day; Jacob Albrecht,
 72a Bill
 73 Room Attendant, three days @ ten dollars per day; Bill Camp-
 73a bell,
 74 Bill Clerk, four days @ seventeen dollars per day; Monty Burke,
 75 Superintendent of Employees, four days @ twenty dollars per
 75a day;
 76 and all of the above expenses are to be paid out of the per diem
 77 employees fund of the thirty-ninth legislative assembly and paid
 78 when the respective claims are verified by the affidavits of said
 79 parties named herein at the completion of said work.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 82 - 289

Senate Concurrent Resolution "C"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 2, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 505 - 521 - 630

House Bill No. 647 - 649 - 669

House Bill No. 725 - 735 - 740

House Bill No. 745 - 769 - 849

House Bill No. 920

House Concurrent Resolution "D" - "T"

Which the President has signed.

GERALD L. STAIR, Secretary

SECOND READING OF A HOUSE BILL
AND A HOUSE RESOLUTION

House Bill No. 944. A Bill for an Act to amend and reenact section 57-33-04 of the North Dakota Century Code relating to taxation of rural electric cooperatives, and to the imposition of a privilege tax by a city or village on a rural electric distribution cooperative.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 981 of the House Journal, the roll was called and there were: ayes, 97; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Ganser	Lang	Rustan
Backes	Gengler	Larsen	Schaffer
Belquist	Gietzen	Larson	Schoenwald
Bergman	Giffey	Leer	Shablow
Bier	Glaspey	Linderman	Shorma
Bilden	Gronhovd	Loerch	Skaar
Bloom	Gudajtes	Lundene	Solberg
Borstad	Hardmeyer	Meschke	Stallman
Bowles	Harrison	Meyer	Staven
Breum	Hauf	Miller	Stenhjem
Brown	Haugen	Montplaisir	Stockman
Bruner	Haugland	Myhre	Strand
Burk	Hertz	Obie	Streibel
Christensen	Hickle	Olafson	Tough
Christopher	Hilleboe	Olson	Tweten
Coles	Hoffner	Opedahl	Unruh
Collette	Ivesdal	Poling	Vogel
Dahlen	Johnson,	Powers, Barnes	Wagner
Dick	Barnes	Powers, Cass	Wastvedt
Dornacker	Johnson, G. V.	Reimers	Welder
Duncan	Jungroth	Rieger	Wentz
Erickson,	Knudsen	Rivinius	Wilkie
Mountrail	Krenz	Rosendahl	Williamson
Erickson, Ward	Kvasager	Ruddy	Winge
Frank		Rundle	Mr. Speaker

Those voting in the negative were:

Aamoth	Davis	Fossum	Olienyk
Boustead	Elkin	Froeschle	Whittlesey
Connolly			

Absent and not voting:

Bowman	Mueller	Sanstead
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So the bill passed and the title was agreed to.

House Resolution No. 7. A resolution directing two members of the Thirty-ninth Legislative Assembly, together with two members of the state board of medical examiners and two members of the state board of osteopathic examiners, to study the feasibility of a single licensing board for both professions.

Which had been read.

The question being on the final passage of the resolution, as amended, page 1003 of the House Journal, the question was put by the Speaker and the resolution was declared adopted.

SECOND READING OF SENATE BILLS AND A
SENATE CONCURRENT RESOLUTION

Senate Bill No. 198. A Bill for an Act to provide written notice to a real estate owner by the assessor that his assessment has been increased.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 411 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rustan
Anderson	Fossum	Kvasager	Schaffer
Backes	Frank	Lang	Schoenwald
Belquist	Froeschle	Larsen	Shablow
Bergman	Ganser	Larson	Shorma
Bier	Gengler	Leer	Skaar
Bilden	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Boustead	Glaspey	Lundene	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Dahlen	Hilleboe	Powers, Barnes	Wastvedt
Davis	Hoffner	Powers, Cass	Welder
Dick	Ivesdal	Reimers	Wentz
Dornacker	Johnson,	Rieger	Whittlesey
Duncan	Barnes	Rivinius	Wilkie
Elkin	Johnson, G. V.	Rosendahl	Williamson
Erickson,	Jungroth	Ruddy	Winge
Mountrail	Knudsen	Rundle	Mr. Speaker

Those voting in the negative were:

Borstad Connolly Poling

Absent and not voting:

Bowman Meschke Mueller* Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 251. A Bill for an Act to amend and reenact sections 57-51-05, 57-51-06 and 57-51-17 of the North Dakota Century Code, relating to the due dates and delinquency dates for paying gross production taxes and for the filing of reports by producers, purchasers and carriers pursuant to the provisions of the oil and gas gross production tax law.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 363 of the Senate Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Schaffer
Belquist	Fossum	Lang	Schoenwald
Bergman	Frank	Larsen	Shablow
Bier	Froeschle	Larson	Shorma
Bilden	Ganser	Leer	Skaar
Bloom	Gengler	Linderman	Solberg
Borstad	Gietzen	Loerch	Stallman
Boustead	Giffey	Lundene	Staven
Bowles	Glaspey	Meyer	Stenhjem
Breum	Gronhovd	Miller	Stockman
Brown	Gudajtes	Montplaisir	Strand

Bruner	Hardmeyer	Myhre	Streibel
Burk	Harrison	Obie	Tough
Christensen	Hauf	Olafson	Tweten
Christopher	Haugen	Olienyk	Unruh
Coles	Haugland	Olson	Vogel
Collette	Hertz	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hilleboe	Powers, Barnes	Welder
Davis	Hoffner	Powers, Cass	Wentz
Dick	Ivesdal	Reimers	Whittlesey
Dornacker	Johnson,	Rieger	Wilkie
Duncan	Barnes	Rivinius	Williamson
Elkin	Johnson, G. V.	Rosendahl	Winge
	Jungroth	Ruddv	Mr. Speaker

Absent and not voting:

Bowman	Meschke	Mueller	Sanstead
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So the bill passed and the title was agreed to.

Senate Bill No. 255. A Bill for an Act to amend and reenact section 57-44-03 of the North Dakota Century Code, relating to relevy of invalid property taxes.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rustan
Anderson	Mountrail	Krenz	Schaffer
Backes	Erickson, Ward	Kvasager	Schoenwald
Belquist	Fossum	Lang	Shablow
Bergman	Frank	Larsen	Shorma
Bier	Froeschle	Larson	Skaar
Bilden	Ganser	Leer	Solberg
Bloom	Gengler	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspay	Meyer	Stockman
Breum	Gronhovd	Miller	Strand
Brown	Gudajtes	Montplaisir	Streibel
Bruner	Hardmeyer	Myhre	Tough
Burk	Harrison	Obie	Tweten
Christensen	Hauf	Olafson	Unruh
Christopher	Haugen	Olienyk	Vogel
Coles	Haugland	Olson	Wagner
Collette	Hertz	Opedahl	Wastvedt
Connolly	Hickle	Poling	Welder
Dahlen	Hilleboe	Powers, Barnes	Wentz
Davis	Hoffner	Powers, Cass	Whittlesey
Dick	Ivesdal	Reimers	Wilkie
Dornacker	Johnson,	Rieger	Williamson
Duncan	Barnes	Rivinius	Winge
Elkin	Johnson, G. V.	Rosendahl	Mr. Speaker
	Jungroth	Ruddy	

Those voting in the negative were:

Rundle

Absent and not voting:

Bowman	Meschke	Mueller	Sanstead
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So the bill passed and the title was agreed to.

Senate Bill No. 256. A Bill for an Act to amend and reenact section 57-22-11 and 57-28-21 of the North Dakota Century Code, relating to furnishing of notices of cancellation of taxes to state director of accounts and purchases.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Leer	Skaar
Bilden	Ganser	Linderman	Solberg
Bloom	Gengler	Loerch	Stallman
Borstad	Gietzen	Lundene	Staven
Boustead	Giffey	Meyer	Stenhjem
Bowles	Glaspey	Miller	Stockman
Breum	Gronhovd	Montplaisir	Strand
Brown	Gudajtes	Myhre	Streibel
Bruner	Hardmeyer	Obie	Tough
Burk	Harrison	Olafson	Tweten
Christensen	Hauf	Olienyk	Unruh
Christopher	Haugen	Olson	Vogel
Coles	Haugland	Opedah	Wagner
Collette	Hertz	Poling	Wastvedt
Connolly	Hickle	Powers, Barnes	Welder
Dahlen	Hilleboe	Powers, Cass	Wentz
Davis	Hoffner	Reimers	Whittlesey
Dick	Ivesdal	Rieger	Wilkie
Dornacker	Johnson,	Rivinius	Williamson
Duncan	Barnes	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Knudsen		

Those voting in the negative were:

Johnson, G. V.

Absent and not voting:

Bowman	Mueller	Sanstead	Shablow
Meschke			

So the bill passed and the title was agreed to.

Senate Bill No. 306. A Bill for an Act to provide for a uniform division of income for tax purposes for taxpayers engaged in multi-state business activities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shorma
Bier	Gietzen	Linderman	Skaar
Bilden	Giffey	Loerch	Solberg
Bloom	Glaspey	Lundene	Stallman
Borstad	Gronhovd	Meschke	Staven
Bowles	Gudajtes	Meyer	Stenhjem
Breum	Hardmeyer	Miller	Stockman
Brown	Harrison	Montplaisir	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel

Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail			

Absent and not voting:

Boustead	Gengler	Sanstead	Shablow
Bowman	Mueller		

So the bill passed and the title was agreed to.

Senate Bill No. 265. A Bill for an Act to amend and reenact section 57-02-41 of the 1963 Supplement to the North Dakota Century Code, relating to the attachment of real estate tax liens as between vendor and purchaser.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 12; nays, 94; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Davis	Obie	Rustan
Bergman	Ivesdal	Poling	Welder
Christensen	Lundene	Ruddy	Whittlesey

Those voting in the negative were:

Aamoth	Erickson, Ward	Knudsen	Rundle
Anderson	Fossum	Krenz	Schaffer
Belquist	Frank	Kvasager	Schoenwald
Bier	Froeschle	Lang	Shablow
Bilden	Ganser	Larsen	Shorma
Bloom	Gengler	Larson	Skaar
Borstad	Gietzen	Leer	Solberg
Boustead	Giffey	Linderman	Stallman
Bowles	Glaspey	Loerch	Staven
Breum	Gronhovd	Meschke	Stenhjem
Brown	Gudajtes	Meyer	Stockman
Bruner	Hardmeyer	Miller	Strand
Burk	Harrison	Montplaisir	Streibel
Christopher	Hauf	Myhre	Tough
Coles	Haugen	Olafson	Tweten
Collette	Haugland	Olienyk	Unruh
Connolly	Hertz	Olson	Vogel
Dahlen	Hickle	Opedahl	Wagner
Dick	Hilleboe	Powers, Barnes	Wastvedt
Dornacker	Hoffner	Powers, Cass	Wentz
Duncan	Johnson,	Reimers	Wilkie
Elkin	Barnes	Rieger	Williamson
Erickson,	Johnson, G. V.	Rivinius	Winge
Mountrail	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Bowman	Mueller	Sanstead
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So the bill was declared lost.

Senate Concurrent Resolution "L". A concurrent resolution for the amendment of section 175 of the Constitution of the state of North Dakota, relating to the levy of taxes and to the adoption of federal definitions of income, deductions from income, and taxable income for purposes of state personal income, unincorporated business and corporation taxation and to the adoption of federal

definitions of gross estate and deductions from gross estate for purposes of state estate taxation.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 71; nays, 34; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Gietzen	Leer	Ruddy
Backes	Giffey	Linderman	Schoenwald
Belquist	Glaspey	Loerch	Shablow
Bloom	Gronhovd	Lundene	Shorma
Borstad	Gudajtes	Meschke	Skaar
Breum	Harrison	Meyer	Solberg
Bruner	Hauf	Miller	Stallman
Burk	Haugen	Montplaisir	Staven
Christensen	Haugland	Myhre	Stockman
Christopher	Hertz	Obie	Strand
Collette	Hoffner	Olafson	Tough
Dahlen	Ivesdal	Olson	Vogel
Dick	Johnson, G. V.	Opedahl	Wentz
Erickson,	Jungroth	Poling	Whittlesey
Mountrail	Knudsen	Powers, Cass	Wilkie
Erickson, Ward	Krenz	Rieger	Williamson
Froeschle	Kvasager	Rivinius	Winge
Gengler	Larson	Rosendahl	Mr. Speaker

Those voting in the negative were:

Aamoth	Davis	Johnson,	Schaffer
Bergman	Dornacker	Barnes	Stenhjem
Bier	Duncan	Lang	Streibel
Bilden	Elkin	Larsen	Tweten
Boustead	Fossum	Olienyk	Unruh
Bowles	Frank	Powers, Barnes	Wagner
Brown	Ganser	Reimers	Wastvedt
Coles	Hickle	Rundle	Welder
Connolly	Hilleboe	Rustan	

Absent and not voting:

Bowman	Hardmeyer	Mueller	Sanstead
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So the resolution passed and the title was agreed to.

Senate Bill No. 22. 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 had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rustan
Anderson	Mountrail	Krenz	Schaffer
Backes	Erickson, Ward	Kvasager	Schoenwald
Belquist	Fossum	Lang	Shablow
Bergman	Frank	Larsen	Shorma
Bier	Froeschle	Larson	Skaar
Bilden	Ganser	Leer	Solberg
Bloom	Gengler	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspey	Meyer	Stockman
Breum	Gronhovd	Miller	Strand
Brown	Gudajtes	Montplaisir	Streibel

Bruner	Hardmeyer	Myhre	Tough
Burk	Harrison	Obie	Tweten
Christensen	Hauf	Olafson	Unruh
Christopher	Haugen	Olienyk	Vogel
Coles	Haugland	Olson	Wagner
Collette	Hertz	Opedahl	Wastvedt
Connolly	Hickle	Poling	Welder
Dahlen	Hilleboe	Powers, Barnes	Wentz
Davis	Hoffner	Powers, Cass	Whittlesey
Dick	Ivesdal	Reimers	Wilkie
Dornacker	Johnson,	Rieger	Williamson
Duncan	Barnes	Rivinius	Winge
Elkin	Johnson, G. V.	Rosendahl	Mr. Speaker
	Jungroth	Rundle	
Absent and not voting:			
Bowman	Mueller	Ruddy	Sanstead
Meschke			

So the bill passed and the title was agreed to.

Senate Bill No. 57. A Bill for an Act requiring the display of signs and labels when imported meats are sold and providing for penalty for the violation thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 70 of the Senate Journal and page 930 of the House Journal, the roll was called and there were: ayes, 91; nays, 12; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Schaffer
Anderson	Mountrail	Lang	Schoenwald
Belquist	Erickson, Ward	Larsen	Shablow
Bier	Frank	Larson	Skaar
Bilden	Froeschle	Leer	Solberg
Bloom	Ganser	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Glaspey	Lundene	Stenhjem
Bowles	Gronhovd	Meyer	Stockman
Breum	Gudajtes	Miller	Strand
Brown	Hardmeyer	Obie	Streibel
Bruner	Harrison	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Williamson
Duncan	Jungroth	Rundle	Winge
Elkin	Knudsen	Rustan	Mr. Speaker
	Krenz		

Those voting in the negative were:

Backes	Gengler	Hertz	Ruddy
Bergman	Giffey	Montplaisir	Shorma
Fossum	Hauf	Olson	Welder
Absent and not voting:			
Bowman	Meschke	Myhre	Sanstead
Christopher	Mueller		

So the bill passed and the title was agreed to.

Senate Bill No. 76. A Bill for an Act to amend and reenact section 61-01-22 of the North Dakota Century Code, relating to permits to drain waters from certain ponds, sloughs, or lakes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 120 of the Senate Journal and page 930 of the House Journal, the roll was called and there were: ayes, 35; nays, 69; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Glaspay	Meyer	Staven
Bier	Gudajtes	Miller	Stenhjem
Christopher	Harrison	Montplaisir	Strand
Collette	Johnson,	Olafson	Tweten
Dick	Barnes	Olienyk	Wagner
Elkin	Lang	Rieger	Wentz
Erickson,	Larson	Ruddy	Whittlesey
Mountrail	Leer	Rundle	Wilkie
Frank	Lundene	Rustan	Winge
Gietzen			

Those voting in the negative were:

Anderson	Duncan	Johnson, G. V.	Rosendahl
Belquist	Erickson, Ward	Jungroth	Schaffer
Bergman	Fossum	Knudsen	Schoenwald
Bilden	Froeschle	Krenz	Shablow
Bloom	Ganser	Kvasager	Shorma
Borstad	Gengler	Larsen	Skaar
Boustead	Giffey	Linderman	Solberg
Bowles	Gronhovd	Loerch	Stallman
Breum	Hardmeyer	Myhre	Stockman
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olson	Tough
Burk	Haugland	Opedahl	Unruh
Christensen	Hertz	Poling	Vogel
Coles	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Williamson
Davis	Ivesdal	Rivinius	Mr. Speaker
Dornacker			

Absent and not voting:

Backes	Meschke	Mueller	Sanstead
Bowman			

So the bill was declared lost.

Speaker Link called Rep. Davis to the Chair to preside.

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 349 and 369 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
Anderson	Mountrail	Krenz	Rundle
Belquist	Erickson, Ward	Lang	Rustan
Bergman	Fossum	Larsen	Schaffer
Bier	Frank	Larson	Schoenwald
Bilden	Froeschle	Leer	Shablow
Bloom	Ganser	Linderman	Shorma

Borstad	Gengler	Loerch	Skaar
Boustead	Gietzen	Lundene	Solberg
Bowles	Giffey	Meschke	Staven
Breum	Glaspey	Meyer	Stenhjem
Brown	Gronhovd	Miller	Stockman
Bruner	Gudajtes	Montplaisir	Strand
Burk	Hardmeyer	Myhre	Streibel
Christensen	Harrison	Obie	Tough
Christopher	Hauf	Olafson	Tweten
Coles	Haugen	Olienyk	Unruh
Collette	Haugland	Olson	Vogel
Connolly	Hertz	Opedahl	Wastvedt
Dahlen	Hickle	Poling	Wentz
Davis	Hilleboe	Powers, Barnes	Whittlesey
Dick	Ivesdal	Powers, Cass	Wilkie
Dornacker	Johnson,	Reimers	Williamson
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G. V.	Rivinius	Mr. Speaker
	Jungroth	Rosendahl	

Those voting in the negative were:

Wagner Welder

Absent and not voting:

Backes Hoffner Mueller Stallman
Bowman Kvasager Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 6. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code, pertaining to administration costs of the Old Age and Survivor Insurance System and to social security coverage of public employees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 45 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Schaffer
Backes	Frank	Larson	Schoenwald
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Staven
Borstad	Glaspey	Meyer	Stenhjem
Boustead	Gronhovd	Miller	Stockman
Bowles	Gudajtes	Montplaisir	Strand
Breum	Hardmeyer	Myhre	Streibel
Brown	Harrison	Obie	Tough
Bruner	Hauf	Olafson	Tweten
Burk	Haugen	Olienyk	Unruh
Christensen	Haugland	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hilleboe	Poling	Wastvedt
Collette	Ivesdal	Powers, Barnes	Welder
Connolly	Johnson,	Powers, Cass	Wentz
Dahlen	Barnes	Reimers	Whittlesey
Davis	Johnson, G. V.	Rieger	Wilkie
Dick	Jungroth	Rivinius	Williamson
Dornacker	Knudsen	Rosendahl	Winge
Duncan	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager	Rundle	
Mountrail			

Absent and not voting:

Bowman	Hertz	Mueller	Stallman
Elkin	Hoffner	Sanstead	

So the bill passed and the title was agreed to.

Senate Bill No. 15. A Bill for an Act making an appropriation for the operation of the tourist promotion bureau and amending section 24-03-21 of the North Dakota Century Code, relating to dissemination of tourist information.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 246 of the Senate Journal, the roll was called and there were: ayes, 94; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Staven
Breum	Gudajtes	Miller	Stenhjem
Brown	Hardmeyer	Montplaisir	Stockman
Bruner	Harrison	Myhre	Strand
Burk	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Dahlen	Ivesdal	Poling	Wastvedt
Davis	Johnson,	Powers, Barnes	Wentz
Dick	Barnes	Powers, Cass	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker

Those voting in the negative were:

Bier	Connolly	Reimers	Welder
Bilden	Larsen	Wagner	

Absent and not voting:

Bowman	Glaspey	Hoffner	Sanstead
Elkin	Hertz	Mueller	Stallman

So the bill passed and the title was agreed to.

Senate Bill No. 17. 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, on page 261 of the Senate Journal, the roll was called and there were: ayes, 96; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rustan
Anderson	Frank	Lang	Schaffer
Backes	Froeschle	Larsen	Schoenwald
Belquist	Ganser	Larson	Shablow
Bergman	Gengler	Leer	Shorma
Bier	Gietzen	Linderman	Skaar
Bilden	Giffey	Loerch	Solberg

Bloom	Glaspey	Lundene	Staven
Borstad	Gronhovd	Meschke	Stenhjem
Boustead	Gudajtes	Miller	Stockman
Bowles	Hardmeyer	Montplaisir	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Williamson
Erickson,	Jungroth	Rosendahl	Winge
Mountrail	Knudsen	Ruddy	Mr. Speaker
Erickson, Ward	Krenz		

Those voting in the negative were:

Burk	Meyer	Rundle	Whittlesey
Connolly	Olafson		

Absent and not voting:

Bowman	Elkin	Mueller	Stallman
Dornacker	Hoffner	Sanstead	

So the bill passed and the title was agreed to.

Senate Bill No. 25. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 262 of the Senate Journal, the roll was called and there were: ayes, 101; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Christensen	Haugen	Olafson	Tough
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Dahlen	Hoffner	Poling	Wagner
Davis	Ivesdal	Powers, Barnes	Wastvedt
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager	Rundle	

Those voting in the negative were:

Burk	Connolly	Hickle	Welder
Absent and not voting:			
Backes	Bowman	Mueller	Sanstead

So the bill passed and the title was agreed to.

Senate Bill No. 248. A Bill for an Act to prohibit issuance of alcoholic beverage licenses to persons securing federal gambling stamps.

Which had been read.

The question being on the final passage of the bill, Rep. Brown moved that Senate Bill No. 248 be laid on the table.

Rep. Burk requested a roll call which was granted.

ROLL CALL

The roll was called and there were: ayes, 83; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Knudsen	Ruddy
Anderson	Frank	Krenz	Rustan
Bergman	Froeschle	Kvasager	Schaffer
Bier	Ganser	Larson	Schoenwald
Bilden	Gengler	Leer	Shablow
Boustead	Gietzen	Linderman	Shorma
Brown	Giffey	Loerch	Skaar
Bruner	Gaspey	Meschke	Stallman
Christensen	Gronhovd	Meyer	Staven
Christopher	Gudajtes	Montplaisir	Stenhjem
Coles	Hardmeyer	Obie	Strand
Collette	Harrison	Olafson	Streibel
Connolly	Hauf	Olienyk	Tough
Dahlen	Haugland	Olson	Wagner
Dick	Hertz	Poling	Wastvedt
Dornacker	Hickle	Powers, Barnes	Welder
Duncan	Hilleboe	Powers, Cass	Wentz
Elkin	Hoffner	Reimers	Whittlesey
Erickson,	Ivesdal	Rieger	Williamson
Mountrail	Johnson, G. V.	Rivinius	Winge
Erickson, Ward	Jungroth	Rosendahl	Mr. Speaker

Those voting in the negative were:

Belquist	Davis	Miller	Stockman
Bloom	Johnson,	Myhre	Tweten
Borstad	Barnes	Opedahl	Unruh
Bowles	Lang	Rundle	Vogel
Breum	Larsen	Solberg	Wilkie
Burk	Lundene		

Absent and not voting:

Backes	Haugen	Mueller	Sanstead
Bowman			

So the motion of Rep. Brown prevailed and Acting Speaker Davis announced that Senate Bill No. 248 had been laid on the table.

Senate Bill No. 322. A Bill for an Act to amend and reenact section 57-37-21 of the North Dakota Century Code, relating to the basis of appraisals for estate tax purposes.

Which had been read.

The question being on the final passage of the bill, Rep. Aamoth moved that Senate Bill No. 322 be laid over one day, which motion prevailed.

Senate Bill No. 335. A Bill for an Act to amend and reenact subsection 2 of section 5-05-03 of the North Dakota Century Code, relating to qualifications required for a license to sell alcoholic beverages.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Schaffer
Belquist	Frank	Larsen	Schoenwald
Bergman	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman
Boustead	Glaspey	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Whittlesey
Dornacker	Barnes	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Williamson
Elkin	Jungroth	Rosendahl	Winge
Erickson,	Knudsen	Ruddy	Mr. Speaker
Mountrail	Krenz	Rundle	

Absent and not voting:

Backes	Bowman	Mueller	Sanstead
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So the bill passed and the title was agreed to.

Senate Bill No. 357. A Bill for an Act providing for the collection of funds expended under the provisions of Senate Bill No. 356 of the 1965 Legislative Session for disaster relief on private land and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 444 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olienyk	Tough
Christensen	Haugland	Olson	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner

Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Davis	Johnson, G. V.	Rieger	Wentz
Dick	Johnson,	Rivinius	Whittlesey
Duncan	Barnes	Rosendahl	Williamson
Elkin	Jungroth	Ruddy	Winge
Erickson,	Knudsen	Rundle	Mr. Speaker
Mountrail	Krenz		

Those voting in the negative were:

Fossum	Lang	Wilkie
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Absent and not voting:

Backes	Dornacker	Myhre	Sanstead
Bowman	Mueller		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 73. A Bill for an Act to amend and reenact section 16-04-15.1 of the North Dakota Century Code, relating to the form of the consolidated primary election ballot.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 937 of the House Journal, the roll was called and there were: ayes, 67; nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Gengler	Leer	Rosendahl
Belquist	Gietzen	Linderman	Ruddy
Bergman	Giffey	Loerch	Rustan
Bloom	Glaspey	Lundene	Schoenwald
Borstad	Gronhovd	Meschke	Shablow
Breum	Gudajtes	Meyer	Shorma
Bruner	Hardmeyer	Miller	Skaar
Burk	Harrison	Montplaisir	Solberg
Christensen	Hauf	Myhre	Stallman
Collette	Haugen	Obie	Staven
Dahlen	Hertz	Olafson	Stenhjem
Davis	Hoffner	Olienyk	Strand
Elkin	Ivesdal	Olson	Vogel
Erickson,	Jungroth	Opedahl	Wilkie
Mountrail	Krenz	Poling	Williamson
Erickson, Ward	Kvasager	Powers, Cass	Winge
Fossum	Larson	Rieger	Mr. Speaker

Those voting in the negative were:

Aamoth	Dornacker	Knudsen	Streibel
Bier	Frank	Lang	Tough
Bilden	Froeschle	Larsen	Tweten
Boustead	Ganser	Powers, Barnes	Unruh
Bowles	Haugland	Reimers	Wagner
Brown	Hickle	Rivinius	Wastvedt
Christopher	Hilleboe	Rundle	Welder
Coles	Johnson,	Schaffer	Wentz
Connolly	Barnes	Stockman	Whittlesey
Dick	Johnson, G. V.		

Absent and not voting:

Backes	Duncan	Mueller	Sanstead
Bowman			

So the bill was declared lost for lack of a two-thirds majority.

Senate Bill No. 215. A Bill for an Act to amend and reenact section 32-09-10 of the North Dakota Century Code, relating to the witness fees paid to a garnishee.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 938 of the House Journal, the roll was called and there were: ayes, 89; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Jungroth	Rieger
Anderson	Mountrail	Knudsen	Rivinius
Bergman	Erickson, Ward	Krenz	Rosendahl
Bier	Fossum	Kvasager	Ruddy
Bilden	Froeschle	Lang	Rustan
Bloom	Ganser	Larsen	Shablow
Borstad	Gengler	Larson	Shorma
Boustead	Gietzen	Leer	Skaar
Bowles	Giffey	Linderman	Solberg
Breum	Glasphey	Lundene	Staven
Brown	Gronhovd	Meschke	Stockman
Bruner	Gudajtes	Meyer	Strand
Burk	Hardmeyer	Miller	Streibel
Christensen	Hauf	Montplaisir	Tough
Christopher	Haugland	Myhre	Unruh
Coles	Hertz	Obie	Wagner
Collette	Hickle	Olafson	Wastvedt
Connolly	Hilleboe	Olson	Wentz
Dahlen	Hoffner	Opedahl	Wilkie
Davis	Ivesdal	Poling	Williamson
Dick	Johnson,	Powers, Barnes	Winge
Dornacker	Barnes	Powers, Cass	Mr. Speaker
Elkin	Johnson, G. V.	Reimers	

Those voting in the negative were:

Belquist	Loerch	Schoenwald	Vogel
Frank	Olienyk	Stallman	Welder
Harrison	Rundle	Stenhjem	Whittlesey
Haugen	Schaffer	Tweten	

Absent and not voting:

Backes	Duncan	Mueller	Sanstead
Bowman			

So the bill passed and the title was agreed to.

Senate Bill No. 130. A Bill for an Act to provide cancellation provisions restricting the cancellation of an insured's motor vehicle liability insurance.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 196 of the Senate Journal and page 939 of the House Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Lang	Rustan
Belquist	Froeschle	Larsen	Schaffer
Bergman	Ganser	Larson	Schoenwald
Bier	Gengler	Leer	Shablow
Bilden	Gietzen	Linderman	Shorma
Bloom	Giffey	Loerch	Skaar
Borstad	Glasphey	Lundene	Solberg
Boustead	Gronhovd	Meschke	Stallman
Bowles	Gudajtes	Meyer	Staven
Breum	Hardmeyer	Miller	Stenhjem
Brown	Harrison	Montplaisir	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel

Christensen	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward			
Absent and not voting:			
Backes	Duncan	Sanstead	Williamson
Bowman	Mueller		

So the bill passed and the title was agreed to.

Senate Bill No. 305. A Bill for an Act to amend and re-enact section 40-57-02, subsection 11 of section 40-57-03, and section 40-57-10 of the North Dakota Century Code Supplement, and subsection 9 of section 40-57-03 of the North Dakota Century Code relating to municipal industrial development and the issuance of municipal revenue bonds for industrial development projects, authorizing counties to engage in such projects, authorizing sale of a project to the lessee, authorizing construction of a project by the lessee and authorizing private sale of such bonds at not less than ninety-five per cent of par plus accrued interest.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 290 of the Senate Journal and page 940 of the House Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Jungroth	Reimers	Wentz
Dick	Johnson,	Rieger	Whittlesey
Dornacker	Barnes	Rivinius	Wilkie
Elkin	Johnson, G. V.	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rundle	Mr. Speaker
Erickson, Ward	Kvasager		

Absent and not voting:

Backes	Duncan	Mueller	Sanstead
Bowman			

So the bill passed and the title was agreed to.

Speaker Link returned to the Chair to preside.

Senate Bill No. 163. A Bill for an Act to provide for the organization and operation of Vector Control Districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 414 of the Senate Journal, the roll was called and there were: ayes, 60; nays, 45; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Erickson,	Jungroth	Rustan
Backes	Mountrail	Krenz	Schoenwald
Belquist	Erickson, Ward	Larson	Shablow
Bergman	Gengler	Leer	Shorma
Bloom	Gietzen	Linderman	Skaar
Borstad	Giffey	Loerch	Solberg
Bowles	Glaspey	Lundene	Stallman
Breum	Gronhovd	Meschke	Staven
Bruner	Gudajtes	Meyer	Stenhjem
Burk	Hardmeyer	Montplaisir	Strand
Christensen	Harrison	Olson	Vogel
Christopher	Hauf	Poling	Wilkie
Collette	Haugland	Powers, Cass	Williamson
Dahlen	Hertz	Rieger	Winge
Duncan	Hoffner	Rosendahl	Mr. Speaker
	Ivesdal		

Those voting in the negative were:

Aamoth	Frank	Larsen	Rundle
Bier	Froeschle	Miller	Stockman
Bilden	Ganser	Myhre	Streibel
Boustead	Haugen	Obie	Tough
Brown	Hickle	Olafson	Tweten
Coles	Hilleboe	Olienyk	Unruh
Connolly	Johnson,	Opedahl	Wagner
Davis	Barnes	Powers, Barnes	Wastvedt
Dick	Johnson, G. V.	Reimers	Welder
Dornacker	Knudsen	Rivinius	Wentz
Elkin	Kvasager	Ruddy	Whittlesey
Fossum	Lang		

Absent and not voting:

Bowman	Mueller	Sanstead	Schaffer
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So the bill passed and the title was agreed to.

Rep. Williamson moved that the vote by which Senate Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 347. A Bill for an Act to provide for the licensing, bonding, and regulation of dealers in livestock, poultry, and wool in the state of North Dakota, to provide requirements thereof and to provide for the powers and duties of the dairy commissioner in connection therewith and providing penalties; and to repeal chapter 36-04 of the North Dakota Century Code, relating to the licensing, bonding and regulation of dealers in livestock, poultry, and wool in the state of North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 380 of the Senate Journal, the roll was called and there were: ayes, 7; nays, 95; absent and not voting, 7.

Those voting in the affirmative were:

Gengler	Johnson,	Powers, Barnes	Strand
Glasphey	Barnes	Powers, Cass	Wilkie

Those voting in the negative were:

Aamoth	Erickson, Ward	Larsen	Schaffer
Anderson	Fossum	Larson	Schoenwald
Belquist	Frank	Leer	Shablow
Bergman	Froeschle	Linderman	Shorma
Bier	Ganser	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Gronhovd	Meyer	Staven
Boustead	Gudajtes	Miller	Stenhjem
Bowles	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christensen	Hickle	Olson	Vogel
Christopher	Hilleboe	Opedahl	Wagner
Coles	Hoffner	Poling	Wastvedt
Collette	Ivesdal	Reimers	Welder
Connolly	Johnson, G. V.	Rieger	Wentz
Dahlen	Jungroth	Rivinius	Whittlesey
Davis	Knudsen	Rosendahl	Williamson
Duncan	Krenz	Ruddy	Winge
Elkin	Kvasager	Rundle	Mr. Speaker
Erickson,	Lang	Rustan	
Mountrail			

Absent and not voting:

Backes	Dick	Hertz	Sanstead
Bowman	Dornacker	Mueller	

So the bill was declared lost.

Senate Bill No. 235. A Bill for an Act to amend and reenact sections 6-01-17 and 6-09-29 of the North Dakota Century Code, relating to fees charged by the state examiner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 324 of the Senate Journal, the roll was called and there were: ayes, 83; nays, 15; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Krenz	Rosendahl
Bergman	Fossum	Kvasager	Ruddy
Bilden	Frank	Lang	Schaffer
Bloom	Froeschle	Larsen	Schoenwald
Borstad	Gengler	Larson	Shablow
Boustead	Giffey	Leer	Shorma
Bowles	Gronhovd	Linderman	Skaar
Breum	Gudajtes	Loerch	Stallman
Brown	Hardmeyer	Lundene	Stenhjem
Bruner	Harrison	Meyer	Stockman
Burk	Hauf	Miller	Strand
Christensen	Haugen	Obie	Streibel
Christopher	Haugland	Olafson	Tough
Coles	Hilleboe	Olienyk	Tweten
Collette	Hoffner	Olson	Unruh
Connolly	Ivesdal	Opedahl	Wagner
Dahlen	Johnson,	Powers, Barnes	Wastvedt
Davis	Barnes	Powers, Cass	Whittlesey
Duncan	Johnson, G. V.	Reimers	Williamson
Elkin	Jungroth	Rieger	Winge

Erickson, Mountrail	Knudsen	Rivinius	Mr. Speaker
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Those voting in the negative were:

Aamoth	Glaspey	Rustan	Welder
Belquist	Hickle	Solberg	Wentz
Bier	Poling	Staven	Wilkie
Gietzen	Rundle	Vogel	

Absent and not voting:

Backes	Dornacker	Meschke	Myhre
Bowman	Ganser	Montplaisir	Sanstead
Dick	Hertz	Mueller	

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House now recess until 1:15 p.m., March 3, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Bismarck, March 3, 1965

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seven-teenth order of business for introductions.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 2, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following House Bills:

- | | |
|--------------------|--------------------|
| House Bill No. 502 | House Bill No. 658 |
| House Bill No. 504 | House Bill No. 661 |
| House Bill No. 508 | House Bill No. 673 |
| House Bill No. 529 | House Bill No. 695 |
| House Bill No. 536 | House Bill No. 734 |
| House Bill No. 548 | House Bill No. 737 |
| House Bill No. 558 | House Bill No. 746 |
| House Bill No. 560 | House Bill No. 748 |
| House Bill No. 604 | House Bill No. 770 |
| House Bill No. 621 | House Bill No. 788 |
| House Bill No. 622 | House Bill No. 795 |
| House Bill No. 635 | House Bill No. 850 |
| House Bill No. 646 | House Bill No. 874 |

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 3, 1965

Mr. Speaker: I have the honor to return:

- Senate Bill No. 40 - 45 - 51
- Senate Bill No. 64 - 75 - 96
- Senate Bill No. 97 - 110 - 117
- Senate Bill No. 128 - 132 - 176

Senate Bill No. 189 - 197 - 202
 Senate Bill No. 205 - 210 - 220
 Senate Bill No. 222 - 235 - 239
 Senate Bill No. 269 - 336 - 342
 Senate Concurrent Resolution "T" - "B-B"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 505 - 521 - 630
 House Bill No. 647 - 649 - 669
 House Bill No. 725 - 735 - 740
 House Bill No. 745 - 769 - 849 - 920

Were delivered to the Governor for his approval at the hour of 1:30 o'clock, March 3, 1965.

REP. SHABLOW, Chairman

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 515
 House Bill No. 522
 House Bill No. 543
 House Bill No. 549
 House Bill No. 554
 House Bill No. 559
 House Bill No. 644
 House Bill No. 733
 House Bill No. 774
 House Bill No. 778
 House Bill No. 799
 House Bill No. 815
 House Bill No. 894
 House Bill No. 896
 House Bill No. 904
 House Bill No. 928
 House Bill No. 929

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 40 - 45 - 51
 Senate Bill No. 64 - 75 - 82
 Senate Bill No. 96 - 97 - 110
 Senate Bill No. 117 - 128 - 132
 Senate Bill No. 176 - 189 - 197
 Senate Bill No. 202 - 205 - 210
 Senate Bill No. 220 - 222 - 235
 Senate Bill No. 239 - 269 - 289
 Senate Bill No. 336 - 342
 Senate Concurrent Resolution "C" - "T" - "B-B"

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber
 Bismarck, March 3, 1965

Mr. President: I have the honor to return:

Senate Bill No. 40 - 45 - 51
 Senate Bill No. 64 - 75 - 82
 Senate Bill No. 96 - 97 - 110
 Senate Bill No. 117 - 128 - 132
 Senate Bill No. 176 - 189 - 197
 Senate Bill No. 202 - 205 - 210
 Senate Bill No. 220 - 222 - 235
 Senate Bill No. 239 - 269 - 289
 Senate Bill No. 336 - 342
 Senate Concurrent Resolution "C" - "T" - "B-B"
 Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 41 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title delete the words "excise taxes" and insert in lieu thereof the following; "sales and use taxes and motor fuels taxes, but shall be exempt from the payment of fees based upon membership, and declaring an emergency."

In line 4 delete the triple brackets after the word "EXEMPTION"

In line 5 insert triple brackets after the word "FEE" and insert in lieu thereof the words "LIMITED EXCISE TAX EXEMPTION."

In line 7 insert triple brackets before the word "annually"

In line 9 insert triple brackets after the word "thereof" and insert in lieu thereof the words "sales and use taxes and motor fuels taxes"

In line 9 delete the triple brackets before the comma

In line 11 delete the triple brackets after the word "taxation"

Following line 11 add the following:

"SECTION 2. EMERGENCY.) This Act in hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 41 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 107 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the word "five" and insert in lieu thereof the word "three"

In line 11 delete the word "fifteen" and insert in lieu thereof the word "nine"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BACKES, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 107 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 168 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. CHRISTENSEN, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 174 has had the same under consideration and recommends that the same be amended as follows:

At the end of the title delete the period and insert the following: "and to provide an effective date for use of state tax commissioner's certification of assessment levels for use in determination of state payments to county equalization funds."

In line 5 delete the triple parentheses before the word "For"

At the end of line 12 delete the triple parentheses

In line 20 delete the triple parentheses

In line 27 delete the triple parentheses

In line 29 delete the triple parentheses

In line 31 delete the triple parentheses

In line 36 delete the triple parentheses

In line 66 delete the triple parentheses

In line 66 after the numeral "24" delete the period and insert in lieu thereof a semicolon and add the following: "provided, however, that the provisions of this section relating to the use of a certification of assessment levels by the state tax commissioner to the superintendent of public instruction for the purpose of adjusting the twenty-one mill county equalization fund is hereby suspended for the years 1965 and 1966 and shall again become effective for the year 1967. The purpose of such suspension is to provide the state supervisor of assessments with more time to develop the sales assessment ratio study."

Delete lines 70 through 84 and insert in lieu thereof the following:

"15-40-19. DISTRIBUTION OF PAYMENTS TO COUNTY EQUALIZATION FUNDS—DUTY OF DEPARTMENT OF ACCOUNTS AND PURCHASES.) The superintendent of public instruction shall certify to the department of accounts and purchases a list of all county equalization funds in the state together with a statement of payments equal to one-fourth of the total payments made to each respective equalization fund during the previous fiscal year and the department of accounts and purchases shall pay each county equalization fund such amounts due from the general fund, within the limits of legislative appropriation, upon warrants prepared and issued by the department and signed by the state auditor on or before October fifteenth of each year. Upon receiving the certifications of the county (((superintendent))) superintendents of schools, the superintendent of public instruction, after certifying to the respective county auditors the amount that shall be levied on all taxable property in accordance with section 15-40-18, shall determine what amounts in addition to the October fifteenth payments are necessary to constitute one-half of the payments due to each county equalization fund for the current school year and shall certify to the department of accounts and purchases a list of all county equalization funds in the state together with a statement of the payments due such funds. The department of accounts and purchases shall pay to (((the))) each county equalization fund from the general fund, within the limits of legislative appropriation, upon warrants prepared and issued by the department and signed by the state auditor, the amounts needed in addition to the October fifteenth payment in order to constitute fifty percent of the sum found to be due under the provisions of this chapter on December first and the balance on March first; the provisions of this section relating to the certification to the respective county auditors of the amount that shall be levied on all taxable property in accordance with section 15-40-18 is hereby suspended for the years 1965 and 1966 and shall again become effective for the year 1967."

In line 92 delete the triple parentheses

In line 100 delete the triple parentheses

At the end of line 102 add the following:

"The provisions of this section relating to the certificate of the tax commissioner as to assessment levels and to the use thereof is hereby suspended for the years 1965 and 1966 and shall again become effective for the year 1967."

Renumber all lines accordingly.

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 174 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 190 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 326 has had the same under consideration and recommends that the same do pass.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 56 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 69 has had the same under consideration and recommends that the same be amended as follows:

In line 87 of the engrossed bill, following the word "prepared" place triple parentheses before and after the word "and" and insert in lieu thereof the word "or"

In line 89, following the word "prepared" place triple parentheses before and after the word "and" and insert in lieu thereof the word "or"

In line 99, following the word "prepare" place triple parentheses before and after the word "and" and insert in lieu thereof the word "or"

In line 108 place triple parentheses around the first word "and" and insert in lieu thereof the word "or"

In line 109 delete the word "twenty" and insert in lieu thereof the word "fourteen"

Delete lines 149 through 151 inclusive

In line 189 following the word "been" insert the words "prepared or"

And renumber the lines accordingly.

And when so amended recommends the same do pass .

REP. BURK, Chairman

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 69 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 360 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "D" has had the same under consideration and recommends that the same be amended as follows:

In line 24 after the words "for the" insert the word "sole"

In line 43 delete the word "identical" and insert in lieu thereof the words "substantially the same as"

In line 44 delete the word "with"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Staven moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Concurrent Resolution "D" would be considered in the sixth order of business.

EIGHTH ORDER OF BUSINESS

Rep. Christensen moved that the House reconsider the action by which the amendments to Senate Bill No. 165 were adopted and the bill placed on the calendar, which motion prevailed.

Rep. Christensen moved that Senate Bill No. 165 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Jungroth moved that the House reconsider the action by which Senate Bill No. 179 lost, which motion prevailed on a division vote.

Rep. Stockman moved that Senate Bill No. 179 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Solberg moved that the House reconsider the action by which Senate Bill No. 344 was passed, which motion prevailed.

Rep. Solberg moved that Senate Bill No. 344 be placed on the calendar for immediate action, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 344. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchase of motor vehicle fuel by the department of accounts and purchases.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 50; nays, 56; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Duncan	Lang	Shablow
Bier	Elkin	Larsen	Shorma
Bilden	Fossum	Loerch	Stenhjem
Boustead	Frank	Miller	Stockman
Bowman	Froeschle	Mueller	Streibel
Brown	Ganser	Olienyk	Tough
Bruner	Gengler	Powers, Barnes	Unruh
Christopher	Hardmeyer	Powers, Cass	Wagner

Coles	Haugland	Reimers	Wastvedt
Connolly	Hilleboe	Rivinius	Welder
Davis	Johnson,	Rundle	Wentz
Dick	Barnes	Rustan	Whittlesey
Dornacker	Knudsen	Schaffer	
Those voting in the negative were:			
Anderson	Giffey	Larson	Rosendahl
Backes	Glaspay	Leer	Ruddy
Belquist	Gronhovd	Linderman	Sanstead
Bergman	Gudajtes	Lundene	Schoenwald
Bloom	Harrison	Meschke	Skaar
Borstad	Hauf	Meyer	Solberg
Bowles	Haugen	Montplaisir	Stallman
Breum	Hertz	Myhre	Staven
Burk	Hoffner	Obie	Strand
Christensen	Ivesdal	Olafson	Vogel
Collette	Johnson, G. V.	Olson	Wilkie
Dahlen	Jungroth	Opedahl	Williamson
Erickson, Ward	Krenz	Poling	Winge
Gietzen	Kvasager	Rieger	Mr. Speaker
Absent and not voting:			
Erickson,	Hickle	Tweten	
Mountrail			

So the bill was declared lost.

Rep. Hauf moved that the vote by which Senate Bill No. 344 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Stockman requested a short recess for the Committee on Political Subdivisions, which was granted.

Rep. Christensen requested a short recess for the Committee on Natural Resources on Senate Bill No. 165, which request was granted.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 535 - 553 - 614

House Bill No. 636 - 676 - 692

House Bill No. 720 - 828 - 862

House Bill No. 889 - 891 - 921

Which the President has signed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 3, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 21 - 47 - 83

Senate Bill No. 84 - 85 - 101

Senate Bill No. 102 - 131 - 138

Senate Bill No. 156 - 195 - 261 - 272

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 3, 1965

Mr. President: I have the honor to transmit:

House Bill No. 944

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the same be amended as follows:

Delete the title in its entirety and in lieu thereof insert the following:

For an Act to provide for the taxation of electric generating plants with a generating capacity of over one hundred thousand kilowatts, and transmission lines of 230 kilovolts or larger capacity, owned or operated by nonprofit cooperative corporations, providing for reports by said cooperative corporations, computation of taxes due and notice thereof, providing a due date for payment of taxes, providing for enforcement of payment, the deposit and allocation of revenues received, duties of the state and county treasurers, promulgation of rules, appeals, and penalties, and to amend Section 57-33-01 of the North Dakota Century Code to exclude large electric generating cooperatives from the provisions thereof.

And delete lines 3 through 7 and in lieu thereof insert the following:

"Cooperative" or "Cooperatives" shall mean nonprofit corporations owning or operating an electrical generation plant or plants located within this state;

Line 9 delete the word "company" and insert in lieu thereof "cooperative".

Line 14 delete the word "company" and insert in lieu thereof "cooperative"

Line 18 delete the word "company" and insert in lieu thereof "cooperative"

Line 32 delete the word "companies" and insert in lieu thereof "cooperatives"

Line 39 delete the word "company" and insert in lieu thereof "cooperative"

Line 43 delete the word "company" and insert in lieu thereof "cooperative"

Line 59 delete the word "company" and insert in lieu thereof "cooperative"

Line 64 delete the word "companies" and insert in lieu thereof "cooperatives"

Line 79 delete the word "company" and insert in lieu thereof "cooperative"

Line 83 delete the word "company" and insert in lieu thereof "cooperative"

Line 86 delete the word "company" and insert in lieu thereof "cooperative"

Line 91 delete the word "company" and insert in lieu thereof "cooperative"

Line 98 delete the word "company" and insert in lieu thereof "cooperative"

Line 101 delete the word "company" and insert in lieu thereof "cooperative"

Between lines 141 and 142 insert the following:

"1. During the first two years during which a cooperative operates an electrical energy generating plant, all of the annual revenue received from the taxation thereof in each county shall be allocated to that county."

In line 142 delete the 1. and insert in lieu thereof "2. Thereafter,"
 In line 145 delete "seventy-five" and insert in lieu thereof "one-hundred"

In line 146 insert a period after the word "county" and delete the words "and twenty-five percent to the state general fund."

Line 151 after the word "revenue" insert the words "in excess of \$100,000.00".

Line 157 delete "2" and insert in lieu thereof "3"

Line 182 delete the word "company" and insert in lieu thereof "cooperative"

Line 211 delete the word "COMPANIES" and insert in lieu thereof "COOPERATIVES"

Line 212 delete the word "Companies" and insert in lieu thereof the word "Cooperatives"

And in lines 215, 216 and 225 after the word "energy" insert the word "primarily"

And renumber the lines accordingly.

Rep. Shallow
 Rep. Wilkie
 Rep. Christensen
 Rep. Lundene
 Rep. Myhre
 Rep. Kvasager
 Rep. Ivesdal
 Rep. Harrison
 Rep. Meschke
 Rep. Bruner
 Rep. Opedahl
 Rep. Strand
 Rep. Backes

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the same be amended as follows:

Between lines 141 and 142 insert the following:

"1. During the first two years during which a company operates an electrical energy generating plant, all of the annual revenue received from the taxation thereof in each county shall be allocated to that county."

In line 142 delete "1" and insert "2. Thereafter,"

In line 145 delete the words "seventy-five" and insert in lieu thereof "one-hundred"

In line 146 insert a period after the word "county" and delete the words "and twenty-five percent to the state general fund."

In line 157 delete "2" and insert in lieu thereof "3"

And renumber the lines accordingly.

Rep. Dornacker
 Rep. Whittlesey
 Rep. Powers of Barnes
 Rep. Knudsen
 Rep. Boustead
 Rep. Welder
 Rep. Miller
 Rep. Davis

And when so amended recommends the same do pass.

REP. BACKES, Chairman

Rep. Meschke moved that the report of the majority be adopted.

Rep. Davis moved a substitute motion that the report of the minority be substituted for the report of the majority, which motion lost, on a division vote.

The question was now on the motion of Rep. Meschke that the report of the majority of the Committee on Finance and Taxation be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 42 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 300 has had the same under consideration and recommends that the same be amended as follows:

In line 18 insert the following language after the comma: "but it shall not include outside salesmen who are compensated on a commission basis."

In line 58 delete the semicolon and insert a comma in lieu thereof and add the following language: "except that when an employee over eighteen years of age and under sixty years of age is employed by an employer, the standard minimum wage, which may include wages of not over three dollars per day in the form of lodging, shall be one dollar per hour;"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 300 would be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Industry and Business to whom was referred Senate Bill No. 327 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Lundene
Rep. Hardmeyer
Rep. Bloom
Rep. Christensen
Rep. Backes
Rep. Montplaisir
Rep. Krenz
Rep. Shablow
Rep. Williamson
Rep. Loerch
Rep. Rustan
Rep. Haugen

REP. LUNDENE, Chairman

Mr. Speaker: The minority of your Committee on Industry and Business to whom was referred Senate Bill No. 327 has had the same under consideration and recommends that the same do pass.

Rep. Stenhjem
Rep. Bilden
Rep. Dornacker
Rep. Hilleboe
Rep. Knudsen
Rep. Brown
Rep. Haugland
Rep. Miller
Rep. Davis

REP. LUNDENE, Chairman

Rep. Lundene moved that the report of the majority be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 165 has had the same under consideration and recommends that the same be amended as follows:

These amendments apply to the engrossed bill.

In the fifth line of the title following the word "licenses" insert a comma and the words "and providing an effective date"

In the amended bill, strike everything after line 14 and insert in lieu thereof the following:

15 SECTION 5. AMENDMENT.) Section 20-03-21 of the 1963
16 Supplement to the North Dakota Century Code is hereby
16a amended and

17 reenacted to read as follows:

18 20-03-21. ISSUANCE OF LICENSES — WHO TO ISSUE —
19 COUNTY AUDITOR MAY APPOINT AGENTS WHO SHALL
20 RECEIVE COMPENSATION — DISPOSITION OF
20a PROCEEDS.)

21 All hunting, trapping, fishing, and taxidermists' licenses shall
22 be issued by the several county auditors, the commissioner, the
23 deputy commissioner, and the bonded game wardens. The
23a deputy

24 commissioner and each bonded game warden shall transmit to
24a the

25 commissioner all moneys collected from the issuance of licenses.

26 For each license issued by him, the county auditor or his agent
27 shall collect the charges authorized under this title plus the fee
28 hereinafter prescribed and shall record the same in his record of
29 cash received. He shall retain as his compensation for the
29a issuance

30 of each (((resident hunting, fishing, or trapping license the sum
30a of

31 ten cents; for the issuance of each nonresident hunting or

31a trapping

32 license the sum of one dollar; and for the issuance of each

32a nonresident

33 fishing license the sum of twenty-five cents.))) license or

33a stamp the

34 following fee:

35	1. Resident hunting license or stamp.....	\$.20
36	2. Nonresident hunting license or stamp.....	\$1.00
37	3. Resident big game license or stamp.....	\$.30
38	4. Nonresident big game license or stamp.....	\$1.00
39	5. Nonresident bow license or stamp.....	\$.50
40	6. Resident trapping license or stamp.....	\$.10
41	7. Nonresident trapping license or stamp.....	\$2.00
42	8. Resident fishing license.....	\$.20
43	9. Nonresident fishing license.....	\$.30
44	10. Nonresident short term fishing license.....	\$.20
45	11. Resident family fishing license.....	\$.20
46	12. Annual general game license.....	\$.20

47 The county auditor may appoint agents to distribute hunting
47a and

48 fishing licenses and (((may))) shall compensate such agents

49 (((from the fees retained by him as prescribed in this section.

50 The remainder of the))) one half of the additional fees collected

51 by such agent. The full amount of the license fees shall be

52 deposited with the county treasurer at least once each month,

52a and

53 not later than three days after the close of the month,

53a accompanied

54 by a report showing the amounts received from the sale of each

54a type

55 of license, the amount retained, and the net amounts deposited.

55a The

56 county treasurer shall credit the fees so deposited to a separate
 56a account
 57 and shall hold such fees, subject to warrant for payment thereof
 58 drawn by the county auditor in favor of the state game and fish
 59 commissioner. The commissioner shall deposit all receipts from
 60 the issuance of licenses transmitted to or received by him with
 60a the
 61 state treasurer to be credited to the game and fish fund.
 62 SECTION 6. EFFECTIVE DATE.) The provisions of this Act
 63 shall become effective on January 1, 1966.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. CHRISTENSEN, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 165 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 12 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the bill after the words "the sum of" delete the sum \$1,272,300.00 and in lieu thereof insert the sum \$1,292,300.00

Line 8, delete the sum \$386,800.00 and in lieu thereof insert the sum \$401,200.00

Line 12, delete the sum \$70,000.00 and in lieu thereof insert the sum \$75,600.00

Line 15, delete the sum \$1,272,300.00 and in lieu thereof insert the sum \$1,292,300.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 12 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 24 has had the same under consideration and recommends that the same be amended as follows:

In line 8a of the engrossed bill, before the word "Plant" insert the words "Wheat and durum" and change the capital "P" on the word "Plant" to a small "p"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 24 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 26 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 87 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 293 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 338 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Erickson of Ward moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 179 has had the same under consideration and recommends that the same be amended as follows:

For an Act relating to extraterritorial zoning powers for municipalities.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. EXTRATERRITORIAL ZONING.) The
 2 governing body of any city or village which has created a city
 2a plann-
 3 ing commission and has adopted zoning ordinances as provided
 3a by law,
 4 may exercise extraterritorial zoning power as set forth in this
 5 section:
 6 1. Extraterritorial zoning jurisdiction shall include all land
 7 lying within six miles of, and contiguous to the corporate limits
 7a of
 8 the municipality and not located in any other municipality. In
 8a the
 9 case of any such nonmunicipal land lying within six miles of
 9a more than
 10 one municipality having a planning commission and having
 10a adopted a
 11 zoning ordinance, the jurisdiction of each such municipality
 11a shall
 12 terminate at a boundary equidistant from the respective corpo-
 12a rate
 13 limits of such municipality. Any subsequent alteration of the
 13a corpo-
 14 rate limits of the municipality by annexation or disconnection
 14a proceed-
 15 ings shall not affect the dividing line as initially determined.
 15a The
 16 governing body of the municipality may from time to time
 16a specify by
 17 resolution a full and accurate description of any area proposed
 17a to be
 18 zoned within its extraterritorial zoning jurisdiction. The
 18a boundary
 19 line of such area shall follow government lot or survey section
 19a or
 20 fractional section lines or public roads, but need not extend to
 20a the
 21 limits of the extraterritorial zoning jurisdiction. Within fifteen
 22 days after the adoption of the resolution the governing body
 22a shall
 23 publish such resolution in a newspaper having general circula-
 23a tion in
 24 the area proposed to be zoned. Within ten days of such publi-
 24a cation,

25 the governing body shall cause to be mailed by registered or
25a certi-
26 fied mail a certified copy of said resolution, together with a scale
27 map showing the boundaries of the extraterritorial jurisdiction
27a area
28 proposed to be zoned, to the township clerk of each township,
28a any
29 part of which is included in such area.

30 2. If the governing body adopts a resolution under subsection
30a 1
31 of this section, it shall direct the planning commission to
31a formulate
32 tentative recommendations for the district plan and regulations
32a with-
33 in all or a part of the extraterritorial zoning jurisdiction as
34 described in the resolution adopted under subsection 1. When
34a the
35 planning commission is engaged in the preparation of such
35a district
36 plan and zoning regulations, or amendments thereto, a joint
36a extra-
37 territorial zoning committee shall be established consisting of
37a three
38 members of the planning commission each of whom shall be
38a designated
39 by the governing body of the municipality and three township
39a members
40 from each township within the area affected. The township
40a members
41 from each township shall be residents of the township and each
41a shall
42 be appointed by the township board of supervisors for a term of
42a three
43 years. Township board members shall be eligible to serve. If the
44 township board fails to appoint the three members within
44a thirty days
45 following mailing of the certified resolution under subsection 1,
45a the
46 board shall be subject to a mandamus proceeding which may be
46a instituted
47 by any resident of the area to be zoned or by the city adopting
47a such
48 resolution. The entire planning commission shall participate
48a with the
49 joint committee in the preparation of the plan and regulations,
49a or
50 amendments thereto. Only the members of the joint committee
50a shall
51 vote on matters relating to the extraterritorial plan and
51a regulations,
52 or amendments thereto. A separate vote shall be taken on the
52a plan
53 and regulations for each township and the township members,
53a together
54 with the three municipality members of the joint committee,
54a shall vote
55 only on matters affecting the particular township which they
55a represent.

56 The governing body shall not adopt the proposed plan and
56a regulations,
57 or amendments thereto, unless the proposed plan and
57a regulations, or
58 amendments thereto, receive a favorable vote of a majority of
58a the

59 six members voting thereon. Such vote shall be deemed action
59a taken
60 by the entire planning commission.
61 3. The joint committee shall formulate tentative
61a recommendations
62 for said plan and zoning regulations, including enforcement and
63 administration provisions and shall hold a public hearing
63a thereon.
64 Notice of hearing shall be given at least ten days before the
64a hearing
65 by publication in a newspaper having general circulation in the
65a area
66 proposed to be zoned and by mailing the notice to the clerk of
66a each
67 township affected by the proposed regulations. The notice shall
68 contain a full legal description of the area affected and shall
69 describe the time, date, place, and purpose of the hearing.
70 4. After such public hearing, the governing body of the
70a municipi-
71 pality may adopt by ordinance the proposed plan and zoning
71a regula-
72 tions with enforcement and administration provisions finally
72a approved
73 by the joint committee.
74 5. The extraterritorial zoning ordinance may be amended.
74a The
75 amending process shall proceed upon adoption of a resolution
75a by the
76 governing body of the municipality or by the governing body
76a of the
77 township setting forth the proposed amendment. Publication
77a and notice
78 as provided in subsection 1 shall be followed, and the procedure
78a set
79 forth in subsections 2 and 3 shall apply to amendments to the
79a extra-
80 territorial zoning ordinance. After public hearing as provided
80a in
81 subsection 3 on the tentative recommendation for amendment
81a of the
82 joint committee, the governing body of the municipality shall
82a adopt
83 by ordinance the amendment finally approved by the joint
83a committee.

84 SECTION 2. COST SHARING.) A joint extra-
85 territorial zoning committee may hire a planning consultant to
85a advise
86 the committee and to assist in preparation of planning and
86a zoning
87 regulations. Additional personnel as required for the admini-
87a stration
88 of the provisions of this Act may also be retained. The joint
89 committee shall determine an equitable division and sharing
89a between
90 the municipalities and the townships of the costs and planning
90a and
91 administration, and such municipalities and townships may
91a budget
92 and expend funds for assisting in the payment of costs and
92a expenses
93 incurred in the establishment and administration of said plan-
93a ning
94 and zoning regulations.

And when so amended recommends the same do pass.

REP. STALLMAN, Chairman

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 179 would be considered in the sixth order of business.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 18 - 53 - 54 - 62 - 139 - 147 - 274 - 346 - 352.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 3, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 503.

GERALD L. STAIR, Secretary

Rep. Hoffner moved that the absent members be excused, which motion prevailed.

Rep. Hoffner moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-EIGHTH DAY

Bismarck, March 3, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. Ira E. Herzberg of the Evangelical United Brethren Church of Bismarck, North Dakota.

Roll Call: All members present except Rep. Hickie.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "D" - "T"

Were delivered to the Secretary of State at the hour of two o'clock p.m., March 3, 1965.

REP. SHABLOW, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 944

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-sixth day after recess and the fifty-seventh day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Bowman moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 3, 1965

Mr. President: I have the honor to return:

Senate Bill No. 73 - 76 - 134

Senate Bill No. 184 - 192 - 224 - 248

Senate Bill No. 265 - 314 - 329

Senate Bill No. 344

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 3, 1965

Mr. President: I have the honor to return:

Senate Bill No. 3 - 6 - 11 - 17 - 15

Senate Bill No. 22 - 25 - 198 - 251

Senate Bill No. 255 - 256 - 273

Senate Bill No. 285 - 306 - 330

Senate Bill No. 335 - 347

Senate Bill No. 354 - 357

Senate Concurrent Resolution "L"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 3, 1965

Mr. President: I have the honor to return:

Senate Bill No. 23 - 28 - 57 - 73

Senate Bill No. 130 - 163 - 164

Senate Bill No. 172 - 212 - 215

Senate Bill No. 271 - 305 - 340

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Belquist moved that the amendments to House Concurrent Resolution "S-1" as recommended by the Committee on State and Federal Government, page 1026 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 99, as recommended by the Committee on State and Federal Government, page 1027 of the House Journal, be adopted.

Rep. Johnson of Barnes moved a substitute motion that the amendments to Senate Bill No. 99 not be adopted, which motion lost on a roll call vote, requested by Rep. Johnson of Barnes .

ROLL CALL

The question being on the motion of Rep. Johnson of Barnes, the roll was called and there were: ayes, 15; nays, 87; absent and not voting, 7.

Those voting in the affirmative were:

Bier	Loerch	Schaffer	Welder
Dornacker	Olienyk	Stenhjem	Wentz
Haugen	Powers, Barnes	Stockman	Winge
Johnson,	Sanstead	Wastvedt	
Barnes			

Those voting in the negative were:

Aamoth	Duncan	Ivesdal	Rivinius
Anderson	Elkin	Jungroth	Rosendahl
Belquist	Erickson,	Knudsen	Ruddy
Bergman	Mountrail	Krenz	Rundle
Bilden	Erickson, Ward	Kvasager	Rustan
Bloom	Fossum	Larson	Schoenwald
Borstad	Frank	Leer	Shablow

Boustead	Ganser	Linderman	Shorma
Bowles	Gengler	Lundene	Skaar
Bowman	Gietzen	Meschke	Solberg
Breum	Giffey	Meyer	Stallman
Brown	Glaspey	Miller	Staven
Bruner	Gronhovd	Montplaisir	Strand
Burk	Gudajtes	Mueller	Streibel
Christensen	Hardmeyer	Myhre	Tweten
Christopher	Harrison	Obie	Unruh
Coles	Hauf	Olafson	Vogel
Collette	Haugland	Olson	Wagner
Connolly	Hertz	Opedahl	Whittlesey
Dahlen	Hickle	Poling	Wilkie
Davis	Hilleboe	Powers, Cass	Williamson
Dick	Hoffner	Rieger	Mr. Speaker

Absent and not voting:

Backes	Johnson, G. V.	Larsen	Tough
Froeschle	Lang	Reimers	

So the motion of Rep. Johnson of Barnes was declared lost.

The question was now on the original motion of Rep. Belquist, which was declared carried.

Rep. Backes moved that the amendments to Senate Bill No. 114, as recommended by the Committee on Finance and Taxation, page 1027 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to Senate Bill No. 244 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to Senate Bill No. 244 as recommended by the Committee on Finance and Taxation, page 1028 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 270, as recommended by the Committee on State and Federal Government, page 1029, of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the amendments to Senate Bill No. 283, as recommended by the Committee on Industry and Business, page 1029 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 7, as recommended by the Committee on Appropriations, pages 1039 - 1040 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to Senate Bill No. 44 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 44, as recommended by the Committee on State and Federal Government, page 1040 of the House Journal, be adopted, which motion prevailed.

Rep. Lundene moved that the reading of the amendments to Senate Bill No. 116 be dispensed with, which motion prevailed.

Rep. Lundene moved that the amendments to Senate Bill No. 116, as recommended by the Committee on Industry and Business, page 1040 of the House Journal, be adopted, which motion prevailed.

Rep. Belquist moved that the reading of the amendments to Senate Bill No. 159 be dispensed with, which motion prevailed.

Rep. Belquist moved that the amendments to Senate Bill No. 159 as recommended by the Committee on State and Federal Government, page 1041 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 228 as recommended by the Committee on Education, page 1042 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to Senate Bill No. 266 as recommended by the Committee on Finance and Taxation, page 1042 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the reading of the amendments to Senate Bill No. 39 be dispensed with, which motion prevailed.

Rep. Stallman moved that the amendments to Senate Bill No. 39 as recommended by the Committee on Political Subdivisions, page 1058 - 1061, inclusive, of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to Senate Bill No. 103 as recommended by the Committee on Political Subdivisions, page 1061 of the House Journal, be adopted, which motion prevailed.

Rep. Wilkie moved that the amendments to Senate Bill No. 313 as recommended by the Committee on Agriculture, page 1062 of the House Journal, be adopted, which motion prevailed.

The Speaker announced that Senate Bill No. 313 would now be referred to the Committee on Appropriations.

Rep. Burk moved that the reading of the amendments to Senate Bill No. 238 be dispensed with, which motion prevailed.

Rep. Burk moved that the amendments to Senate Bill No. 238 as recommended by the Committee on Judiciary, page 1063 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the amendments to Senate Bill No. 38 as recommended by the Committee on Judiciary, page 1062 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the reading of the amendments to Senate Concurrent Resolution "O" be dispensed with, which motion prevailed.

Rep. Burk moved that the amendments to Senate Concurrent Resolution "O" as recommended by the Committee on Judiciary, page 1063 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the reading of the amendments to Senate Concurrent Resolution "A" be dispensed with, which motion prevailed.

Rep. Burk moved that the amendments to Senate Concurrent Resolution "A" as recommended by the Committee on Judiciary on page 1065 of the House Journal, be adopted, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 584

House Bill No. 762

House Bill No. 780

House Bill No. 848

House Bill No. 897

House Bill No. 898

House Bill No. 916

House Bill No. 930

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 3, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "E-1" - "N-1"

House Concurrent Resolution "P-1" - "Y"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Solberg moved that the House do concur in the Senate amendments to House Bill No. 506 on page 1049 of the House Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 506 be considered properly reengrossed and placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 506. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1049 of the House Journal, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Backes	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Sanstead
Bergman	Froeschle	Larson	Schoenwald
Bilden	Ganser	Leer	Shablow
Bloom	Gengler	Linderman	Shorma
Borstad	Gietzen	Loerch	Skaar
Boustead	Giffey	Lundene	Solberg
Bowles	Glaspey	Meyer	Stallman
Bowman	Gronhovd	Miller	Staven
Breum	Gudajtes	Montplaisir	Stenhjem
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christopher	Haugen	Olafson	Unruh
Coles	Haugland	Olienyk	Vogel
Collette	Hertz	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Whittlesey
Dornacker	Barnes	Rieger	Wilkie
Elkin	Johnson, G. V.	Rivinius	Winge
	Knudsen	Rosendahl	Mr. Speaker

Absent and not voting:

Bier	Erickson, Ward	Meschke	Stockman
Christensen	Hilleboe	Olson	Tweten
Duncan	Jungroth	Schaffer	Williamson

So the bill passed and the title was agreed to.

Rep. Solberg moved that the House do concur in the Senate amendments to House Bill No. 507 on page 1049 of the House Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 507 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 507. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment,

miscellaneous, and special projects for the State Industrial School at Mandan, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1049 of the House Journal, the roll was called and there were: ayes, 88; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

Bier	Froeschle	Larsen	Rustan
Bilden	Ganser	Larson	Sanstead
Bloom	Gengler	Leer	Schoenwald
Borstad	Gietzen	Loerch	Shablow
Boustead	Giffey	Lundene	Skaar
Bowles	Glaspey	Meschke	Solberg
Bowman	Gronhovd	Meyer	Stallman
Breum	Gudajtes	Miller	Staven
Brown	Hardmeyer	Montplaisir	Stenhjem
Burk	Harrison	Mueller	Strand
Christensen	Haugen	Myhre	Streibel
Christopher	Haugland	Olafson	Tough
Coles	Hickle	Olienyk	Tweten
Collette	Hilleboe	Opedahl	Unruh
Dahlen	Hoffner	Poling	Vogel
Davis	Ivesdal	Powers, Barnes	Wagner
Dick	Johnson,	Powers, Cass	Wastvedt
Dornacker	Barnes	Reimers	Welder
Elkin	Johnson, G. V.	Rivinius	Wentz
Erickson,	Knudsen	Rosendahl	Whittlesey
Mountrail	Krenz	Ruddy	Winge
Fossum	Kvasager	Rundle	Mr. Speaker
Frank	Lang		

Those voting in the negative were:

Aamoth	Bruner	Hertz	Rieger
Anderson	Connolly	Linderman	Shorma
Belquist	Hauf	Obie	Wilkie
Bergman			

Absent and not voting:

Backes	Erickson, Ward	Olson	Stockman
Duncan	Jungroth	Schaffer	Williamson

So the bill passed and the title was agreed to.

Rep. Solberg moved that the House do concur in the Senate amendments to House Bill No. 516 on page 1049 of the House Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 516 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 516. A Bill for an Act making an appropriation for salaries, and expenses of the division of vocational rehabilitation and to match federal funds for rehabilitating disabled persons.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1049 of the House Journal, the roll was called and there were: ayes, 91; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

Belquist	Gengler	Larsen	Rundle
Bier	Gietzen	Leer	Rustan
Bilden	Giffey	Linderman	Sanstead

Bloom	Glaspey	Loerch	Schoenwald
Borstad	Gronhovd	Lundene	Shablow
Boustead	Gudajtes	Meschke	Shorma
Bowles	Hardmeyer	Meyer	Skaar
Bowman	Harrison	Miller	Solberg
Breum	Haugen	Montplaisir	Stallman
Bruner	Haugland	Mueller	Staven
Christensen	Hertz	Myhre	Stenhjem
Christopher	Hickle	Obie	Strand
Coles	Hilleboe	Olafson	Streibel
Collette	Hoffner	Olienyk	Tough
Dahlen	Ivesdal	Olson	Unruh
Dick	Johnson,	Opedahl	Vogel
Dornacker	Barnes	Poling	Wagner
Elkin	Johnson, G. V.	Powers, Barnes	Wastvedt
Erickson,	Knudsen	Powers, Cass	Wentz
Mountrail	Krenz	Rieger	Wilkie
Erickson, Ward	Kvasager	Rivinius	Williamson
Fossum	Lang	Rosendahl	Winge
Frank	Larsen	Ruddy	Mr. Speaker
Ganser			

Those voting in the negative were:

Aamoth	Burk	Davis	Hauf
Anderson	Connolly	Froeschle	Reimers
Bergman			

Absent and not voting:

Backes	Jungroth	Stockman	Welder
Brown	Schaffer	Tweten	Whittlesey
Duncan			

So the bill passed and the title was agreed to.

Rep. Solberg moved that the House do concur in the Senate amendments to House Bill No. 523, on page 1049 of the House Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 523 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 523. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1049 of the House Journal, the roll was called and there were: ayes, 67; nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Froeschle	Loerch	Rustan
Backes	Glaspey	Lundene	Sanstead
Bergman	Hardmeyer	Meschke	Schoenwald
Bloom	Harrison	Meyer	Skaar
Borstad	Haugland	Miller	Solberg
Bowles	Hertz	Montplaisir	Staven
Bowman	Hoffner	Mueller	Stockman
Breum	Ivesdal	Myhre	Strand
Bruner	Johnson,	Olafson	Streibel
Christensen	Barnes	Olson	Tough
Christopher	Jungroth	Opedahl	Wagner
Coles	Knudsen	Poling	Wastvedt
Dahlen	Krenz	Powers, Barnes	Wentz
Dick	Kvasager	Powers, Cass	Whittlesey
Dornacker	Lang	Rieger	Williamson

Erickson, Ward	Larsen	Rosendahl	Winge
Fossum	Leer	Ruddy	Mr. Speaker

Those voting in the negative were:

Aamoth	Erickson,	Haugen	Rivinius
Belquist	Mountrail	Hickle	Rundle
Bier	Frank	Hilleboe	Shablow
Bilden	Ganser	Johnson, G. V.	Shorma
Boustead	Gengler	Larson	Stallman
Brown	Gietzen	Linderman	Unruh
Collette	Giffey	Obie	Vogel
Connolly	Gronhovd	Olienyk	Welder
Davis	Gudajtes	Reimers	Wilkie
Elkin	Hauf		

Absent and not voting:

Burk	Schaffer	Stenhjem	Tweten
Duncan			

So the bill passed and the title was agreed to.

Rep. Poling moved that the House do not concur in the Senate amendments to House Bill No. 531, on page 1049 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Wilkie moved that the reading of the amendments to Senate Bill No. 540 be dispensed with, which motion prevailed.

Rep. Wilkie moved that the House do concur in the Senate amendments to House Bill No. 540, on page 1049 of the House Journal, which motion prevailed.

Rep. Wilkie moved that the rules be suspended and House Bill No. 540 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 540. A Bill for an Act to create and enact sections 61-04-28 and 61-07-34 of the North Dakota Century Code, relating to application for and correction of water permits and to amend and reenact sections 15-11-09, 61-01-01.1, 61-02-64, 61-02-64.1, 61-02-70, 61-04-02, 61-04-06, 61-04-09, 61-04-14, 61-04-15, 61-04-22, 61-04-23, 61-04-25, 61-16-08, 61-16-15, 61-16-17, 61-16-18, 61-20-05, 61-20-06, 61-20-07, 61-26-01, and 61-26-02 of the North Dakota Century Code, relating to the application, transfer, and forfeiture of water permits; the terms of office of commissioners of water management districts; the construction and repair of dams; the moneys paid out and reimbursed to the North Dakota state water commission; to provide for the transfer of the supervision of artesian wells to the state water commission; and to provide that the water management districts may make application for joint use of drains located within drainage districts; and to repeal sections 61-04-08, 61-04-10, 61-04-13, and 61-20-08 of the North Dakota Century Code, relating to applications for water permits, certificates of construction for water works, and the appointment of a deputy state geologist.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1049 of the House Journal, the roll was called and there were: ayes, 99; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rundle
Anderson	Frank	Larsen	Rustan
Backes	Froeschle	Larson	Sanstead
Belquist	Ganser	Leer	Schoenwald

Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stenhjem
Bowman	Hardmeyer	Montplaisir	Stockman
Breum	Harrison	Mueller	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugland	Olafson	Tough
Burk	Hertz	Olienyk	Unruh
Christensen	Hilleboe	Olson	Vogel
Christopher	Hoffner	Opedahl	Wagner
Coles	Ivesdal	Poling	Wastvedt
Collette	Johnson,	Powers, Barnes	Welder
Dahlen	Barnes	Powers, Cass	Wentz
Dick	Johnson, G. V.	Reimers	Whittlesey
Dornacker	Jungroth	Rieger	Wilkie
Elkin	Knudsen	Rivinius	Williamson
Erickson,	Krenz	Rosendahl	Winge
Mountrail	Kvasager	Ruddy	Mr. Speaker
Erickson, Ward			

Those voting in the negative were:

Bilden	Davis	Hickle	Shorma
Connolly	Haugen	Myhre	

Absent and not voting:

Duncan	Schaffer	Tweten
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So the bill passed and the title was agreed to.

Rep. Stallman moved that the House do concur in the Senate amendments to House Bill No. 561 on page 1050 of the House Journal, which motion prevailed.

Rep. Stallman moved that the rules be suspended and House Bill No. 561 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 561. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code as set forth in the 1963 Pocket Supplement to Volume 5 relating to salaries of judges of the county courts of increased jurisdiction.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1050 of the House Journal, the roll was called and there were: ayes, 75; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Gengler	Lang	Rustan
Backes	Gietzen	Larsen	Shorma
Bergman	Giffey	Leer	Skaar
Bloom	Glaspey	Loerch	Solberg
Bowles	Gronhovd	Lundene	Stallman
Bowman	Gudajtes	Meyer	Staven
Breum	Hardmeyer	Miller	Stenhjem
Brown	Haugen	Montplaisir	Stockman
Burk	Haugland	Mueller	Strand
Christopher	Hertz	Obie	Streibel
Coles	Hickle	Olafson	Unruh
Collette	Hoffner	Olson	Wagner
Dahlen	Ivesdal	Poling	Wastvedt
Dornacker	Johnson,	Powers, Barnes	Wentz
Erickson,	Barnes	Powers, Cass	Whittlesey
Mountrail	Jungroth	Reimers	Wilkie

Erickson, Ward	Knudsen	Rivinius	Williamson
Fossum	Krenz	Rosendahl	Winge
Frank	Kvasager	Ruddy	Mr. Speaker
Froeschle			

Those voting in the negative were:

Anderson	Davis	Larson	Rundle
Belquist	Dick	Linderman	Sanstead
Bier	Duncan	Meschke	Schoenwald
Bilden	Elkin	Myhre	Shablow
Borstad	Ganser	Olienyk	Tough
Boustead	Harrison	Opedahl	Vogel
Bruner	Hauf	Rieger	Welder
Connolly	Johnson, G. V.		

Absent and not voting:

Christensen	Hilleboe	Schaffer	Tweten
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So the bill passed and the title was agreed to.

Rep. Belquist moved that the reading of the amendments to Senate Bill No. 572 be dispensed with, which motion prevailed.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 572 on page 1050 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 572 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 572. A Bill for an Act to create and enact section 15-61-05 of the North Dakota Century Code, relating to the disposition of surplus property of state departments, agencies, or institutions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1050 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
Anderson	Mountrail	Krenz	Rundle
Backes	Erickson, Ward	Kvasager	Rustan
Belquist	Fossum	Lang	Sanstead
Bergman	Frank	Larsen	Schoenwald
Bier	Froeschle	Larson	Shablow
Bilden	Ganser	Leer	Shorma
Bloom	Gengler	Linderman	Skaar
Borstad	Gietzen	Loerch	Solberg
Boustead	Giffey	Lundene	Stallman
Bowles	Glaspey	Meschke	Staven
Bowman	Gronhovd	Meyer	Stenhjem
Breum	Gudajtes	Miller	Stockman
Brown	Hardmeyer	Montplaisir	Strand
Bruner	Harrison	Mueller	Streibel
Burk	Hauf	Myhre	Tough
Christensen	Haugen	Obie	Unruh
Christopher	Haugland	Olafson	Vogel
Coles	Hertz	Olienyk	Wagner
Collette	Hickle	Olson	Wastvedt
Connolly	Hilleboe	Opedahl	Welder
Dahlen	Hoffner	Poling	Wentz
Davis	Ivesdal	Powers, Barnes	Whittlesey
Dick	Johnson,	Powers, Cass	Wilkie
Duncan	Barnes	Rieger	Williamson

Elkin	Johnson, G. V.	Rivinius	Winge
	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Dornacker	Reimers	Schaffer	Tweten
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So the bill passed and the title was agreed to.

Rep. Burk moved that the House do not concur in the Senate amendments to House Bill No. 585, page 1051 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Burk moved that the reading of the amendments to House Bill No. 641 be dispensed with, which motion prevailed.

Rep. Burk moved that the House do not concur in the Senate amendments to House Bill No. 641, page 1051 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Backes moved that the reading of the amendments to Senate Bill No. 682 be dispensed with, which motion prevailed.

Rep. Backes moved that the House do concur in the Senate amendments to House Bill No. 682 on page 1051 of the House Journal, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Bill No. 682 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 682. A Bill for an Act to create and enact a new subsection to section 57-12-06 of the 1963 Supplement to the North Dakota Century Code, providing a right of appeal to the state board of equalization from any assessment as equalized by a county board of equalization, and to amend and reenact sections 57-13-04 and 57-13-05 of the North Dakota Century Code, relating to the duties and powers of the state board of equalization and the right to a hearing before such board.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1051 of the House Journal, the roll was called and there were: ayes, 92; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schoenwald
Bergman	Gengler	Leer	Shablow
Bier	Gietzen	Linderman	Shorma
Bilden	Giffey	Loerch	Skaar
Bloom	Glaspey	Lundene	Stallman
Borstad	Gronhovd	Meschke	Staven
Boustead	Gudajtes	Montplaisir	Stenhjem
Bowles	Hardmeyer	Mueller	Stockman
Bowman	Harrison	Myhre	Strand
Breum	Hauf	Obie	Streibel
Brown	Haugland	Olafson	Tough
Bruner	Hertz	Olienyk	Unruh
Burk	Hilleboe	Olson	Vogel
Christensen	Hoffner	Opedahl	Wastvedt
Christopher	Ivesdal	Poling	Wentz
Collette	Johnson,	Powers, Barnes	Whittlesey
Dahlen	Barnes	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge

Erickson, Mountrail	Knudsen Krenz	Ruddy	Mr. Speaker
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Those voting in the negative were:

Coles	Dornacker	Meyer	Wagner
Connolly	Ganser	Reimers	Welder
Davis	Hickle	Rieger	

Absent and not voting:

Elkin	Miller	Solberg	Tweten
Haugen	Schaffer		

So the bill passed and the title was agreed to.

Rep. Backes moved that the House do not concur in the Senate amendments to House Bill No. 697, page 1051 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Stallman moved that the House do not concur in the Senate amendments to House Bill No. 566, page 1066 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 3, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 359 - 362 - 363

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 3, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 538 - 616 - 690

House Bill No. 718 - 719 - 768

House Bill No. 783 - 796 - 829

House Bill No. 837 - 869 - 922

House Concurrent Resolution "B"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 3, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "B" - "Q"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 3, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 547 - 688 - 698

House Bill No. 728 - 763 - 773

House Bill No. 807 - 822 - 840 - 913

Which the Senate has amended.

AMENDMENT TO HOUSE BILL No. 547

In line 38 after the word "than" insert "seven months for common carriers by rail and motor vehicle and for other public utilities"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 688

In line 7 after the word "operations" insert the words "or rented by the buyer for farming purposes"

In line 34 after the word "operations" and before the period insert the words", but this restriction shall not prevent any dealer or person from claiming the exemption as provided in this section if such farm machinery is rented by him in the course of a bonafide rental business where fair rental value is charged"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 698

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to create and enact subsection 23 of section 57-02-08 providing for the exemption of certain items of personal property from taxation, creating sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 providing for the withholding of income taxes for nonresidents of North Dakota and providing an effective date, to provide for the imposition of the sales tax upon the casual sale of automobiles and provide for penalties, and to amend and reenact subsections 2, 3, 5, and 6 of section 57-39-01 relating to sales tax definitions, section 57-39-02 imposing the sales tax at a three percent rate except for services to farm machinery which shall be exempt from the sales tax, section 57-39-06 relating to the method of collecting the sales tax, subdivision b of subsection 10 of section 57-40-01, and sections 57-40-02 and 57-40-17 imposing the use tax at a three percent rate and relating to use tax definitions and contractor's bonds under the use tax provisions, section 57-40.1-02 imposing the motor vehicle use tax at a three percent rate, all of the North Dakota Century Code, and making an appropriation to replace revenues lost by political subdivisions through the elimination of certain items from the personal property tax base and making an appropriation to the state medical center to replace revenue lost through such elimination, and to repeal sections 18-03-09, 37-01-27, and 57-15-23 of the North Dakota Century Code, relating to the per capita school tax.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. STATEMENT OF LEGISLATIVE
 2 INTENT.) WHEREAS, it is recognized by the
 3 legislative assembly that recent statewide elections have
 3a indicated
 4 a strong desire by many citizens of the state for a program of
 5 systematic elimination of the personal property taxes by the
 5a legis-
 6 lative assembly in an orderly manner; and
 7 WHEREAS, it is recognized that any program for
 8 the elimination of the personal property taxes must not destroy
 8a or
 9 dislocate local governmental functions, and must provide
 9a sources of
 10 replacement revenue for counties, cities, townships, and school
 11 districts, as well as equitable means of distributing
 11a replacement
 12 revenue to local government on a continuing basis: and
 13 WHEREAS, the taxation of household goods, clothing,
 13a musical
 14 instruments, and smaller miscellaneous farm tools and
 14a equipment
 15 results in the most problems of assessment, applies to property
 16 that is impossible to completely list for tax purposes, results
 17 in the highest costs of administration, causes the greatest

17a amount
 18 of tax delinquency, affects the largest number of taxpayers,
 18a and
 19 is the most inequitable aspect of the personal property tax; and
 20 WHEREAS, the systematic and orderly exemption of
 21 personal property from taxation, the determination of a
 21a continuing
 22 method for returning replacement revenue to political
 22a subdivisions,
 23 and the provision of replacement tax moneys requires further
 24 attention of the legislative assembly.

25 It is therefore declared to be the intent of the legislative
 26 assembly to begin the process of the elimination of the most
 27 costly and inequitable type of personal property taxes first,
 27a which
 28 is the taxation of household goods, clothing, musical
 28a instruments,
 29 and smaller miscellaneous farm tools and equipment; and
 30 It is further declared to be the intent of the legislative
 31 assembly to continue its study of the exemption of personal
 32 property from taxation during the interim following the
 32a adjournment
 33 of the Thirty-ninth Legislative Assembly and to present
 33a legislation
 34 in 1967 at the Fortieth Legislative Session to provide additional
 35 relief from the burdens of personal property taxes to
 35a businessmen
 36 and farmers.

37 SECTION 2. AMENDMENT.) Subsections 2, 3, 5,
 38 and 6 of section 57-39-01 of the 1963 Supplement to the North
 38a Dakota
 39 Century Code are hereby amended and reenacted to read as
 39a follows:

40 2. "Sale" means any transfer of title or possession, exchange
 41 or barter, conditional or otherwise, in any manner or by
 41a any
 42 means whatsoever, for a consideration, and includes the
 43 furnishing of services relating to personal property
 43a except
 44 services to farm machinery, the furnishing or services of
 45 steam, gas, electricity, water, or communication, the
 46 furnishing of hotel, motel, or tourist court
 46a accommodations,
 47 the furnishing of tickets or admissions to any place of
 48 amusement, athletic event or place of entertainment
 48a includ-
 49 ing the playing of any machine for amusement or
 49a entertain-
 50 ment in response to the use of a coin, and sales of
 51 subscriptions to magazines and other periodicals
 51a regardless
 52 of whether or not such magazines or periodicals are to be
 53 delivered in the future and regardless of whether or not
 54 they are in existence at the time of the sale of any sub-
 55 scription; provided that the words "magazines and other
 56 periodicals" as used herein shall not include newspapers
 57 nor shall they include magazines or periodicals that are
 58 furnished free by a nonprofit corporation or organization
 59 to its members or because of payment by its members of
 60 membership fees or dues;
 61 3. "Retail sale" or "sale at retail" means the sale, including
 62 the leasing or renting, to a consumer or to any person for
 63 any purpose, other than for processing or for resale, of
 64 tangible personal property; the sale of steam, gas, elec-

65 tricity, water, and communication service to retail
66 consumers or users; the ordering, selecting or aiding a
67 customer to select any goods, wares, or merchandise from
68 any price list or catalog, which the customer might order,
69 or be ordered for such customer to be shipped directly
70 to such customer; the sale or furnishing of hotel, motel,
71 or tourist court accommodations, services relating to
72 personal property except services to farm machinery,
72a tickets
73 or admissions to any place of amusement, athletic event
73a or
74 place of entertainment including the playing of any
75 machine for amusement or entertainment in response to
75a the
76 use of a coin; and the sales of magazines and other
77 periodicals. By the term "processing" is meant any
78 tangible personal property including containers which
78a it is
79 intended, by means of fabrication, compounding,
79a manufactur-
80 ing, producing or germination shall become an integral or
81 an ingredient or component part of other tangible
81a personal
82 property intended to be sold ultimately at retail. The
83 sale of an item of tangible personal property for the
84 purpose of incorporating it in or attaching it to other
85 real or personal property otherwise exempt from the sales
86 tax shall be considered as a sale of tangible personal
87 property for a purpose other than for processing; the deli-
88 very of possession within the state of North Dakota of
89 tangible personal property by a wholesaler or distributor
90 to an out-of-state retailer who does not hold a North
91 Dakota retail sales tax permit or to a person who by
92 contract incorporates such tangible personal property
93 into, or attaches it to, real property situated outside
94 of North Dakota shall not be considered a taxable sale;

95. 5. "Retailer" includes every person engaged in the business
96 of leasing or renting hotel, motel, or tourist court
97 accommodations, and every person engaged in the
97a business
98 of selling tangible goods, wares, or merchandise at retail,
99 or furnishing of steam, gas, electricity, water and
100 communication services, or tickets or admissions to places
101 of amusement, entertainment and athletic events
101a including
102 the playing of any machine for amusement or
102a entertainment
103 in response to the use of a coin, or services relating to
104 personal property except services to farm machinery,
105 or magazines, or other periodicals; and shall include
106 any person as herein defined who by contract or
106a otherwise
107 agrees to furnish for a consideration a totally or partially
108 finished product consisting in whole or in part of tangible
109 personal property subject to the sales tax herein provided,
110 and all items of tangible personal property entering into
111 the performance of such contract as a component part of
112 the product agreed to be furnished under said contract
113 shall be subject to the sales tax herein provided and the
114 sales tax thereon shall be collected by the contractor
115 from the person for whom the contract has been
115a performed
116 in addition to the contract price agreed upon, and shall be
117 remitted to the state in manner provided in this chapter;

118 and shall include the state or any municipality furnishing
 119 steam, gas, electricity, water, or communication service
 120 to members of the public in its proprietary capacity;

121 6. "Gross receipts" means the total amount of the sales of
 122 retailers, valued in money, whether received in money or
 123 otherwise, provided, however, that discounts for any
 124 purposes allowed and taken on sales shall not be included,
 125 nor shall the sale price of property returned by customers
 126 when the full sale price thereof is refunded either in
 127 cash or by credit. Provided further, however, that when
 128 tangible personal property is taken in trade or in a series
 129 of trades as a credit or part payment of a retail sale
 130 taxable under this chapter, if the tangible personal
 130a property
 131 traded in will be subject to the sales tax imposed by this
 132 chapter when sold, the credit or trade-in value allowed by
 133 the retailer shall not be regarded as gross receipts.
 134 Provided further, however, that on all sales of retailers,
 135 valued in money, when such sales are made under
 135a conditional
 136 sales contract, or under other forms of sale wherein the
 137 payment of the principal sum thereunder be extended
 137a over a
 138 period longer than sixty days from the date of sale
 139 thereof that only such portion of the sale amount thereof
 140 shall be accounted for, for the purpose of imposition of
 141 tax imposed by this chapter, as has actually been received
 142 in cash by the retailer during each quarterly period as
 143 defined herein. "Gross receipts" shall also mean, with
 144 respect to the leasing or renting of tangible personal
 145 property, the amount of consideration, valued in money,
 146 whether received in money or otherwise, received from
 146a the
 147 fair rental value of leasing or renting of (((only))) such
 148 tangible personal property the transfer of title to which
 149 has (((not))) been subjected to a retail sales tax in
 150 this state, provided, however, any person purchasing
 151 tangible personal property for the purpose of leasing or
 152 renting may credit the actual amount of sales or use tax
 153 paid against the tax due on the leasing or rental of such
 154 property, if adequate records are maintained
 154a substantiating
 155 such leasing or rental transactions in accordance with
 156 such rules and regulations as the tax commissioner shall
 157 prescribe. "Gross receipts" shall also mean, with respect
 158 to subscriptions to magazines and other periodicals, the
 159 amount of consideration, valued in money, whether
 159a received
 160 in money or otherwise, received from the sale of such
 161 subscriptions regardless of whether or not such magazines
 162 or periodicals are to be delivered in the future and
 162a regard-
 163 less of whether or not they are in existence at the time
 164 of the sale of any subscription;

165 SECTION 3. AMENDMENT.) Section 57-39-02 of the
 166 1963 Supplement to the North Dakota Century Code is hereby
 166a amended
 167 and reenacted to read as follows:
 168 57-39-02. TAX IMPOSED.) Except as
 169 otherwise expressly provided in this chapter, there is hereby
 170 imposed, beginning the first day of this July, (((1963))) 1965,
 170a and
 171 ending the first day of July, (((1965))) 1967, a tax of
 172 (((two and one-quarter))) three percent upon the gross

173 receipts of retailers from all sales at retail including the
 174 leasing or renting of tangible personal property as herein-
 175 after provided in this section, within the state of North
 176 Dakota of the following to consumers or users:

- 177 1. Tangible personal property, consisting of goods,
 178 wares, or merchandise;
- 179 2. The furnishing or service of steam, gas, electricity,
 180 water, or communication services;
- 181 3. Tickets or admissions to places of amusement or
 182 entertainment or athletic events, including amounts
 183 charged for participation in an amusement, entertain-
 184 ment or athletic activity, and including the playing
 185 of any machine for amusement or entertainment in
 186 response to the use of a coin;
- 187 4. Magazines and other periodicals, including subscrip-
 188 tions thereto;
- 189 5. The leasing or renting of hotel, motel, or tourist
 190 court accommodations for periods of less than thirty
 191 consecutive calendar days or one month;
- 192 6. Services furnished in repairing, altering, restoring,
 193 or cleaning any tangible personal property provided
 194 that this subsection shall not apply to retailers
 195 who furnish such services to agricultural producers
 196 with respect to agricultural products and farm
 197 machinery; and
- 198 7. The purchase of tangible personal property for the
 199 purpose of leasing or renting and the fair rental
 200 value of the leasing or renting of tangible personal
 201 property (((the transfer of title to which has not
 202 been subjected to a retail sales tax under this
 203 chapter or a use tax under the provisions of chapter
 204 57-40 or chapter 57-40.1))), provided, however, any
 205 person purchasing tangible personal property for
 206 the purpose of leasing or renting may credit the
 207 actual sales or use tax paid on such personal property
 208 against the tax due on the leasing or renting of
 209 such property if adequate records are maintained
 210 substantiating such leasing or rental transactions
 211 in accordance with such rules and regulations as the
 212 tax commissioner shall prescribe.

213 SECTION 4. AMENDMENT.) Section 57-39-06 of
 214 the 1963 Supplement to the North Dakota Century Code is
 215 hereby amended and reenacted to read as follows:

216 57-39-06. TAX TO BE ADDED TO PURCHASE
 217 PRICE AND BE A DEBT.) Retailers shall add
 218 the tax imposed under this chapter, or the average
 219 equivalent thereof, to the sales price or charge and when
 220 added such taxes shall constitute a part of such price or
 221 charge, shall be a debt from the consumer or user to the
 222 retailer until paid, and shall be recoverable at law in
 223 the same manner as other debts.

224 In adding such tax to the price or charge, retailers
 225 shall adopt the following bracket system for the application
 226 of the tax:

227	(((\$0.01 to \$0.19.....	no tax
228	.20 to .59.....	1c tax
229	.60 to .99.....	2c tax
230	1.00 to 1.49.....	3c tax
231	1.50 to 1.99.....	4c tax
232	2.00 to 2.49.....	5c tax
233	2.50 to 2.99.....	6c tax
234	3.00 to 3.49.....	7c tax
235	3.50 to 3.99.....	8c tax
236	An additional tax of 1c for each 50c, or fraction	

237 thereof, over \$3.99 except that for each full \$4.00
 238 there shall be collected a tax of 9c.))
 239 \$0.01 to \$0.14..... no tax
 240 .15 to .33..... 1c tax
 241 .34 to .67..... 2c tax
 242 .68 to 1.00..... 3c tax
 243 Each additional \$1.00..... 3c additional tax or
 244 each additional 33c or fraction thereof over \$1.00.....
 245 1c additional tax.

246 SECTION 5. AMENDMENT.) Subdivision b of subsection
 247 10 of section 57-40-01 of the 1963 Supplement to the North
 248 Dakota Century Code is hereby amended and reenacted to read
 249 as follows:

250 b. the purchase of tangible personal property for the
 251 purpose of leasing or renting and the fair rental
 252 value of the leasing or renting of tangible personal
 253 property, (((the sale, storage, use, or consumption
 254 of which has not been previously subjected to a
 255 retail sales or use tax in this state))) provided,
 256 however, any person purchasing tangible personal
 257 property for the purpose of leasing or renting may
 258 credit the actual amount of sales or use tax paid
 259 against the tax due on the leasing or rental of
 260 such property if adequate records are maintained
 261 substantiating such leasing or rental transactions
 262 in accordance with such rules and regulations as
 263 the tax commissioner shall prescribe;

A1 SECTION 6. AMENDMENT.) Section 57-40-02
 A2 of the 1963 Supplement to the North Dakota Century Code is
 A3 hereby amended and reenacted to read as follows:

A4 57-40-02. TAX IMPOSED.) An excise tax
 A5 is imposed on the storage, use, or consumption in this
 A6 state of tangible personal property purchased at retail for
 A7 storage, use, or consumption in this state, at the rate of
 A8 (((two and one-quarter))) three percent of the purchase
 A9 price of such property. Except as limited by section
 A10 57-40-10, an excise tax is imposed on the storage, use, or
 A11 consumption in this state of tangible personal property not
 A12 originally purchased for storage, use, or consumption in
 A13 this state at the rate of (((two and one-quarter))) three
 A14 percent of the fair market value of such property at the
 A15 time it was brought into this state.

A16 SECTION 7. AMENDMENT.) Section 57-40-17
 A17 of the 1963 Supplement to the North Dakota Century Code is
 A18 hereby amended and reenacted to read as follows:

A19 57-40-17. CONTRACTOR'S PERFORMANCE
 A20 BONDS FOR PAYMENT OF USE TAX.) For the
 A21 purpose of this section the term "surety" shall mean a
 A22 bond or undertaking executed by a surety company
 A22a authorized
 A23 to do business in the state of North Dakota; "surety company"
 A24 means any person, firm, or corporation executing such
 A25 surety; "contractor" includes any individual, firm,
 A26 partnership, association, corporation, or other group or
 A27 combination thereof acting as a unit, and the plural as well
 A28 as the singular number; and "subcontractor" includes any
 A29 individual, firm, copartnership, association, corporation,
 A30 or other group or combination thereof acting as a unit, and
 A31 the plural as well as the singular number, who undertakes to
 A32 perform all or any part of work covered by the original
 A33 contract entered into by the contractor, including the
 A34 furnishing of any supplies, materials, equipment, or any
 A35 other tangible personal property.

A36 Whenever any contractor or subcontractor enters into
 A37 any contract for the erection of buildings or the altera-
 A38 tion, improvement or repair of real property in this state
 A39 and the contractor or subcontractor furnishes surety for
 A40 the faithful performance of such contract, there is hereby
 A41 imposed the additional obligation upon the surety company
 A42 to the state of North Dakota that said contractor or sub-
 A43 contractor shall promptly pay all use taxes which may
 A44 accrue to the state of North Dakota under the provisions
 A45 of chapter 57-40. In the case of a contractor and his
 A46 surety company this additional obligation shall include
 A47 liability to pay to the tax commissioner on purchases made
 A48 by either the contractor or the subcontractor all such use
 A49 taxes which have not been paid to a retailer authorized or
 A50 required to collect such taxes; and the contractor or his
 A51 surety company is hereby authorized to recover from the
 A52 subcontractor the amount of any use taxes accruing with
 A53 respect to purchases made by the subcontractor which the
 A54 contractor or the surety company may be required to pay to
 A55 the tax commissioner, or to withhold from the amount due
 A56 the subcontractor under the subcontract an amount equal
 A57 to any use taxes accruing with respect to purchases of the
 A58 subcontractor which have not been paid by the subcontractor
 A59 to the tax commissioner or to a retailer authorized or
 A60 required to collect such taxes. Such liability on the
 A61 part of the surety company shall be limited to (((two)))
 A62 three percent of the amount of the contract price.

A63 The surety company within sixty days after executing
 A64 such surety shall send written notice of the same to the
 A65 state tax commissioner, which notice shall give the names
 A66 and addresses of the parties contracting with respect to
 A67 the real property and the place where the contract is to
 A68 be performed. After the completion of the contract and
 A69 the acceptance of the improvement by the owner of the real
 A70 property improved, the surety company shall give written
 A71 notice of such completion and acceptance to the state tax
 A72 commissioner.

A73 Six months after the completion of the contract and
 A74 the acceptance of the improvement by the owner thereof, the
 A75 additional obligation imposed upon said surety company
 A76 shall cease unless written notice, within such period of
 A77 time, of unpaid use taxes, is given to the surety company
 A78 by the state tax commissioner.

A79 This section shall not be construed to modify or
 A80 repeal in any way any of the provisions of sections
 A81 48-01-05 and 48-01-06

A82 SECTION 8. AMENDMENT.) Section 57-40-1-02
 A83 of the 1963 Supplement to the North Dakota Century Code is
 A84 hereby amended and reenacted to read as follows:

A85 57-40.1-02. TAX IMPOSED.) There is
 A86 hereby imposed an excise tax of ((two and one-quarter)))
 A87 three percent of the purchase price of any motor vehicle
 A88 purchased or acquired outside of the state of North Dakota
 A89 for use on the streets and highways of this state and
 A90 required to be registered under the laws of this state, and
 A91 a like rate of tax upon the purchase price of any mobile
 A92 home purchased or acquired for use in this state.

A93 SECTION 9. DEFINITIONS.) The following
 A94 words, terms, and phrases, when used in sections 10, 11, 12,
 A95 13, 14, 15, 16, and 17 of this Act, shall have the meaning
 A96 ascribed to them in this section, except where the contract
 A97 clearly indicates a different meaning:

A98 1. "Motor vehicle" shall include every vehicle which
 A99 is self-propelled and every vehicle which is

- A100 propelled by electric motor obtained from overhead
 A101 trolley wires, but not operated upon rails, and
 A102 every trailer and semitrailer for which a certifi-
 A103 cate of title is required to be obtained pursuant
 A104 to the provisions of chapter 39-05, but not includ-
 A105 ing house trailers or mobile homes;
2. "Sale", "sells", "selling", "purchase", "purchased",
 A106 or "acquired" shall include any transfer of title
 A107 or ownership of a motor vehicle by way of gift,
 A108 exchange or barter, or by any other manner or by
 A109 any other means whatsoever for or without considera-
 A110 tion except that these terms shall not include
 A111 acquisition by inheritance from, or by bequest of,
 A112 a decedent who owned it; nor shall these terms
 A113 include the transfer of a motor vehicle which was
 A114 previously titled or licensed in the names of two
 A115 or more joint tenants, and subsequently transferred
 A116 without monetary consideration to one or more of
 A117 the joint tenants; nor shall these terms include
 A118 the transfer of a motor vehicle by way of gift
 A119 between a husband and wife, or parent and child;
 3. "Person" includes any individual, firm, partner-
 A120 ship, joint adventure, association, corporation,
 A121 estate, business trust, receiver, or any other
 A122 group or combination acting as a unit and the
 A123 plural as well as the singular number;
 4. "Purchase price" means the total amount paid for
 A124 the motor vehicle whether received in money or
 A125 otherwise, provided, however, that when a motor
 A126 vehicle is taken in trade as a credit or as part
 A127 payment on a motor vehicle taxable under sections
 A128 9 through 17 of this Act, the credit or trade-in
 A129 value allowed by the person selling the motor
 A130 vehicle shall be deducted from the total selling
 A131 price to establish the purchase price of the
 A132 vehicle being sold and the trade-in allowance
 A133 allowed by the seller shall constitute the purchase
 A134 price of the motor vehicle accepted as a trade-in.
 A135 "Purchase price", in those instances where the
 A136 motor vehicle is acquired by gift or by any other
 A137 transfer for a nominal or no monetary considera-
 A138 tion, shall also include the average value of
 A139 similar motor vehicles, established by standards
 A140 and guides as determined by the motor vehicle
 A141 registrar; nor shall these terms include the
 A142 transfer of a motor vehicle by way of gift between
 A143 a husband and wife or parent and child;
 5. "Motor vehicle registrar" shall mean the registrar
 A144 of motor vehicles who is the officer in charge of
 A145 the motor vehicle department of this state;
 6. "Use" shall mean the exercise by any person of any
 A146 right or power over a motor vehicle incident to the
 A147 ownership or possession of such a vehicle except
 A148 that it shall not include the sale or holding for
 A149 sale by a licensed motor vehicle dealer in this
 A150 state of such a vehicle in the regular course of
 A151 business.

A157 SECTION 10. TAX ON THE SALE OF MOTOR
 A158 VEHICLES.) There is hereby imposed an excise
 A159 tax of three percent of the purchase price of any motor
 A160 vehicle purchased or acquired in the state of North Dakota
 A161 for use on the streets and highways of this state and
 A162 required to be registered under the laws of this state.

A163 SECTION 11. PURCHASER TO FURNISH "MOTOR

A164 VEHICLE PURCHASER'S CERTIFICATE" TO MOTOR
 A165 VEHICLE REGISTRAR.) Any person purchasing a
 A166 motor vehicle and any person acquiring a motor vehicle by
 A167 way of gift from a husband or wife or from a parent or child
 A168 shall complete a "Motor Vehicle Purchaser's Certificate" in
 A169 such form and manner as may be prescribed by the motor
 A170 vehicle registrar, showing a complete description of the
 A171 motor vehicle, the seller's name and address, the buyer's
 A172 name and address, the full purchase price of the vehicle,
 A173 trade-in allowance, if any, whether the vehicle was the
 A174 subject of a gift, and any other information that the
 A175 motor vehicle registrar may require.

A176 SECTION 12. PRESENTATION OF "MOTOR
 A177 VEHICLE PURCHASER'S CERTIFICATE" TO MOTOR
 A178 VEHICLE REGISTRAR.) No title or license
 A179 registration shall be issued by the motor vehicle registrar
 A180 for a motor vehicle purchased in this state or acquired by
 A181 way of gift from a husband or wife or from a parent or
 A182 child unless and until the applicant therefor shall attach
 A183 a properly executed "Motor Vehicle Purchaser's Certificate"
 A184 to the application for title or license registration. If
 A185 a license application is made for a motor vehicle that has
 A186 been previously licensed in this state and the applicant
 A187 for license is the same person in whose name the license
 A188 registration had previously been issued the "Motor Vehicle
 A189 Purchaser's Certificate" need not be submitted to the motor
 A190 vehicle registrar.

A191 SECTION 13. EXEMPTIONS.) There are
 A192 specifically exempted from the provisions of sections 9
 A193 through 17 of this Act and from the computation of the
 A194 amount of tax imposed by them, any motor vehicle upon the
 A195 sale of which the retail sales tax imposed by the provisions
 A196 of chapter 57-39 has been paid, provided that this exemption
 A197 shall not be allowed unless the person making application
 A198 for title or license registration shall furnish to the
 A199 motor vehicle registrar a certificate from a retailer in
 A200 the state of North Dakota, upon a form furnished by the
 A201 motor vehicle registrar, certifying that such retailer has
 A202 paid the retail sales tax prescribed by the provisions of
 A203 chapter 57-39.

A204 SECTION 14. TITLE OR LICENSE REGISTRATION
 A205 NOT TO BE ISSUED UNLESS TAX IMPOSED BY THIS
 A205a ACT
 A206 OR CERTIFICATION THAT THE TAX IMPOSED BY
 A207 CHAPTER 57-39 OF THE NORTH DAKOTA CENTURY
 A207a CODE

A208 HAS BEEN PAID.) No title or license registration
 A209 shall be issued by the motor vehicle registrar for the
 A210 ownership or operation of any motor vehicle purchased in
 A211 this state to any applicant for title or license registra-
 A212 tion other than for those vehicles which have been
 A213 previously licensed and the applicant for license registra-
 A214 tion is the same person in whose name the license registra-
 A215 tion had previously been issued or other than for those
 A216 vehicles transferred by way of gift between a husband and
 A217 wife or parent and child unless the tax imposed by section
 A218 9 of this Act shall be paid by the applicant to the motor
 A219 vehicle registrar, or unless and until the tax upon the
 A220 sale and purchase of such vehicle as provided by chapter
 A221 57-39 of the North Dakota Century Code has been paid and
 A222 certification of such payment is furnished to the motor
 A223 vehicle registrar as provided in this Act.

A224 SECTION 15. PENALTIES.) 1. Any
 A225 person who shall complete or submit a false or fraudulent

A226 "Motor Vehicle Purchaser's Certificate" with intent to
 A227 defeat or evade the tax imposed under sections 9 through
 A228 17 of this Act shall be guilty of a misdemeanor, and for
 A229 each such offense, shall be fined not to exceed five hun-
 A230 dred dollars or shall be imprisoned in the county jail not
 A231 to exceed one year, or shall be subject to both such fine
 A232 and imprisonment, in the discretion of the court.

A233 2. Any person who shall violate any of the provisions
 A234 of sections 9 through 17 of this Act shall be guilty of a
 A235 misdemeanor and shall be punished by a fine of not less
 A236 than fifty dollars nor more than one hundred dollars, or
 A237 by imprisonment in the county jail for not less than twenty
 A238 days nor more than thirty days, or by both such fine and
 A239 imprisonment.

A240 SECTION 16. MOTOR VEHICLE REGISTRAR TO
 A241 ADMINISTER ACT.) The motor vehicle registrar is
 A242 hereby charged with the administration of sections 9 through
 A243 17 of this Act and the taxes imposed thereby. The motor
 A244 vehicle registrar may prescribe all rules and regulations
 A245 not inconsistent with the provisions of this Act, necessary
 A246 and advisable for its detailed administration.

A247 SECTION 17. ALLOCATION OF REVENUE.) All
 A248 moneys collected and received under sections 9 through 16
 A249 shall be transmitted monthly by the motor vehicle registrar
 A250 to the state treasurer and shall be credited by the state
 A251 treasurer to the general fund.

B1 SECTION 18.) Section 57-38-58 of the

B2 North Dakota Century Code is hereby created and enacted
 B2a to read

B3 as follows:

B4 57-38-58. DEFINITIONS.) As used in

B5 sections 57-38-59 through 57-38-64 unless the context or
 B5a subject

B6 matter otherwise requires:

B7 1. "Employer" means a person or organization transacting
 B8 business in or deriving any income from sources within
 B9 the state of North Dakota for whom an individual
 B9a performs

B10 or performed any services, of whatever nature, and
 B10a who

B11 has control of the payment of wages for such services,
 B12 or an officer, agent, or employee of the person or

B13 organization having control of the payment of wages.

B14 It includes any officer or department of state or federal
 B15 governments, or any political subdivision or agency

B15a thereof;

B16 2. "Employee" means and includes every individual,
 B16a except

B17 persons employed as domestic or farm workers, per-
 B17a forming

B18 services for an employer, the performance of which
 B19 constitutes, establishes and determines the relationship

B20 between the parties as that of employer and employee,
 B20a and

B21 includes officers of corporations, individuals, including
 B22 elected officials, performing services for the United

B22a States

B23 Government or any agency or instrumentality thereof,
 B23a or

B24 the state of North Dakota or any county, city, municipi-
 B24a pality

B25 or political subdivision thereof;

B26 3. "Wages" means "wages" as defined in the Internal
 B26a Revenue

B27 Code of 1954, as amended, for the purpose of collection
 B27a of
 B28 income tax at the source, on wages; and
 B29 4. "Nonresident" includes any person who did not file an
 B30 individual income tax return with the state tax com-
 B30a missioner
 B31 for the preceding year and who has not continuously
 B32 maintained a domicile in North Dakota for a period of
 B32a one
 B33 full calendar year from January first to December
 B33a thirty-
 B34 first, and such person shall be deemed a nonresident of
 B35 North Dakota until he has filed an individual income tax
 B36 return with the state tax commissioner for the preceding
 B37 year and until he has continuously maintained a
 B37a domicile
 B38 in North Dakota for a full calendar year.
 B39 SECTION 19.) Section 57-38-59 of the
 B40 North Dakota Century Code is hereby created and enacted
 B40a to read
 B41 as follows:
 B42 57-38-59. WITHHOLDING FROM WAGES OF
 B43 NONRESIDENT EMPLOYEES — PENALTY.)
 B44 1. Every employer making payment of wages to all non-
 B44a resident
 B45 employees shall deduct and withhold from wages such per-
 B45a centage or
 B46 percentages as determined by the tax commissioner, of the
 B46a total
 B47 amount required to be deducted by an employer from wages
 B47a of an
 B48 employee under the provisions of the Internal Revenue Code
 B48a of 1954,
 B49 as amended; provided that no employer shall be required to
 B49a deduct
 B50 and withhold any amount on the first one hundred and fifty
 B50a dollars
 B51 of annual wages paid to a nonresident employee unless such
 B51a employee
 B52 is employed for a period of twenty days or more within any
 B52a one
 B53 year. The amount of tax withheld shall be computed with-
 B53a out regard
 B54 to any other amount required to be withheld thereunder, but
 B54a the tax
 B55 withheld shall as closely as possible pay any tax liability
 B55a imposed
 B56 by this chapter.
 B57 2. In the event that the tax deducted and withheld under
 B57a the
 B58 provisions of subsection 1 of this section should prove to be
 B59 disproportionate to the tax liability, the tax commissioner
 B59a may
 B60 adjust the percentage which, when withheld, will, as closely
 B60a as may
 B61 be possible, pay the income tax liability imposed by this
 B61a chapter.
 B62 3. The tax commissioner may, in lieu of the requirements
 B62a above
 B63 for deducting and withholding tax based upon a percentage
 B63a of
 B64 federal income tax withheld, adopt by regulation tax tables.
 B64a which,
 B65 when the tax provided for in the tables is withheld, will, as

B66 closely as possible, pay the income tax liability imposed by
B66a this
B67 chapter. When adopted by the tax commissioner said tables
B67a shall
B68 be followed by every employer required to deduct and with-
B68a hold any
B69 tax imposed by this chapter.

B70 4. Every employer shall deduct and withhold from every
B71 employee's wages the amounts required to be deducted and
B71a withheld
B72 from a nonresident employee's wages until such time as the
B73 employee has filed with his employer a certificate under
B73a oath, in
B74 such form as the tax commissioner shall prescribe, that such
B75 employee entitled to wages is a resident of the state of North
B76 Dakota as defined for withholding purposes. Any employee
B76a sub-
B77 mitting a falsified statement shall be guilty of perjury and
B78 punished in accordance with chapter 12-14.

B79 Employers shall be required to make the certificates of
B80 residence available to the tax commissioner upon request.

B81 SECTION 20.) Section 57-38-60 of the
B82 North Dakota Century Code is hereby created and enacted
B82a to read
B83 as follows:

B84 57-38-60. EMPLOYER'S RETURNS AND
B85 REMITTANCES.) 1. Every employer shall,
B86 on or before the last day of April, July, October, and January,
B87 pay over to the tax commissioner the amount required to be
B87a deducted
B88 and withheld from wages paid to all nonresident employees
B88a during
B89 the preceding calendar quarter under the provisions of
B89a section
B90 57-38-59; provided that the tax commissioner may alter the
B90a time
B91 or period for making reports and payment when in his
B91a opinion, the
B92 tax is in jeopardy, or may prescribe the use of any other time
B92a or
B93 period as will facilitate the collection and payment of the tax
B94 by the employer.

B95 2. Every employer shall file a return on forms
B96 prescribed by the tax commissioner with each payment made
B97 to the tax commissioner under the provisions of this
B98 section which shall show the total amount of wages paid
B99 to his nonresident employees, the amount of federal income
B100 tax deducted and withheld during the period covered by the
B101 return, the amount of tax imposed under the provisions of
B102 this chapter that was deducted and withheld during the
B102a period
B103 covered by the return, and such other information as the tax
B104 commissioner may require.

B105 3. Every employer shall make an annual return to the tax
B106 commissioner on forms provided and approved by him, sum-
B106a marizing
B107 the total compensation paid, the federal income tax deducted
B107a and
B108 withheld and the state tax deducted and withheld for each
B108a non-
B109 resident employee during the calendar year and shall file the
B110 same with the tax commissioner on or before the thirty-first
B110a day
B111 of January of the year following that for which the report is

B112 made. Every employer shall also, in accordance with such
 B113 regulations as may be prescribed by the tax commissioner,
 B113a provide
 B114 each nonresident employee from whom state income tax has
 B114a been
 B115 withheld, with a statement of the amounts of total compensa-
 B115a tion
 B116 paid and the amounts deducted and withheld for such
 B116a employee
 B117 during the preceding calendar year in accordance with the
 B117a pro-
 B118 visions of section 57-38-59, and said statement shall be made
 B119 available to the employee on or before the thirty-first day of
 B120 January of the year following that for which the report is
 B120a made.

B121 4. The employer shall be liable to the tax commissioner for
 B122 the payment of the tax required to be deducted and withheld
 B123 under section 57-38-59, and the employee shall not thereafter
 B123a be
 B124 liable for the amount of any such payment, nor shall the
 B124a employer
 B125 be liable to any person or to any employee for the amount
 B125a of any
 B126 such payment. For the purpose of making penalty provi-
 B126a sions of
 B127 this chapter applicable, any amount deducted or required to
 B127a be
 B128 deducted and remitted to the tax commissioner under this
 B128a section
 B129 shall be considered to be the tax of the employer and with
 B130 respect to such amounts he shall be considered the taxpayer.

B131 5. Every employer who deducts and withholds any
 B131a amounts
 B132 under the provisions of section 57-38-59 shall hold the same in
 B133 trust for the state of North Dakota for payment thereof to the
 B134 tax commissioner in the manner and at the time provided for
 B134a in
 B135 this section, and the state of North Dakota shall have a lien on
 B136 the property of the employer to secure the payment of any
 B136a amounts
 B137 withheld and not remitted as provided herein, which lien
 B137a shall
 B138 attach at the time prescribed and to the property described in
 B139 section 57-38-48 and shall be subject to the provisions of
 B140 sections 57-38-49, 57-38-50, and 57-38-51.

B141 6 As a condition precedent to the doing of business in
 B142 the state of North Dakota, an employer who has not
 B142a continuously
 B143 maintained a domicile in this state for a period of one full
 B144 year from January first to December thirty-first, shall be
 B145 required, and any other employer, at the discretion of the tax
 B146 commissioner may be required to either make a cash deposit
 B146a or
 B147 post with him a bond or undertaking executed by a surety
 B147a company
 B148 authorized to do business in the state of North Dakota in such
 B149 amount as is reasonably calculated to insure the payment to
 B149a the
 B150 state of taxes deducted and withheld from wages, but not to
 B151 exceed five thousand dollars.

B152 SECTION 21.) Section 57-38-61 of the
 B153 North Dakota Century Code is hereby created and enacted to
 B153a read
 B154 as follows:

B155 57-38-61. PROVISIONS OF CHAPTER
B156 APPLICABLE.) The provisions of sections
B157 57-38-34, 57-38-38 through 57-38-40, 57-38-43 through 57-38-47,
B158 and 57-38-52 through 57-38-57 shall, insofar as consistent
B159 therewith, govern the administration of sections 57-38-58,
B160 57-38-59, and 57-38-60. The term "employer" as used in
B160a sections
B161 57-38-58, 57-38-59, and 57-38-60 shall also mean "taxpayer" as
B162 used in this chapter. No refund shall be made by the tax
B163 commissioner to a taxpayer unless the amount to be refunded
B163a shall
B164 exceed three dollars. In addition the authority of the tax
B165 commissioner to prescribe rules and regulations shall include
B165a the
B166 authority to make such agreements with the United States
B167 Government or any of its agencies as are necessary to provide
B168 for the deducting and withholding of tax from the wages of
B169 federal employees in the state of North Dakota.
B170 SECTION 22.) Section 57-38-62 of the
B171 North Dakota Century Code is hereby created and enacted to
B171a read
B172 as follows:
B173 57-38-62. DECLARATION OF ESTIMATED
B174 INCOME.) All nonresident taxpayers shall,
B175 at the time prescribed in this chapter, make a declaration of
B176 their estimated tax for the taxable year, containing such
B177 information as the tax commissioner may prescribe by rules
B177a and
B178 regulations, if their taxable income from sources other than
B179 wages, salaries, bonuses or other emoluments can reasonably
B179a be
B180 expected to exceed sixty dollars.
B181 SECTION 23.) Section 57-38-63 of the
B182 North Dakota Century Code is hereby created and enacted to
B182a read
B183 as follows:
B184 57-38-63. PAYMENT OF ESTIMATED TAX.) No
B185 later than April fifteenth of the taxable year the taxpayer
B186 shall file the declaration of estimated tax and make payment
B186a of
B187 no less than one-quarter of the amount of tax due thereon
B187a with
B188 the tax commissioner. If at this time a payment of at least
B189 one-quarter but less than the entire amount of tax due is
B189a made
B190 by the taxpayer the balance of the tax shall then be paid in
B191 three equal installments on the fifteenth days of the
B191a following
B192 months of June, September, and January.
B193 SECTION 24.) Section 57-38-64 of the
B194 North Dakota Century Code is hereby created and enacted to
B194a read
B195 as follows:
B196 57-38-64. AMENDMENT OF DECLARATION.)
B197 An individual may amend a declaration of estimated income
B197a and
B198 make the adjusted payments of tax due thereon under the
B199 regulations of the tax commissioner.
B200 SECTION 25. EFFECTIVE DATE.) The pro-
B201 visions of sections 57-38-59, 57-38-62, and 57-38-63 shall
B201a become
B202 effective for wages paid and income received after December
B202a 31,
B203 1965.

B204 SECTION 26.) Subsection 23 of section
 B205 57-02-08 of the North Dakota Century Code is hereby created
 B205a and
 B206 enacted to read as follows:

B207 23. All household goods, clothing and other personal
 B208 belongings, musical instruments including but not
 B209 limited to pianos, radios, television sets, and record
 B210 players, provided that this exemption shall not apply
 B211 to any of the foregoing items in any hotel, motel, or
 B212 tourist court accommodation ordinarily leased or rented
 B213 out for periods of less than thirty consecutive calendar
 B214 days or one month, and all farm machinery, tools, and
 B215 equipment except tractors, combines, beet harvesters,
 B216 and potato harvesters; but the provisions of this
 B217 subsection shall not exempt any such items when
 B217a included
 B218 as a part of a stock of goods or merchandise held for
 B219 resale, nor shall such items be exempt from assessment
 B220 or taxes levied during the year 1965.

B221 SECTION 27. APPROPRIATION.) 1. There is
 B222 hereby appropriated out of any moneys in the state treasury,
 B222a not
 B223 otherwise appropriated, the sum of \$2,800,000.00, or so much
 B224 thereof as may be necessary, to each county, city, village,
 B225 township, and school district in this state to be distributed in
 B226 the manner provided in subsection 2 of this section, for the
 B227 purpose of replacing revenues lost through the exemption of
 B228 certain personal property items which sum shall become
 B228a available
 B229 for expenditure and distribution on January 1, 1967.

B230 2. The moneys herein appropriated shall be distributed by
 B231 the state treasurer to each county in that proportion which all
 B232 property taxes collected for each county and the cities,
 B232a villages,
 B233 townships, and school districts therein during the preceding
 B233a year
 B234 bears to the total amount of all property taxes collected by all
 B235 counties, cities, villages, townships, and school districts
 B236 during the preceding calendar year. Within each county the
 B237 county treasurer shall allocate and distribute the amount thus
 B238 received to the county and each city, village, township, and
 B239 school district therein, in that proportion which each such
 B240 political subdivision's total amount of property taxes for the
 B241 preceding calendar year, exclusive of money collected
 B241a through
 B242 imposition of the mandatory twenty-one mill county
 B242a equalization
 B243 fund levy, bears to the total amount of all property taxes
 B244 collected by such political subdivisions in such county during
 B245 the preceding calendar year, exclusive of moneys collected
 B245a through
 B246 the imposition of the mandatory twenty-one mill county
 B246a equalization
 B247 fund levy.

B248 SECTION 28. APPROPRIATION.) There is
 B249 hereby appropriated out of any moneys in the general fund in
 B249a the
 B250 state treasury, not otherwise appropriated, the sum of
 B250a \$38,000.00
 B251 to the state medical center for expenditure for purposes
 B251a provided
 B252 in chapter 15-52 during the biennium beginning July 1, 1965,
 B252a and
 B253 ending June 30, 1967, to replace revenue lost through the

B254 exemption of certain personal property items from taxation.
 B255 SECTION 29. REPEAL.) Sections
 B256 18-03-09, 37-01-27, and 57-15-23 of the North Dakota Century
 B256a Code
 B257 are hereby repealed.”

AMENDMENT TO HOUSE BILL No. 728

Delete everything after the words “A BILL” and insert in lieu thereof the following:

“For an Act to provide for the bonding of seed dealers and for the establishment of grain standards.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. REPURCHASE CONTRACTS — BONDING REQUIREMENTS.) Any nonresident person or his agent shall pay a license fee of twenty dollars before engaging in the business of selling any agricultural seed or entering into any contract with a purchaser whereby he agrees to purchase or retains an option to purchase the seed crop produced by such purchaser. In addition, at the time of making application for such license, the applicant shall furnish a corporate surety bond to be approved by the commissioner, in the penal sum of ten thousand dollars, running to the state of North Dakota for the use and benefit of any such purchaser of seed who may have a cause of action against any seller who fails to comply with the terms of the purchase contract. All fees collected under this section shall be disposed of in the manner provided in section 4-09-20.

SECTION 2. GRAIN STANDARDS.) The state seed commissioner may establish standards for all grain for which there are no standards adopted or enacted by the federal government.”

And number the lines accordingly.

AMENDMENT TO HOUSE BILL No. 763

In line 5 of the title delete the word “ten” and insert in lieu thereof the word “five”

In line 20 delete the figure “27” and insert in lieu thereof the figure “20”

In line 98 delete the word “twenty” and insert in lieu thereof the word “fifteen”

AMENDMENT TO HOUSE BILL No. 773

In line 1 after the first word “SECTION” delete the number 2 and insert in lieu thereof the number “1”

In line 6 after the word “administration” insert triple parentheses

In line 16 after the period insert triple parentheses and insert in lieu thereof the following:

“a proportionate share of the cost of such service, as determined by the board of administration based upon studies and recommendations made by the company furnishing such service. Each office or institution located on the capitol grounds shall subscribe to “wide area telephone service” and shall pay such charge as determined by the board of administration on July 1, 1965, and on July 1, 1966. “Wide area telephone service” shall be made available to all departments, agencies, and institutions not located upon the capitol grounds on an optional basis and in such cases where this service is determined to be economical and feasible by the board of administration.”

And renumber the lines accordingly.

AMENDMENT TO HOUSE BILL No. 807

After line 90 add the following:

“SECTION 11. REPORTS OF PARTICIPATING AGENCIES.) Each department, agency or instrumentality of the state which

participates in the interchange of employees as provided in this Act shall annually report the details of the travel expenses of each employee and same shall be reported to the department of accounts and purchases."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 822

In line 273 of the bill after the period add the following language:

"The rate or rates of levy for any year shall be established by the commissioner of insurance before applications for hail insurance coverage are solicited."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 840

In line 2 after the word "opportunity" insert the words "as a division of and under the supervision of the economic development commission"

In line 3 after the word "Dakota" delete the period and the remainder of the line

In line 4 delete the words "of, determine his salary, and assign his duties"

In line 7 after the word "The" delete the word "director" and insert in lieu thereof the words "economic development commission"

In line 9 after the word "the" delete the words "office of the director" and insert in lieu thereof the words "economic development commission"

In line 10 after the word "of" delete the words "his office" and insert in lieu thereof the words "this program"

In line 13 delete the word "He" and insert in lieu thereof the word "It"

In line 17 after the word "the" delete the word "director" and insert in lieu thereof the words "economic development commission"

In line 18 delete the word "him" and insert in lieu thereof the word "it"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 913

After line 25 add the following:

"Provided, however, that neither the annual vacation leave or the sick leave provided herein shall be accumulated for a total period of ninety days in either category."

Renumber the lines accordingly.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "U-1". A concurrent resolution requesting the Secretary of the Interior to retain jurisdiction of Sully Hill Park.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

House Concurrent Resolution "V-1". A concurrent resolution requesting the governor and the director of parks and Game and Fish Commissioner to acquire title to Sully Hill Park for the use and benefit of the state of North Dakota in the event it shall be disposed of by the Secretary of the Interior.

Which had been read.

The question being on the final passage of the resolution, the ques-

tion was put by the Speaker and the resolution was declared adopted.

House Concurrent Resolution "T-1". A concurrent resolution directing the legislative research committee to study the proper role of a state architect in the planning and coordination of state buildings.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

House Concurrent Resolution "W-1". A concurrent resolution opposing proposed charges by the Federal Government for technical assistance to landowners in the field of soil and water conservation.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

EIGHTH ORDER OF BUSINESS

Rep. Aamoth moved that the Rudrud Studio be contacted by letter and informed that he must complete the terms of the contract before his bill will be paid, which motion prevailed.

Rep. Giffey moved that the House now recess until 10:00 a.m., March 4, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-EIGHTH DAY AFTER RECESS AND
FIFTY-NINTH DAY

Bismarck, March 4, 1965

The House reconvened at 10:00 a.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seven-teenth order of business for announcements.

Speaker Link announced the appointment of the following Conference Committees:

On House Bill No. 531, Representatives:

Glaspey
Christensen
Haugland

On House Bill No. 566, Representatives:

Borstad
Erickson of Mountrail
Fossum

On House Bill No. 585, Representatives:

Burk
Skaar
Froeschle

On House Bill No. 641, Representatives:

Jungroth
Hertz
Boustead

On House Bill No. 697, Representatives:

Shablow
Harrison
Brown

EIGHTH ORDER OF BUSINESS

Rep. Bloom moved that the House request the return of Senate Bill No. 53 from the Senate, which motion prevailed.

Rep. Poling moved that he be permitted to introduce a resolution addressed to the Congress of the United States, which motion prevailed on a two-thirds vote.

Rep. Poling moved that this resolution be printed in the House Journal and not in bill form, which motion prevailed.

HOUSE RESOLUTION NO. 8

Introduced by Rep. Poling (On permission of two-thirds
of the members)

A resolution requesting the Congress of the United States to appropriate two hundred and twenty thousand dollars to the North Dakota Kensal School District No. 19 for school taxes lost due to the federal game and fish reserve established in such school district.

1 WHEREAS, the United States of America in 1935
 2 established a federal game and fish reserve consisting of over
 3 eleven thousand acres of prime farming and recreational land
 3a in the
 4 Kensal School District No. 19 located in Stutsman County, North
 5 Dakota; and
 6 WHEREAS, this federal game and fish reserve has
 7 caused a loss of revenue of over five hundred thousand dollars
 7a in
 8 school taxes to such school district; and
 9 WHEREAS, such school district because of the loss
 10 of such revenue is unable to maintain and expand its high school
 10a to
 11 meet the needs of over three hundred farm children living in
 11a such
 12 district;
 13 NOW, THEREFORE, BE IT RESOLVED BY THE
 14 HOUSE OF REPRESENTATIVES OF THE STATE OF
 15 NORTH DAKOTA:
 16 That the Congress of the United States is urged to take notice
 17 of the plight of the Kensal School District No. 19, located in
 18 Stutsman County, North Dakota, caused by the loss of revenue
 18a result-
 19 ing from the federal game and fish reserve located in such
 19a school
 20 district and that the Congress of the United States appropriate
 20a the
 21 sum of two hundred and twenty thousand dollars to such school
 22 district as consideration for the loss of over five hundred
 22a thousand
 23 dollars in tax revenue in order to permit the Kensal School
 23a District
 24 No. 19 to survive and meet its educational obligations; and
 25 BE IT FURTHER RESOLVED, that copies of this
 26 resolution be forwarded to the respective chairman of the
 26a United
 27 States Senate and House of Representatives Appropriations
 27a Committees,
 28 to the North Dakota congressional delegation, and to the United
 29 States Secretary of the Interior.

Was read the first time and referred to the Committee on Educa-
 tion.

EIGHTH ORDER OF BUSINESS

Rep. Anderson moved that the House reconsider the action by
 which House Bill No. 506 was passed, as amended by the Senate,
 which motion prevailed.

Rep. Anderson moved that the House do not concur in the Senate
 amendments to House Bill No. 506, page 1049 of the House Journal,
 and that a Conference Committee be appointed to act with a like
 committee from the Senate, which motion prevailed and the Speaker
 appointed as such committee, Representatives:

Solberg
 Anderson
 Reimers

Rep. Wagner moved that the House reconsider the action by
 which House Bill No. 516 was passed, as amended by the Senate,
 which motion prevailed.

Rep. Wagner moved that the House do not concur in the Senate
 amendments to House Bill No. 516, page 1049 of the House Journal,
 and that a Conference Committee be appointed to act with a like
 committee from the Senate, which motion prevailed and the

Speaker appointed as such committee, Representatives:

Hauf
Bowles
Wagner

Rep. Solberg moved that the House reconsider the action by which House Bill No. 507 was passed, as amended by the Senate, which motion prevailed.

Rep. Solberg moved that the House do not concur in the Senate amendments to House Bill No. 507, page 1049 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Poling
Gengler
Tough

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 576 - 584 - 762
House Bill No. 780 - 848 - 897
House Bill No. 898 - 916 - 930
House Bill No. 515 - 522 - 543
House Bill No. 549 - 554 - 559
House Bill No. 644 - 733 - 774
House Bill No. 778 - 799 - 815
House Bill No. 894 - 896 - 904
House Bill No. 928 - 929
Senate Bill No. 21 - 47 - 83 - 84
Senate Bill No. 85 - 101 - 102
Senate Bill No. 131 - 138 - 156
Senate Bill No. 195 - 261 - 272

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 535 - 553 - 614
House Bill No. 636 - 676 - 692
House Bill No. 720 - 828 - 862
House Bill No. 889 - 891 - 921

Were delivered to the Governor for his approval at the hour of 11 o'clock, March 4, 1965.

REP. SHABLOW, Chairman

SIXTH ORDER OF BUSINESS

Rep. Backes moved that the reading of the amendments to Senate Bill No. 41 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to Senate Bill No. 41, as recommended by the Committee on Finance and Taxation, page 1093 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the amendments to Senate Bill No. 107, as recommended by the Committee on Finance and Taxation, page 1093 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to Senate Bill No. 174 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to Senate Bill No. 174, as recommended by the Committee on Finance and Taxation, page 1094 of the House Journal, be adopted, which motion prevailed.

Rep. Burk moved that the reading of the amendments to Senate Bill No. 69 be dispensed with, which motion prevailed.

Rep. Burk moved that the amendments to Senate Bill No. 69, as recommended by the Committee on Judiciary, page 1095 of the House Journal, be adopted, which motion prevailed.

Rep. Stallman moved that the amendments to Senate Concurrent Resolution "D", as recommended by the Committee on Political Subdivisions, page 1096 of the House Journal, be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to Senate Bill No. 42 be dispensed with, which motion prevailed.

Rep. Backes moved that the amendments to Senate Bill No. 42, as recommended by the Committee on Finance and Taxation, page 1098, majority report, of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to Senate Bill No. 300 be dispensed with, which motion prevailed.

Rep. Hertz moved that the amendments to Senate Bill No. 300 as recommended by the Committee on Labor, page 1100 of the House Journal, be adopted, which motion prevailed.

Rep. Christensen moved that the reading of the amendments to Senate Bill No. 165 be dispensed with, which motion prevailed.

Rep. Christensen moved that the amendments to Senate Bill No. 165 as recommended by the Committee on Natural Resources, page 1101 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 12 as recommended by the Committee on Appropriations, page 1102 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 24 as recommended by the Committee on Appropriations, page 1102 of the House Journal, be adopted, which motion prevailed.

Rep. Meschke moved that the reading of the amendments to Senate Bill No. 179 be dispensed with, which motion prevailed.

Rep. Stallman moved that the amendments to Senate Bill No. 179 as recommended by the Committee on Political Subdivisions, page 1103 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 39-06-13 of the North Dakota Century Code, relating to the examination of driver's license applicants and providing for disposition and appropriation of examination fees.

Was read the first time and referred to the Committee on Transportation.

Senate Bill No. 362. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to exemption from property taxes of personal property in interstate commerce or stored in a warehouse or storage facility.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 363. A Bill for an Act to amend and reenact Sections 39-01-08, 39-07-05 and 40-43-07 of the North Dakota Century Code relating to waiver of defense of immunity when motor vehicle liability insurance is carried and authorizing determination of liability in claim involving state owned motor vehicle and making an appropriation to pay judgment if liability determined to exist.

Was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution "B". A concurrent resolution directing the legislative research committee to continue its study of eliminating personal property taxes and, also, to study the possibility

of gradually reducing the valuation of personal property and replacing any revenue lost with other modes of taxation.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Concurrent Resolution "Q". A concurrent resolution directing the legislative research committee to carry out a comprehensive study of highway safety problems.

Was read the first time.

Rep. Hauf moved that Senate Concurrent Resolution "B" not be referred to a committee but placed on the calendar, which motion prevailed.

Rep. Hauf moved that the rules be suspended and Senate Concurrent Resolution "Q" be placed on the calendar, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration:

House Resolution 9, to-wit:

"A resolution directing the board of administration to make minor alterations in alcoves adjacent to doors to the House Balcony to provide legislative offices."

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Hoffner moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTION

Reps. Giffey and Streibel (Through the Delayed Bills Committee) introduced:

House Resolution No. 9. A resolution directing the board of administration to make minor alterations in alcoves adjacent to doors to the House Balcony to provide legislative offices.

Rep. Giffey moved that House Resolution No. 9 be printed in the House Journal and not in bill form, which motion prevailed.

HOUSE RESOLUTION NO. 9

Introduced by Committee on Delayed Bills
Rep. Giffey and Streibel

A resolution directing the board of administration to make minor alterations in alcoves adjacent to doors to the House Balcony to provide legislative offices.

1 WHEREAS, the majority and minority floor
2 leaders have no offices of their own where they can work in
3 private, hold meetings and conferences, or where they can be
4 found by those wishing to confer with them; and

5 WHEREAS, to facilitate the work and duties
6 of the majority floor leaders it is desirable to provide
7 minimum office facilities; and

8 WHEREAS, by installing a small partition
9 across the alcoves at the east and west entrances to the
10 balcony of the House of Representatives, office space for the
11 majority and minority floor leaders could be provided at little
12 cost and the materials used could match the wood presently in-
13 stalled, thereby maintaining the dignity of the balcony area.

14 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
15 OF REPRESENTATIVES OF THE STATE OF NORTH
15a DAKOTA:

16 That the board of administration is hereby directed to
17 install a suitable wooden partition and door in each alcove
18 adjacent to the east and west entrances to the balcony of the

19 House Chambers and independent electrical switches for the
 20 purpose of providing an office for the majority floor leader
 21 adjacent to the west balcony and an office for the minority
 22 floor leader adjacent to the east balcony.

Rep. Giffey moved that further action on House Resolution No. 9 be delayed one legislative day, which motion prevailed.

MESSAGES TO THE SENATE

Bismarck, March 4, 1965

Mr. President: I have the honor to request the return of:
 Senate Bill No. 53

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to transmit:

House Bill No. 576 - 584 - 762

House Bill No. 780 - 848 - 897

House Bill No. 898 - 916 - 930

House Bill No. 515 - 522 - 543

House Bill No. 549 - 554 - 559

House Bill No. 644 - 733 - 774

House Bill No. 778 - 799 - 815

House Bill No. 894 - 896 - 904

House Bill No. 928 - 929

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to return:

Senate Bill No. 21 - 47 - 83

Senate Bill No. 84 - 85 - 101

Senate Bill No. 102 - 131 - 138

Senate Bill No. 156 - 195 - 261 - 272

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 313 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 349 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 167 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In line 5 delete the triple parentheses before and after the word "ten" and insert before the word "four" the following underscored language: "thousand dollars for paraplegic disabled veterans and"

In line 9 insert triple parentheses before and after the word "a" and before the word "disabled" insert the words "any other"

And renumber the lines accordingly.

For the Senate:

Senator Ringsak
Senator Strinden
Senator Jurgenson

For the House:

Rep. Olson
Rep. Hardmeyer
Rep. Hilleboe

Rep. Olson moved that the report be adopted, which motion prevailed.

Speaker Link announced that Senate Bill No. 167 would be considered in the sixth order of business.

Rep. Giffey moved that the rules be suspended and that the amendments, as recommended by the Conference Committee, on Senate Bill No. 167, be adopted, which motion prevailed.

Rep. Giffey moved that the rules be suspended and Senate Bill No. 167 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 167. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to disabled veteran's homestead general property assessment.

Which had 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, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rustan
Anderson	Frank	Lang	Sanstead
Belquist	Froeschle	Larsen	Schaffer
Bergman	Ganser	Larson	Schoenwald
Bier	Gengler	Leer	Shablow
Bilden	Giffey	Linderman	Shorma
Bloom	Glaspey	Lundene	Skaar
Borstad	Gronhovd	Miller	Solberg
Boustead	Gudajtes	Montplaisir	Stallman
Bowles	Hardmeyer	Mueller	Staven
Bowman	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Burk	Haugen	Olafson	Streibel
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hilleboe	Poling	Wagner
Dahlen	Hoffner	Powers, Barnes	Wastvedt
Davis	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Whittlesey
Elkin	Johnson, G. V.	Rivinius	Wilkie
Erickson,	Jungroth	Rosendahl	Winge
Mountrail	Knudsen	Ruddy	Mr. Speaker
Erickson, Ward	Krenz	Rundle	

Absent and not voting:

Backes	Christensen	Loerch	Stenhjem
Breum	Duncan	Meschke	Tough
Bruner	Gietzen	Meyer	Williamson

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Hauf moved that House Bill No. 503, which is in Conference Committee, be returned to the Senate, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title delete the word "flashing" and insert in lieu thereof the word "revolving"

In the fourth line of the title delete the word "flashing" and insert in lieu thereof the word "revolving"

In line 38 of the bill delete the words "flashing or"

In line 39 delete the words "flashing or"

In line 40 delete the comma and insert a period in lieu thereof and delete the remaining language

Delete line 41

And renumber the lines accordingly.

The House recedes from its amendments.

For the Senate:

Senator Kjos
Senator Dahlund
Senator Thompson

For the House:

Rep. Bergman
Rep. Ruddy
Rep. Tweten

Rep. Winge moved that the report be adopted, which motion prevailed.

Rep. Tweten moved that the amendments, as recommended by the Conference Committee on Senate Bill No. 183, be adopted, which motion prevailed.

Rep. Tweten moved that the rules be suspended and Senate Bill No. 183 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 183. A Bill for an Act to amend and reenact section 39-10-03 of the 1963 Supplement to the North Dakota Century Code relating to emergency vehicles and the permissive use of red or white flashing lights, and limiting the use of such flashing lights, and declaring an emergency.

Which had 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, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Fossum	Larson	Sanstead
Backes	Frank	Leer	Schaffer
Belquist	Froeschle	Linderman	Schoenwald
Bergman	Ganser	Loerch	Shablow
Bier	Gengler	Lundene	Shorma
Bilden	Gietzen	Meschke	Skaar
Bloom	Giffey	Meyer	Solberg
Borstad	Glaspey	Miller	Stallman
Boustead	Gronhovd	Montplaisir	Staven
Bowles	Gudajtes	Mueller	Stockman
Bowman	Hardmeyer†	Myhre	Strand
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olienyk	Tweten

Burk	Haugland	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Ivesdal	Powers, Barnes	Wastvedt
Connolly	Johnson,	Powers, Cass	Welder
Dahlen	Barnes	Reimers	Wentz
Davis	Johnson, G.V.	Rieger	Whittlesey
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Duncan	Krenz	Ruddy	Winge
Elkin	Kvasager	Rundle	Mr. Speaker
Erickson,	Lang		
Mountrail			

Absent and not voting:

Christensen Hertz

Hoffner

Stenhjem

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to return:

Senate Bill No. 56 - 168 - 190 - 327

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to return:

House Bill No. 503

Which the Senate requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "T-1" - "U-1"

House Concurrent Resolution "V-1" - "W-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 30. A Bill for an Act to amend and reenact sections 15-03-03, 15-10-12, 15-10-25, 54-27-10, and 54-27-11 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the procedures for the payment from appropriations and funds of state higher educational institutions, and to repeal sections 15-10-26 and 15-10-27 of the North Dakota Century Code relating thereto.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Elkin	Knudsen	Rosendahl
Backes	Erickson,	Krenz	Rundle
Belquist	Mountrail	Kvasager	Rustan
Bergman	Erickson, Ward	Lang	Sanstead
Bier	Fossum	Larson	Schaffer
Bilden	Frank	Leer	Schoenwald

Bloom	Ganser	Linderman	Shablow
Borstad	Gengler	Loerch	Skaar
Boustead	Gietzen	Lundene	Solberg
Bowles	Giffey	Meschke	Stallman
Bowman	Glaspey	Meyer	Staven
Breum	Gronhovd	Miller	Strand
Brown	Gudajtes	Montplaisir	Streibel
Bruner	Hardmeyer	Mueller	Tough
Burk	Harrison	Myhre	Tweten
Christensen	Hauf	Obie	Unruh
Christopher	Haugen	Olafson	Vogel
Coles	Haugland	Olson	Wagner
Collette	Hertz	Opedahl	Welder
Connolly	Hickle	Poling	Wentz
Dahlen	Hoffner	Powers, Barnes	Wilkie
Davis	Ivesdal	Powers, Cass	Williamson
Dick	Johnson, G. V.	Rieger	Winge
Duncan	Jungroth	Rivinius	Mr. Speaker
Those voting in the negative were:			
Aamoth	Johnson,	Reimers	Stockman
Dornacker	Barnes	Ruddy	Wastvedt
Froeschle	Larsen	Shorma	Whittlesey
Hilleboe			

Absent and not voting:

Olienyk Stenhjem

So the bill passed and the title was agreed to.

Senate Bill No. 263. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to salaries of elected state officials and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 247 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Froeschle	Larson	Shablow
Bier	Gengler	Leer	Shorma
Bilden	Gietzen	Linderman	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meschke	Stallman
Boustead	Gronhovd	Meyer	Staven
Bowles	Gudajtes	Miller	Stockman
Bowman	Hardmeyer	Montplaisir	Strand
Breum	Harrison	Muelier	Streibel
Brown	Hauf	Myhre	Tough
Bruner	Haugen	Obie	Tweten
Burk	Haugland	Olafson	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Whittlesey
Davis	Johnson,	Rieger	Wilkie
Dick	Barnes	Rivinius	Williamson
Dornacker	Johnson, G. V.	Rosendahl	Winge
Duncan	Jungroth	Ruddy	Mr. Speaker
Elkin	Knudsen		

Those voting in the negative were:

Frank	Loerch	Rundle	Welder
Absent and not voting:			
Christensen	Olienyk	Opedahl	Stenhjem
Ganser			

So the bill passed and the title was agreed to.

Senate Bill No. 287. A Bill for an Act to amend and reenact sections 6-02-01 and 6-05-01 of the 1963 Supplement to the North Dakota Century Code, and section 6-03-11 of the North Dakota Century Code, relating to organization, mergers and powers of banks and trust companies.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 364 of the Senate Journal, the roll was called and there were: ayes, 93; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Knudsen	Sanstead
Backes	Fossum	Kvasager	Schaffer
Belquist	Frank	Lang	Schoenwald
Bergman	Froeschle	Larson	Shorma
Bier	Ganser	Leer	Skaar
Bloom	Gengler	Linderman	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stockman
Breum	Gronhovd	Montplaisir	Strand
Brown	Gudajtes	Mueller	Streibel
Bruner	Hardmeyer	Myhre	Tough
Burk	Harrison	Obie	Tweten
Christopher	Hauf	Olafson	Unruh
Coles	Haugen	Olienyk	Vogel
Collette	Haugland	Olson	Wilkie
Connolly	Hertz	Poling	Wagner
Dahlen	Hickle	Powers, Barnes	Wastvedt
Davis	Hoffner	Reimers	Welder
Dick	Ivesdal	Rieger	Wentz
Duncan	Johnson,	Rivinius	Williamson
Elkin	Barnes	Rosendahl	Winge
Erickson,	Johnson, G.V.	Ruddy	Mr. Speaker
Mountrail	Jungroth	Rustan	

Those voting in the negative were:

Aamoth	Hilleboe	Loerch	Shablow
Bilden	Larsen	Rundle	Whittlesey
Dornacker			

Absent and not voting:

Bowman	Krenz	Opedahl	Stenhjem
Christensen	Meschke	Powers, Cass	

So the bill passed and the title was agreed to.

Senate Bill No. 331. A Bill for an Act to amend and reenact sections 5-05-14, 54-12-12, 5-01-25 and to repeal section 5-02-09 of the North Dakota Century Code relating to hours when the sale or consumption of alcoholic beverages is prohibited and fees and mileage for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk, and possession, attempted purchase, and purchase of alcoholic beverages by minors.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 249 of the Senate Journal, the roll was called and there were: ayes, 103; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meyer	Stallman
Boustead	Glaspey	Miller	Staven
Bowles	Gronhovd	Montplaisir	Stockman
Bowman	Gudajtes	Mueller	Strand
Breum	Hardmeyer	Myhre	Streibel
Brown	Harrison	Obie	Tough
Bruner	Hauf	Olafson	Tweten
Burk	Haugen	Olienyk	Unruh
Christopher	Haugland	Olson	Vogel
Coles	Hertz	Opedahl	Wagner
Collette	Hickle	Poling	Wastvedt
Connolly	Hilleboe	Powers, Barnes	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Ivesdal	Rieger	Whittlesey
Dick	Johnson,	Rivinius	Wilkie
Dornacker	Barnes	Rosendahl	Williamson
Duncan	Johnson, G.V.	Ruddy	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen		

Those voting in the negative were:

Gengler

Absent and not voting:

Christensen	Meschke	Powers, Cass	Stenhjem
Krenz			

So the bill passed and the title was agreed to.

Senate Bill No. 158. A Bill for an Act to amend and re-enact section 40-35-02 of the 1963 Supplement to the North Dakota Century Code, relating to municipal undertakings which may be financed by the issuance of revenue bonds, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1006 of the House Journal, the roll was called and there were: ayes, 81; nays, 19; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gietzen	Larson	Ruddy
Belquist	Giffey	Leer	Sanstead
Bergman	Glaspey	Linderman	Shablow
Bloom	Gronhovd	Loerch	Shorma
Borstad	Gudajtes	Lundene	Skaar
Boustead	Hardmeyer	Meyer	Solberg
Bowman	Harrison	Miller	Stallman
Breum	Hauf	Montplaisir	Staven
Brown	Haugen	Mueller	Stockman
Burk	Haugland	Obie	Tweten
Christopher	Hertz	Olafson	Unruh
Collette	Hilleboe	Olienyk	Vogel
Dahlen	Hoffner	Olson	Wagner
Dornacker	Ivesdal	Opedahl	Wastvedt
Erickson,	Johnson,	Poling	Wentz
Mountrail	Barnes	Powers, Barnes	Whittlesey
Erickson, Ward	Johnson, G.V.	Powers, Cass	Wilkie

Fossum	Jungroth	Reimers	Williamson
Frank	Knudsen	Rieger	Winge
Ganser	Kvasager	Rivinius	Mr. Speaker
Gengler	Lang	Rosendahl	
Those voting in the negative were:			
Aamoth	Connolly	Froeschle	Rustan
Bier	Davis	Hickle	Streibel
Bilden	Dick	Larsen	Tough
Bowles	Duncan	Myhre	Welder
Bruner	Elkin	Rundle	
Absent and not voting:			
Backes	Krenz	Schaffer	Stenhjem
Christensen	Meschke	Schoenwald	Strand
Coles			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 8. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 287 of the Senate Journal and page 1010 of the House Journal, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Backes	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stockman
Bowman	Gronhovd	Montplaisir	Strand
Breum	Gudajtes	Mueller	Streibel
Bruner	Hardmeyer	Obie	Tough
Burk	Harrison	Olafson	Tweten
Christopher	Hauf	Olienyk	Unruh
Coles	Haugen	Olson	Vogel
Collette	Haugland	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hilleboe	Powers, Barnes	Welder
Davis	Hoffner	Powers, Cass	Wentz
Dick	Ivesdal	Reimers	Whittlesey
Dornacker	Johnson,	Rieger	Wilkie
Duncan	Barnes	Rivinius	Williamson
Elkin	Johnson, G.V.	Rosendahl	Winge
	Jungroth	Ruddy	Mr. Speaker

Absent and not voting:

Brown	Hertz	Krenz	Schoenwald
Christensen	Knudsen	Myhre	Stenhjem

So the bill passed and the title was agreed to.

Speaker Link announced that the House would stand in recess until 1:30 p.m.

The House reconvened at the expiration of the recess and Speaker Link announced the House would be on the fifth order of business.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 183 and passed the bill by a vote of 105 ayes, No nays, 4 absent and not voting; and has adopted the conference committee report on Senate Bill No. 167, and passed the bill by a vote of 97 ayes, No nays, 12 absent and not voting.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to inform you that the House refused to concur in the Senate amendment to House Bill No. 531 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Glaspey
Christensen
Haugland

Also to House Bill No. 585; Representatives:

Burk
Skaar
Froeschle

Also to House Bill No. 641; Representatives:

Jungroth
Hertz
Boustead

Also to House Bill No. 697; Representatives:

Shablow
Harrison
Brown

Also to House Bill No. 566; Representatives:

Borstad
Erickson of Mountrail
Fossum

Also to House Bill No. 506; Representatives:

Solberg
Anderson
Reimers

Also to House Bill No. 507; Representatives:

Poling
Gengler
Tough

Also to House Bill No. 516; Representatives:

Hauf
Bowles
Wagner

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 607
House Bill No. 620
House Bill No. 670
House Bill No. 713
House Bill No. 831
House Bill No. 870
House Bill No. 883

House Bill No. 903

House Resolution No. 7

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Rep. Bloom moved that Senate Bill No. 53 be re-referred to the Committee on Education, which motion prevailed.

Rep. Bloom requested a recess for the Committee on Education, which request was granted.

Rep. Giffey moved that the Senate be asked to return Senate Bill No. 184, which motion prevailed.

Rep. Giffey moved that all House bills and resolutions be placed at the head of the calendar, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to request the return of:

Senate Bill No. 184

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 48 - 58 - 59 - 65

Senate Bill No. 66 - 98 - 105 - 123

Senate Bill No. 136 - 142 - 160 - 161

Senate Bill No. 173 - 185 - 191 - 196

Senate Bill No. 200 - 211 - 219 - 237 - 324

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS AND BILLS

House Concurrent Resolution "X-1". A concurrent resolution expressing appreciation to members of the National Guard participating in recent emergency snow removal and disaster operations.

Which had been read.

The question being on the final passage of the resolution, Rep. Giffey moved that further consideration of House Concurrent Resolution "X-1" be delayed one legislative day, which motion prevailed.

House Concurrent Resolution "Y-1". A concurrent Resolution suggesting early announcement of Reseal Programs by the United States department of agriculture.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

House Concurrent Resolution "Z-1". A concurrent resolution directing the legislative research committee to prepare a legislative employees' handbook describing the duties and responsibilities of legislative employees for use by employees at succeeding sessions of the legislative assembly.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

House Concurrent Resolution "A-2". A concurrent resolution requesting the United States Commissioner of Internal Revenue to recognize North Dakota statutes in regard to expense payments to legislators.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

House Concurrent Resolution "B-2". A concurrent resolution requesting the Secretary of Agriculture and the United States Congress to take all possible steps to secure restoration of funds cut from soil conservation and agricultural stabilization and conservation budgets.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

House Bill No. 947. A Bill for an Act relating to the acquisition of Fort Abraham Lincoln by the state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 86; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

Aamoth	Elkin	Krenz	Rustan
Anderson	Erickson,	Kvasager	Schoenwald
Backes	Mountrail	Lang	Shablow
Belquist	Erickson, Ward	Larson	Solberg
Bergman	Fossum	Linderman	Stallman
Bilden	Frank	Lundene	Staven
Borstad	Ganser	Meschke	Stenhjem
Boustead	Gengler	Miller	Strand
Bowles	Gietzen	Mueller	Streibel
Breum	Giffey	Myhre	Tough
Brown	Glaspey	Obie	Tweten
Bruner	Gronhovd	Olson	Unruh
Burk	Harrison	Opedahl	Wagner
Christensen	Hauf	Poling	Wastvedt
Christopher	Haugland	Powers, Barnes	Welder
Collette	Hickle	Powers, Cass	Wentz
Connolly	Hilleboe	Reimers	Whittlesey
Dahlen	Hoffner	Rieger	Wilkie
Davis	Ivesdal	Rivinius	Williamson
Dick	Johnson, G.V.	Rosendahl	Winge
Dornacker	Jungroth	Ruddy	Mr. Speaker
Duncan	Knudsen	Rundle	

Absent and not voting:

Bier	Hardmeyer	Leer	Sanstead
Bloom	Haugen	Loerch	Schaffer
Bowman	Hertz	Meyer	Shorma
Coles	Johnson,	Montplaisir	Skaar
Froeschle	Barnes	Olafson	Stockman
Gudajtes	Larsen	Olienyk	Vogel

So the bill passed and the title was agreed to.

Rep. Burk moved that the vote by which House Bill No. 947 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Brown moved that House Bill No. 947 be messaged immediately to the Senate, which motion prevailed.

House Concurrent Resolution "C-2". A concurrent resolution directing the governor and the board of administration to act on behalf of the state of North Dakota in accepting title to facilities at Fort Abraham Lincoln as authorized by law.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and the resolution was declared adopted.

Rep. Brown moved that House Concurrent Resolution "C-2" be messaged to the Senate immediately, which motion prevailed.

House Concurrent Resolution "D-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 had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larsen	Sanstead
Backes	Erickson, Ward	Larson	Schaffer
Belquist	Fossum	Leer	Schoenwald
Bergman	Frank	Linderman	Shablow
Bier	Froeschle	Loerch	Shorma
Bilden	Ganser	Lundene	Skaar
Bloom	Gengler	Meschke	Solberg
Borstad	Gietzen	Meyer	Stallman
Boustead	Giffey	Miller	Staven
Bowles	Glaspay	Montplaisir	Stenhjem
Bowman	Gronhovd	Mueller	Stockman
Breum	Gudajtes	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G.V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Elkin	Krenz	Rundle	Mr. Speaker
	Kvasager		

Absent and not voting:

Hardmeyer Haugland

So the resolution was declared adopted.

Rep. Giffey moved that the rules be suspended and House Concurrent Resolution "S-1" be acted upon at this time, which motion prevailed.

House Concurrent Resolution "S-1". A concurrent resolution relating to the refurbishing and replacement of certain equipment of the house of representatives.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, on page 1026 of the House Journal, the roll was called and there were: ayes, 84; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rivinius
Anderson	Frank	Larsen	Rosendahl
Belquist	Froeschle	Leer	Ruddy
Bier	Ganser	Linderman	Rustan
Bilden	Gengler	Loerch	Sanstead
Bloom	Gietzen	Lundene	Schoenwald
Boustead	Giffey	Meschke	Shorma
Brown	Glaspey	Miller	Stallman
Bruner	Gronhovd	Montplaisir	Staven
Burk	Hardmeyer	Mueller	Stenhjem
Christensen	Harrison	Myhre	Stockman
Christopher	Hauf	Obie	Strand
Coles	Haugen	Olafson	Streibel
Collette	Hickle	Olienyk	Unruh
Connolly	Hilleboe	Olson	Wagner
Dahlen	Hoffner	Opedahl	Wastvedt
Davis	Ivesdal	Poling	Wentz
Dornacker	Jungroth	Powers, Barnes	Whittlesey
Duncan	Knudsen	Powers, Cass	Williamson
Elkin	Krenz	Reimers	Winge
Erickson, Ward	Kvasager	Rieger	Mr. Speaker

Those voting in the negative were:

Backes	Erickson,	Larson	Solberg
Bergman	Mountrail	Meyer	Tough
Borstad	Gudajtes	Rundle	Tweten
Bowles	Hertz	Schaffer	Vogel
Bowman	Johnson,	Shablow	Welder
Breum	Barnes	Skaar	Wilkie
Dick	Johnson, G.V.		

Absent and not voting:

Haugland

So the resolution was declared adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A-2" - "B-2" - "C-2" - "D-2"

House Concurrent Resolution "Y-1" - "Z-1"

House Bill No. 947

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

Rep. Fossum moved that the absent members be excused, which motion prevailed.

Rep. Fossum moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY

Bismarck, March 4, 1965

The House convened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Pastor A. R. Aleson of the Kindred-Colfax E.U.B. parish in Cass County, North Dakota.

Roll call: All members present.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-seventh day after recess and fifty-eighth day and find the same correct.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Rep. Lundene moved that the House do not concur in the Senate amendments to House Bill No. 547 on page 1117 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate.

Rep. Tweten moved a substitute motion that the House do concur in the Senate amendments to House Bill No. 547 on page 1117 of the House Journal, which motion lost.

The question was now on the original motion of Rep. Lundene that the House do not concur in the Senate amendments to House Bill No. 547, on page 1117 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Burk
Krenz
Bildn

Rep. Dornacker moved that the House do concur in the Senate amendments to House Bill No. 688 on page 1118 of the House Journal, which motion prevailed.

Rep. Dornacker moved that the rules be suspended and House Bill No. 688 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 688. A Bill for an Act to amend and reenact section 57-02-20 of the 1963 Supplement to the North Dakota Century Code, relating to the personal property tax exemption on certain farm machinery.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1118 of the House Journal, the roll was called and there were: ayes, 105; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bildn	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Brown	Gudajtes	Mueller	Strand
Bruner	Hardmeyer	Myhre	Streibel
Burk	Harrison	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz

Dick	Johnson,	Rieger	Whittlesey
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Johnson, G.V.	Rosendahl	Williamson
Elkin	Jungroth	Ruddy	Winge
	Knudsen	Rundle	Mr. Speaker

Those voting in the negative were:

Hauf Meschke

Absent and not voting:

Breum Reimers

So the bill passed and the title was agreed to.

Rep. Backes moved that the reading of the amendments to House Bill No. 698 be dispensed with, which motion prevailed.

Rep. Backes moved that the House do not concur in the Senate amendments to House Bill No. 698 on page 1118 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Backes
Meschke
Davis

Rep. Wilkie moved that the reading of the amendments to House Bill No. 728 be dispensed with, which motion prevailed.

Rep. Duncan moved that the House do not concur in the Senate amendments to House Bill No. 728 on page 1133 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Belquist
Larson of Richland
Bier

Rep. Wilkie moved that the House do concur in the Senate amendments to House Bill No. 763 on page 1133 of the House Journal, which motion prevailed.

Rep. Wilkie moved that the rules be suspended and House Bill No. 763 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 763. A Bill for an Act to amend and reenact Section 64-02-10 of the 1963 Supplement to the North Dakota Century Code relating to the increase in fees to be charged for inspecting livestock scales and providing for an increase of ten cents per mile whenever special inspection of any measuring device is required.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1133 of the House Journal, the roll was called and there were: ayes, 96, nays, 2; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson,	Jungroth	Rosendahl
Anderson	Mountrail	Knudsen	Ruddy
Belquist	Erickson, Ward	Krenz	Rundle
Bergman	Fossum	Kvasager	Rustan
Bilden	Frank	Lang	Sanstead
Bloom	Froeschle	Larsen	Schaffer
Borstad	Ganser	Larson	Schoenwald
Boustead	Gengler	Leer	Shablow
Bowles	Gietzen	Linderman	Shorma
Bowman	Giffey	Lundene	Skaar
Brown	Glaspey	Meschke	Solberg
Bruner	Gronhovd	Meyer	Staven
Burk	Gudajtes	Miller	Stenhjem

Christensen	Hardmeyer	Montplaisir	Strand
Christopher	Harrison	Mueller	Streibel
Coles	Hauf	Myhre	Vogel
Collette	Haugen	Obie	Wagner
Connolly	Haugland	Olafson	Wastvedt
Dahlen	Hertz	Olienyk	Welder
Davis	Hickle	Opedahl	Wentz
Dick	Hoffner	Poling	Wilkie
Dornacker	Ivesdal	Powers, Barnes	Williamson
Duncan	Johnson,	Powers, Cass	Winge
Elkin	Barnes	Rieger	Mr. Speaker
	Johnson, G.V.	Rivinius	

Those voting in the negative were:

Loerch Olson

Absent and not voting:

Backes	Hilleboe	Stockman	Unruh
Bier	Reimers	Tough	Whittlesey
Breum	Stallman	Tweten	

So the bill passed and the title was agreed to.

Rep. Belquist moved that the reading of the amendments to House Bill No. 773 be dispensed with, which motion prevailed.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 773, on page 1133 of the House Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 773 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 773. A Bill for an Act to amend and reenact Section 2 of Chapter 320 of the 1963 Session Laws relating to "wide area telephone service."

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1133 of the House Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Lang	Rustan
Belquist	Froeschle	Larsen	Sanstead
Bergman	Ganser	Larson	Schaffer
Bilden	Gengler	Leer	Schoenwald
Bloom	Gietzen	Linderman	Shablow
Borstad	Giffey	Loerch	Shorma
Boustead	Glaspey	Lundene	Skaar
Bowles	Gronhovd	Meyer	Solberg
Bowman	Gudajtes	Miller	Stallman
Brown	Hardmeyer	Mueller	Staven
Bruner	Harrison	Myhre	Stenhjem
Burk	Hauf	Obie	Strand
Christensen	Haugen	Olafson	Streibel
Christopher	Haugland	Olienyk	Tweten
Coles	Hertz	Olson	Unruh
Collette	Hickle	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dornacker	Barnes	Reimers	Wentz
Duncan	Johnson, G.V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson
Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker

Absent and not voting:

Backes	Dick	Meschke	Tough
Bier	Erickson, Ward	Montplaisir	Whittlesey
Breum	Hilleboe	Stockman	

So the bill passed and the title was agreed to.

Rep. Brown moved that the House do concur in the Senate amendments to House Bill No. 807, on page 1133 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 807 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 807. A Bill for an Act relating to the state of North Dakota; providing for the interchange of government employees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1133 of the House Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rustan
Anderson	Frank	Lang	Sanstead
Belquist	Froeschle	Larsen	Schaffer
Bergman	Ganser	Larson	Schoenwald
Bilden	Gengler	Leer	Shablow
Bloom	Gietzen	Linderman	Shorma
Borstad	Giffey	Loerch	Skaar
Boustead	Glaspey	Lundene	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Brown	Hardmeyer	Mueller	Stenhjem
Bruner	Harrison	Obie	Stockman
Burk	Hauf	Olafson	Strand
Christensen	Haugen	Olienyk	Streibel
Christopher	Haugland	Olson	Tweten
Coles	Hertz	Opedahl	Unruh
Collette	Hickle	Poling	Vogel
Connolly	Hoffner	Powers, Barnes	Wagner
Dahlen	Ivesdal	Powers, Cass	Wastvedt
Davis	Johnson,	Reimers	Welder
Dornacker	Barnes	Rieger	Wentz
Duncan	Johnson, G.V.	Rivinius	Wilkie
Elkin	Jungroth	Rosendahl	Williamson
Erickson,	Knudsen	Ruddy	Winge
Mountrail	Krenz	Rundle	Mr. Speaker

Absent and not voting:

Backes	Dick	Hilleboe	Myhre
Bier	Erickson, Ward	Meschke	Tough
Breum		Montplaisir	Whittlesey

So the bill passed and the title was agreed to.

Rep. Lundene moved that the House do not concur in the Senate amendments to House Bill No. 822, page 1134 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Leer
Hardmeyer
Elkin

Rep. Belquist moved that the reading of the amendments to House Bill No. 840 be dispensed with, which motion prevailed.

Rep. Opedahl moved that the House do not concur in the Senate amendments to House Bill No. 840, page 1134 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Opedahl
Williamson
Wentz

Rep. Burk moved that the House do concur in the Senate amendments to House Bill No. 913, on page 1134 of the House Journal.

Rep. Rustan moved a substitute motion that the House do not concur in the Senate amendments to House Bill No. 913, page 1134 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Powers of Cass
Rustan
Unruh

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 4, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 515 - 522 - 543 - 549
House Bill No. 554 - 559 - 576 - 584
House Bill No. 644 - 733 - 762 - 774
House Bill No. 778 - 780 - 799 - 815
House Bill No. 848 - 894 - 896 - 897
House Bill No. 898 - 904 - 916 - 928
House Bill No. 929 - 930

Which the President has signed.

GERALD L. STAIR, Secretary

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "E" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "S" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "J-1" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "D-1" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "Q-1" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "F-1" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Speaker Link called Rep. Poling to the Chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 323. A Bill for an Act to amend and reenact subsection 1 of section 57-38-42 of the North Dakota Century Code, relating to the filing of returns of information at the source.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1019 of the House Journal, the roll was called and there were: ayes, 6; nays, 101; absent and not voting, 2.

Those voting in the affirmative were:

Bilden	Dick	Miller	Mueller
Christensen	Dornacker		

Those voting in the negative were:

Aamoth	Fossum	Kvasager	Sanstead
Anderson	Frank	Lang	Schaffer
Backes	Froeschle	Larsen	Shablow
Belquist	Ganser	Larson	Shorma
Bergman	Gengler	Leer	Skaar
Bier	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Borstad	Glaspey	Lundene	Staven
Boustead	Gronhovd	Meschke	Stenhjem
Bowles	Gudajtes	Meyer	Stockman
Bowman	Hardmeyer	Montplaisir	Strand
Breum	Harrison	Myhre	Streibel
Brown	Hauf	Obie	Tough
Bruner	Haugen	Olafson	Tweten
Burk	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Davis	Johnson,	Rieger	Whittlesey
Duncan	Barnes	Rivinius	Wilkie
Elkin	Johnson, G. V.	Rosendahl	Williamson
Erickson,	Jungroth	Ruddy	Winge
Mountrail	Knudsen	Rundle	Mr. Speaker
Erickson, Ward	Krenz	Rustan	

Absent and not voting:

Poling	Schoenwald
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So the bill was declared lost.

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rundle
Anderson	Fossum	Larsen	Rustan
Backes	Frank	Larson	Sanstead
Belquist	Froeschle	Leer	Schaffer
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bilden	Gietzen	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Breum	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Burk	Haugland	Olafson	Tough
Christensen	Hertz	Olienyk	Unruh
Christopher	Hickle	Olson	Vogel
Coles	Hilleboe	Opedahl	Wagner
Collette	Hoffner	Poling	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Dahlen	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail	Kvasager		

Absent and not voting:

Brown	Giffey	Schoenwald	Tweten
Davis			

So the bill passed and the title was agreed to.

Senate Bill No. 141. A Bill for an Act to create and enact subsection 8 of section 39-03A-01 and 39-03A-21.1 of the North Dakota Century Code, to amend and reenact subsection 7 of section 39-03A-01, sections 39-03A-09, 39-03A-10, 39-03A-15, 39-03A-17 and 39-03A-21 of the North Dakota Century Code, and to repeal sections 39-03A-19 and 39-03A-20 of the North Dakota Century Code relating to the highway patrolmen's retirement system.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 328 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Fossum	Lang	Sanstead
Backes	Frank	Larsen	Schaffer
Belquist	Froeschle	Larson	Shablow
Bergman	Ganser	Leer	Shorma
Bier	Gengler	Linderman	Skaar
Bilden	Gietzen	Loerch	Solberg
Bloom	Giffey	Lundene	Stallman
Borstad	Glaspey	Meschke	Staven

Boustead	Gronhovd	Meyer	Stenhjem
Bowles	Hardmeyer	Miller	Stockman
Bowman	Harrison	Montplaisir	Strand
Breum	Hauf	Mueller	Streibel
Brown	Haugen	Myhre	Tough
Bruner	Haugland	Obie	Unruh
Christensen	Hertz	Olafson	Vogel
Christopher	Hickle	Olienyk	Wagner
Coles	Hilleboe	Olson	Wastvedt
Collette	Hoffner	Poling	Welder
Connolly	Ivesdal	Powers, Barnes	Wentz
Dahlen	Johnson,	Powers, Cass	Whittlesey
Dick	Barnes	Reimers	Wilkie
Dornacker	Johnson, G.V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz	Rundle	
Mountrail			

Those voting in the negative were:

Burk	Gudajtes	Opedahl	Rieger
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Absent and not voting:

Davis	Schoenwald	Tweten
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So the bill passed and the title was agreed to.

Senate Bill No. 169. A Bill for an Act relating to weather control and artificial modification thereof; designating an authority for licensing and registration of controllers; fixing fees; declaration of the state's sovereign right to use of moisture contained in clouds; providing for intergovernmental cooperation; permitting counties to levy a tax for weather modification activities; fixing penalties; acceptance and expenditure of funds or grants by the authority and exclusion of the state of North Dakota and any county of any liability in connection therewith, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 288 of the Senate Journal, the roll was called and there were: ayes, 76; nays, 32; absent and not voting, 1.

Those voting in the affirmative were:

Backes	Ganser	Linderman	Stallman
Belquist	Gengler	Loerch	Staven
Bier	Giffey	Meschke	Stenhjem
Bilden	Glaspey	Miller	Stockman
Bloom	Gronhovd	Montplaisir	Strand
Borstad	Hardmeyer	Obie	Streibel
Boustead	Harrison	Olienyk	Tough
Bowles	Hauf	Opedahl	Tweten
Bowman	Haugland	Powers, Cass	Unruh
Breum	Hoffner	Reimers	Vogel
Brown	Ivesdal	Rieger	Wagner
Christensen	Johnson, G.V.	Rivinius	Wastvedt
Christopher	Jungroth	Rosendahl	Welder
Dick	Knudsen	Rundle	Wentz
Dornacker	Krenz	Rustan	Whittlesey
Duncan	Lang	Sanstead	Wilkie
Elkin	Larsen	Schaffer	Williamson
Erickson, Ward	Larson	Shallow	Winge
Fossum	Leer	Shorma	Mr. Speaker

Those voting in the negative were:

Aamoth	Erickson,	Hickle	Myhre
Anderson	Mountrail	Hilleboe	Olafson
Bergman	Frank	Johnson,	Olson
Bruner	Froeschle	Barnes	Poling

Burk	Gietzen	Kvasager	Powers, Barnes
Collette	Gudajtes	Lundene	Ruddy
Connolly	Haugen	Meyer	Schoenwald
Dahlen	Hertz	Mueller	Skaar
Davis			Solberg

Absent and not voting:

Coles

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Bowman 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. 243. A Bill for an Act to amend and reenact sections 57-06-07 and 57-06-08, subsection 5 of section 57-06-14, and subsection 2 of section 57-06-19 of the North Dakota Century Code, relating to information required from various companies, definition of "mileage", and certification of assessments by tax commissioner, all with respect to companies whose property is assessed by the state board of equalization.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Sanstead
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Larsen	Schoenwald
Belquist	Fossum	Larson	Shablow
Bergman	Frank	Leer	Shorma
Bier	Froeschle	Linderman	Skaar
Bilden	Ganser	Loerch	Solberg
Bloom	Gengler	Lundene	Stallman
Borstad	Gietzen	Meschke	Staven
Boustead	Giffey	Meyer	Stenhjem
Bowles	Glaspey	Miller	Stockman
Bowman	Gronhovd	Myhre	Strand
Breum	Gudajtes	Obie	Streibel
Brown	Hardmeyer	Olafson	Tough
Bruner	Harrison	Olienyk	Tweten
Burk	Hauf	Olson	Unruh
Christopher	Haugen	Opedahl	Vogel
Coles	Hertz	Poling	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Ivesdal	Rieger	Whittlesey
Dick	Johnson,	Rosendahl	Wilkie
Dornacker	Barnes	Ruddy	Winge
Duncan	Johnson, G.V.	Rundle	Mr. Speaker
Elkin	Knudsen	Rustan	

Absent and not voting:

Christensen	Jungroth	Montplaisir	Rivinius
Haugland	Lang	Mueller	Williamson

So the bill passed and the title was agreed to.

Senate Bill No. 348. A Bill for an Act to amend and reenact subsection 5 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of gross receipts from sales of books and school supplies by public school boards, parochial or private non-profit schools to create and enact a new subsection to section 57-39-03 of the North Dakota Century Code, to provide an exemption of gross receipts of hospitals, infirmaries, sanatoriums, nursing

homes, homes for the aged and like institutions from sales of services to patients or occupants; and to amend and reenact subsection 3 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code relating to definition of "retail sale".

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 379 of the Senate Journal, the roll was called and there were: ayes, 95; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rundle
Anderson	Fossum	Kvasager	Rustan
Belquist	Frank	Larson	Sanstead
Bier	Ganser	Leer	Schaffer
Bilden	Gangler	Linderman	Schoenwald
Bloom	Gietzen	Loerch	Shablow
Borstad	Giffey	Lundene	Shorma
Bowles	Glaspey	Meschke	Skaar
Bowman	Gronhovd	Meyer	Solberg
Breum	Gudajtes	Miller	Stallman
Brown	Hardmeyer	Montplaisir	Staven
Bruner	Harrison	Myhre	Stenhjem
Burk	Hauf	Obie	Stockman
Christopher	Haugen	Olafson	Strand
Coles	Haugeland	Olienyk	Tough
Collette	Hertz	Olson	Tweten
Connolly	Hickle	Opedahl	Unruh
Dahlen	Hilleboe	Poling	Vogel
Davis	Hoffner	Powers, Barnes	Wagner
Dick	Ivesdal	Powers, Cass	Wastvedt
Dornacker	Johnson,	Reimers	Welder
Duncan	Barnes	Rieger	Wentz
Elkin	Johnson, G.V.	Rosendahl	Winge
Erickson,	Knudsen	Ruddy	Mr. Speaker

Mountrail

Those voting in the negative were:

Backes	Froeschle	Streibel	Wilkie
Bergman	Larsen	Whittlesey	
Absent and not voting:			
Boustead	Jungroth	Mueller	Williamson
Christensen	Lang	Rivinius	

So the bill passed and the title was agreed to.

Senate Bill No. 358. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher education backed by the full faith and credit of the state, providing for their payment, and appropriating the proceeds of such bonds for such purposes, and declaring an emergency.

Which had been read.

The question being on the final passage of the bill, Rep. Aamoth moved that Senate Bill No. 358 be laid over one legislative day, which motion prevailed.

Rep. Rustan moved that Senate Bill No. 116 be placed at the head of the calendar, which motion prevailed.

Senate Bill No. 116. A Bill for an Act to amend and reenact sections 21-10-02 and 21-10-03 of the 1963 Supplement to the North Dakota Century Code, relating to the state investment board.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 415 of the Senate Journal and page 1040 of the House Journal, the roll was called and there were: ayes, 77; nays, 31; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Gengler	Larson	Rustan
Anderson	Gietzen	Leer	Sanstead
Backes	Giffey	Linderman	Schoenwald
Belquist	Glaspay	Loerch	Shablow
Bergman	Gronhovd	Lundene	Shorma
Bloom	Gudajtes	Meschke	Skaar
Borstad	Hardmeyer	Meyer	Solberg
Bowman	Harrison	Miller	Stallman
Breum	Hauf	Montplaisir	Staven
Bruner	Haugen	Myhre	Stenhjem
Burk	Haugland	Obie	Stockman
Christensen	Hertz	Olafson	Strand
Christopher	Hilleboe	Olson	Vogel
Collette	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Whittlesey
Dornacker	Johnson, G.V.	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Krenz	Rosendahl	Winge
Erickson, Ward	Kvasager	Ruddy	Mr. Speaker
Froeschle	Larsen		

Those voting in the negative were:

Bier	Duncan	Knudsen	Streibel
Bilden	Elkin	Lang	Tough
Boustead	Fossum	Olienyk	Tweten
Bowles	Frank	Powers, Barnes	Unruh
Brown	Ganser	Reimers	Wagner
Coles	Hickle	Rivinius	Welder
Connolly	Johnson,	Rundle	Wentz
Davis	Barnes	Schaffer	
Dick			

Absent and not voting:

Mueller

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "G". A concurrent resolution for the amendment of sections 156 and 162 of the Constitution of the state of North Dakota, relating to the direction of the investment of and the types of permissible investments for the permanent funds of the common schools and institutions of the state.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 53; nays, 54; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Ivesdal	Ruddy
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Shablow
Belquist	Froeschle	Leer	Shorma
Bergman	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Stallman
Borstad	Giffey	Lundene	Stenhjem
Bowles	Glaspay	Meyer	Stockman
Breum	Gronhovd	Obie	Strand
Bruner	Hardmeyer	Olafson	Vogel
Burk	Hauf	Olson	Wentz
Christensen	Haugen	Opedahl	Whittlesey
Christopher	Hilleboe	Poling	Wilkie
	Hoffner	Rosendahl	

Those voting in the negative were:

Bier	Fossum	Larsen	Schaffer
Bilden	Frank	Larson	Schoenwald
Boustead	Ganser	Meschke	Staven
Bowman	Gudajtes	Miller	Streibel

Brown	Harrison	Montplaisir	Tough
Coles	Haugland	Mueller	Tweten
Collette	Hertz	Myhre	Unruh
Connolly	Hickle	Olienyk	Wagner
Dahlen	Johnson,	Powers, Barnes	Wastvedt
Davis	Barnes	Reimers	Welder
Dick	Johnson, G.V.	Rieger	Williamson
Dornacker	Jungroth	Rivinius	Winge
Duncan	Knudsen	Rundle	Mr. Speaker
Elkin	Lang	Sanstead	

Absent and not voting:

Powers, Cass Solberg

So the resolution was declared lost.

Rep. Fossum moved that the vote by which Senate Concurrent Resolution "G" was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

Senate Bill No. 194. A Bill for an Act to provide for the upkeep of abandoned cemeteries by the various counties.

Which had been read.

The question being on the final passage of the bill, as amended, on page 374 of the Senate Journal, Rep. Anderson moved that Senate Bill No. 194 be laid over one day, which motion lost.

ROLL CALL

The question was now on the final passage of Senate Bill No. 194, as amended, page 374 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Backes	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Gaspey	Meyer	Stallman
Bowman	Gronhovd	Miller	Staven
Breum	Gudajtes	Montplaisir	Stenhjem
Brown	Hardmeyer	Mueller	Strand
Burk	Harrison	Myhre	Streibel
Christensen	Hauf	Obie	Tough
Christopher	Haugen	Olafson	Tweten
Coles	Haugland	Olienyk	Unruh
Collette	Hertz	Olson	Vogel
Connolly	Hickle	Opedahl	Wagner
Dahlen	Hilleboe	Poling	Wastvedt
Davis	Hoffner	Powers, Cass	Welder
Dick	Ivesdal	Reimers	Wentz
Dornacker	Johnson, G.V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Mountrail	Kvasager	Rundle	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker
Erickson,	Krenz	Ruddy	

Those voting in the negative were:

Anderson	Johnson,	Powers, Barnes	Whittlesey
Bruner	Barnes	Stockman	

Absent and not voting:

Belquist

So the bill passed and the title was agreed to.

Senate Bill No. 318. A Bill for an Act providing for a modern council form of government for cities and to amend and reenact sections 40-03-01, 40-03-04, 40-04-08, and 40-12-01 of the North

Dakota Century Code and section 40-04-10 of the 1963 Supplement to the North Dakota Century Code, relating to the adoption thereof. Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 376 of the Senate Journal, the roll was called and there were: ayes, 56; nays, 48; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Giffey	Leer	Shorma
Backes	Gronhovd	Loerch	Skaar
Bergman	Gudajtes	Lundene	Solberg
Bloom	Hardmeyer	Meyer	Stallman
Borstad	Harrison	Montplaisir	Staven
Breum	Hauf	Obie	Stenhjem
Brown	Hertz	Olson	Stockman
Burk	Hilleboe	Opedahl	Strand
Christensen	Hoffner	Poling	Tweten
Collette	Johnson,	Powers, Cass	Unruh
Dahlen	Barnes	Rieger	Wagner
Elkin	Jungroth	Rosendahl	Wilkie
Erickson,	Krenz	Ruddy	Winge
Mountrail	Larsen	Rustan	Mr. Speaker
Gengler	Larson		

Those voting in the negative were:

Anderson	Erickson, Ward	Lang	Sanstead
Bilden	Fossum	Linderman	Schaffer
Boustead	Frank	Meschke	Schoenwald
Bowles	Froeschle	Miller	Shablow
Bowman	Ganser	Mueller	Streibel
Bruner	Gietzen	Myhre	Tough
Christopher	Haugland	Olafson	Vogel
Coles	Hickle	Olienyk	Wastvedt
Connolly	Ivesdal	Powers, Barnes	Welder
Davis	Johnson, G.V.	Reimers	Wentz
Dick	Knudsen	Rivinius	Whittlesey
Dornacker	Kvasager	Rundle	Williamson

Absent and not voting:

Belquist	Duncan	Glaspey	Haugen
Bier			

So the bill passed and the title was agreed to.

Rep. Loerch moved that the vote by which Senate Bill No. 318 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost.

Senate Bill No. 33. A Bill for an Act to provide for the procedure, conditions, manner, and form for submitting measures to a vote of the electorate through use of the initiative and referendum, providing penalties for fraudulent acts and violations in connection therewith; and to repeal section 16-01-11 of the North Dakota Century Code, providing penalties for fraudulent signing of petitions, and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 104; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Frank	Larsen	Sanstead
Anderson	Froeschle	Larson	Schaffer
Backes	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven

Breum	Hardmeyer	Montplaisir	Stenhjem
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Strand
Burk	Haugen	Obie	Streibel
Christensen	Haugland	Olafson	Tough
Christopher	Hertz	Olienyk	Tweten
Coles	Hickle	Olson	Unruh
Collette	Hilleboe	Opedahl	Vogel
Connolly	Hoffner	Poling	Wagner
Dahlen	Ivesdal	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Elkin	Jungroth	Rivinius	Wilkie
Erickson,	Knudsen	Rosendahl	Williamson
Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Kvasager	Rustan	Mr. Speaker
Fossum	Lang		

Those voting in the negative were:

Bilden Rundle

Absent and not voting:

Belquist Bier Duncan

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "P". A concurrent resolution for the amendment of section 90 of the Constitution of the state of North Dakota changing the selection of judges from an elective to an appointive-elective system and to preserve the tenure of the judges presently in office and those who would take office prior to the effective date of this amendment.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 60; nays, 46; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Gudajtes	Miller	Schoenwald
Anderson	Harrison	Montplaisir	Shorma
Backes	Hauf	Mueller	Skaar
Bloom	Hertz	Obie	Solberg
Breum	Hilleboe	Olafson	Stallman
Bruner	Hoffner	Olienyk	Staven
Christensen	Ivesdal	Olson	Stenhjem
Collette	Jungroth	Opedahl	Stockman
Erickson,	Krenz	Poling	Strand
Mountrail	Kvasager	Powers, Barnes	Tough
Erickson, Ward	Larson	Powers, Cass	Whittlesey
Froeschle	Leer	Rieger	Wilkie
Gengler	Linderman	Rosendahl	Williamson
Giffey	Lundene	Rustan	Winge
Glaspey	Meschke	Sanstead	Mr. Speaker
Gronhovd			

Those voting in the negative were:

Bier	Davis	Hickle	Rundle
Bilden	Dick	Johnson,	Schaffer
Borstad	Dornacker	Barnes	Shablow
Boustead	Duncan	Johnson, G. V.	Streibel
Bowles	Elkin	Knudsen	Tweten
Bowman	Fossum	Lang	Unruh
Brown	Frank	Larsen	Vogel
Burk	Ganser	Loerch	Wagner
Christopher	Gietzen	Meyer	Wastvedt
Coles	Hardmeyer	Reimers	Welder
Connolly	Haugen	Rivinius	Wentz
Dahlen	Haugland	Ruddy	

Absent and not voting:

Belquist Bergman Myhre

So the resolution passed and the title was agreed to.

Rep. Giffey moved that the House stand recessed until 8:15 p.m. this evening, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

The House reconvened at 8:15 p.m., pursuant to recess taken.

Speaker Link announced that the House would be on the fifth order of business.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "S-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 547 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Burk
Krenz
Bilden

Also to House Bill No. 822, Representatives:

Leer
Hardmeyer
Elkin

Also to House Bill No. 840, Representatives:

Opedahl
Williamson
Wentz

Also to House Bill No. 913, Representatives:

Powers of Cass
Rustan
Unruh

Also to House Bill No. 728, Representatives:

Belquist
Larson of Richland
Bier

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Resolution No. 8 has had the same under consideration and recommends that the same do pass.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 53 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the first comma insert the word "and"

In the second line of the title delete the following language: "and 15-19-07"

In the seventh line of the title delete the word "section" and insert the word "sections" in lieu thereof and after the numeral "15-19-05" insert a comma and the word and numeral "15-19-07"

In the ninth line of the title after the word "program" and before the period insert the words "and fees to be deposited in the general fund"

Delete lines 142 through 184 inclusive and insert the following language in lieu thereof:

"15-19-06. (((CORRESPONDENCE COURSES TO BE FINANCED FROM GENERAL FUND — BOARD MAY ESTABLISH ADMINISTRATIVE AND OPERATIONAL FUND.) The cost of operating the correspondence courses under the provisions of this chapter shall be paid out of the general fund. All vouchers expending money therefrom shall be approved by the superintendent of public instruction. The state board of public school education may if it deems advisable establish an administrative operational fund, of not to exceed ten thousand dollars, out of the biennial appropriation of the legislative assembly for the high school correspondence study division. The fund so established shall be deposited in the Bank of North Dakota and may be drawn upon by the state director of correspondence courses in secondary education for the payment of necessary expenses in the administration and operation of the high school correspondence study division program within the limits and regulations prescribed by the board of public school education. The director shall submit a full, minute and itemized statement of every expenditure made during the month to the board in accordance with such rules and regulations as the board may prescribe and thereafter the board may, in its discretion, periodically authorize additional transfers to such operational fund, but the balance in such fund shall never exceed ten thousand dollars, and any unencumbered balance therein at the end of any biennium shall revert to the state treasury. The fund so established may not be used to pay the salary and expense of the director. Such salary and expense shall be paid in the same manner as other state officials. In establishing and maintaining the administrative operational fund the board shall make proper requisition by submitting a duly approved voucher signed by the superintendent of public instruction through the regular channels to the state treasurer for the transfer of the necessary funds from the biennial appropriation of the high school correspondence study division. The board shall determine the amount of the bond to be posted by the director.))) SPECIAL OPERATING FUND — DEPOSIT OF COLLECTIONS — TRANSFERS FROM GENERAL FUND APPROPRIATIONS — ADMINISTRATIVE OPERATIONAL FUND — PREPARATION OF BUDGET.) A special operating fund for the division of supervised correspondence study shall be maintained within the state treasury and all income and fees collected by the division of supervised correspondence study from any source shall be remitted monthly by the director to the state treasurer and credited to such special operating fund. All expenditures from such fund shall be within the limits of legislative appropriations and shall be made upon vouchers, signed and approved by the superintendent of public instruction. Upon approval of such vouchers by the state auditing board, warrant-checks shall be prepared by the department of accounts and purchases. The state treasurer shall make periodic transfers upon order of the director of the department of accounts and purchases from the division of supervised correspondence study general fund appropriation to such special operating fund whenever its balance falls so low as to require supplementation.

The state board of public school education may, if it deems advisable, establish an administrative operational fund, of not to exceed ten thousand dollars, out of the special operating fund for the division of supervised correspondence study. The administrative operational fund so established shall be deposited in the Bank of North Dakota and may be drawn upon by the state director of the division of supervised correspondence study for the payment of necessary expenses in the administration and operation of the division of supervised correspondence study within the limits and regulations prescribed by the board of public school education. The director shall submit a full, minute, and itemized statement of every expen-

diture made during the month to the board in accordance with such rules and regulations as the board may prescribe and thereafter the board may, in its discretion, periodically authorize additional transfers to the administrative operational fund, not for salary of director, but the balance in such fund shall never exceed ten thousand dollars, and any unencumbered balance therein at the end of any biennium shall revert to the state treasury. The administrative operational fund may not be used to pay salaries or expenses of the director. The board shall determine the amount of the bond to be posted by the director.

The director shall prepare the budget request of the division of supervised correspondence study for submission to the state budget board. The budget request shall be approved by the state board of public school education prior to its submission for consideration by the director of the budget."

Delete lines 185 through 193 inclusive

In line 194 delete the numeral "8" and insert the numeral "6"; delete the second word "Section" and insert the word "Sections"; and after the numeral "15-19-05" insert the word and numeral "and 15-19-07"

In line 195 delete the word "is" and insert the word "are" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BLOOM, Chairman

Rep. Johnson of Barnes moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 53 would be considered in the sixth order of business.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 552 - 611 - 613 - 638

House Bill No. 703 - 708 - 727 - 755

House Bill No. 760 - 761 - 764 - 766

House Bill No. 784 - 802 - 826 - 845

House Bill No. 852 - 855 - 871 - 873

House Bill No. 878 - 941

House Concurrent Resolution "N"

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 326. A Bill for an Act to create and establish the office of county supervisor of assessments, to prescribe the duties therefor and to provide for a tax levy; to provide for the appointment of township, village and city supervisor of assessments; to provide for equalization of property assessments; to amend and reenact sections 40-07-08, 40-14-04, 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-37, 57-03-01, 57-03-02, 57-13-04, 57-13-07, 57-13-08, 57-14-01, 57-14-02 and 57-14-05 of the North Dakota Century Code; to repeal sections 4-01-02, 4-01-03, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-21-04, 57-02-29, 57-02-32, 57-02-33, 57-02-34, 57-09-02, 57-09-04, 57-09-05, 57-09-06, 57-10-02, 57-10-03, 57-11-02, 57-11-03, 57-11-04, 57-11-05, 57-12-02, 57-12-04, 57-14-03, 57-31-01, 58-05-18, 61-20-05 and chapters 40-19 and 58-09 of the North Dakota Century Code and sections 11-10-02.2 and 57-12-06 of the 1963 Supplement to the North Dakota Century Code.

Which had been read.

The question being on the final passage of the bill, as amended, page 428 of the Senate Journal, Rep. Dornacker moved that this bill be laid over one day, which motion prevailed.

Senate Bill No. 360. A Bill for an Act to amend and reenact section 39-04-11 of the North Dakota Century Code, relating to the display of motor vehicle number plates and tabs, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Rustan
Anderson	Mountrail	Larson	Sanstead
Belquist	Erickson, Ward	Leer	Schaffer
Bergman	Fossum	Linderman	Schoenwald
Bier	Frank	Loerch	Shablow
Bilden	Froeschle	Lundene	Shorma
Bloom	Ganser	Meyer	Skaar
Borstad	Gietzen	Miller	Solberg
Boustead	Giffey	Montplaisir	Stallman
Bowles	Gaspey	Mueller	Staven
Bowman	Gronhovd	Myhre	Stenhjem
Breum	Gudajtes	Obie	Strand
Brown	Hardmeyer	Olafson	Streibel
Bruner	Harrison	Olienyk	Tough
Burk	Haugen	Olson	Tweten
Christensen	Haugland	Opedahl	Unruh
Christopher	Hertz	Poling	Vogel
Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Powers, Cass	Wastvedt
Connolly	Hoffner	Reimers	Welder
Dahlen	Johnson,	Rieger	Wentz
Davis	Barnes	Rivinius	Wilkie
Dick	Johnson, G. V.	Rosendahl	Williamson
Dornacker	Knudsen	Ruddy	Winge
Duncan	Krenz	Rundle	Mr. Speaker
Elkin	Kvasager		

Absent and not voting:

Backes	Ivesdal	Larsen	Stockman
Gengler	Jungroth	Meschke	Whittlesey
Hauf			

So the bill passed and the title was agreed to.

Senate Bill No. 26. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 45 of the Senate Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rustan
Anderson	Mountrail	Lang	Sanstead
Belquist	Erickson, Ward	Larsen	Schaffer
Bergman	Fossum	Larson	Schoenwald
Bier	Frank	Leer	Shablow
Bilden	Froeschle	Linderman	Shorma
Bloom	Ganser	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meyer	Stallman
Bowles	Gaspey	Miller	Staven
Bowman	Gronhovd	Montplaisir	Stenhjem
Breum	Gudajtes	Mueller	Stockman
Brown	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Streibel
Burk	Hauf	Olafson	Tough

Christensen	Haugen	Olienyk	Tweten
Christopher	Haugland	Olson	Unruh
Coles	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Ivesdal	Rejmers	Wentz
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
	Krenz	Rundle	
Absent and not voting:			
Backes	Jungroth	Meschke	Whittlesey
Gengler			

So the bill passed and the title was agreed to.

Senate Bill No. 87. A Bill for an Act to authorize the establishment of community mental health service units, to provide for their administration and for state aid and assistance from mental health division of the state department of health, to authorize a mill levy of not to exceed three-quarters of one mill for such purpose and providing for an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 418 of the Senate Journal, the roll was called and there were: ayes, 105; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Fossum	Larson	Sanstead
Backes	Frank	Leer	Schaffer
Belquist	Froeschle	Linderman	Schoenwald
Bergman	Ganser	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bloom	Giffey	Meschke	Skaar
Borstad	Glaspey	Meyer	Solberg
Boustead	Gronhovd	Miller	Stallman
Bowles	Gudajtes	Montplaisir	Staven
Bowman	Hardmeyer	Mueller	Stenhjem
Breum	Harrison	Myhre	Stockman
Brown	Hauf	Obie	Strand
Bruner	Haugen	Olafson	Streibel
Burk	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten
Christopher	Hickle	Opedahl	Unruh
Coles	Hilleboe	Poling	Vogel
Collette	Hoffner	Powers, Barnes	Wagner
Connolly	Ivesdal	Powers, Cass	Wastvedt
Dahlen	Johnson,	Reimers	Welder
Davis	Barnes	Rieger	Wentz
Dick	Johnson, G.V.	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Duncan	Krenz	Ruddy	Winge
Elkin	Kvasager	Rundle	Mr. Speaker
Erickson,	Lang		

Mountrail

Those voting in the negative were:

Bilden

Absent and not voting:

Gengler Jungroth Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 293. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the con-

tents of motor vehicle license plates and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 414 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 64; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larson	Reimers
Backes	Gengler	Leer	Ruddy
Bergman	Giffey	Linderman	Rundle
Bloom	Gronhovd	Lundene	Rustan
Borstad	Gudajtes	Montplaisir	Shorma
Bowles	Hauf	Myhre	Staven
Bowman	Haugen	Obie	Strand
Christensen	Hertz	Olienyk	Streibel
Coles	Hilleboe	Olson	Wastvedt
Dahlen	Hoffner	Opedahl	Winge
Dornacker	Krenz	Powers, Cass	

Those voting in the negative were:

Anderson	Fossum	Lang	Shablow
Belquist	Frank	Larsen	Skaar
Bier	Froeschle	Loerch	Solberg
Bilden	Ganser	Meschke	Stallman
Boustead	Gietzen	Meyer	Stenhjem
Breum	Glaspey	Miller	Stockman
Brown	Hardmeyer	Mueller	Tough
Bruner	Harrison	Olafson	Tweten
Christopher	Haugland	Poling	Unruh
Collette	Hickle	Powers, Barnes	Vogel
Connolly	Ivesdal	Rieger	Wagner
Davis	Johnson,	Rivinius	Welder
Dick	Barnes	Rosendahl	Wentz
Duncan	Johnson, G. V.	Sanstead	Wilkie
Elkin	Jungroth	Schaffer	Williamson
Erickson,	Knudsen	Schoenwald	Mr. Speaker

Mountrail Kvasager

Absent and not voting:

Burk Whittlesey

So the bill was declared lost.

Rep. Harrison moved that the vote by which House Bill No. 293 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 338. A Bill for an Act providing for a capitol grounds planning commission; making an appropriation for capitol grounds planning, making an appropriation for a state highway department building, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 429, 448 and 488 of the Senate Journal, the roll was called and there were: ayes, 90; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Ruddy
Backes	Mountrail	Kvasager	Rustan
Belquist	Erickson, Ward	Lang	Sanstead
Bergman	Fossum	Larsen	Schoenwald
Bier	Froeschle	Larson	Shablow
Bloom	Gengler	Leer	Skaar
Borstad	Gietzen	Linderman	Solberg
Boustead	Giffey	Loerch	Stallman
Bowles	Glaspey	Lundene	Staven
Bowman	Gronhovd	Meschke	Stenhjem
Breum	Gudajtes	Meyer	Stockman

Brown	Hardmeyer	Miller	Strand
Bruner	Harrison	Montplaisir	Streibel
Burk	Hauf	Mueller	Tough
Christensen	Haugen	Myhre	Tweten
Christopher	Haugland	Obie	Vogel
Coles	Hertz	Olafson	Wagner
Collette	Hickle	Olson	Wastvedt
Dahlen	Hilleboe	Opedahl	Wilkie
Dick	Hoffner	Poling	Williamson
Dornacker	Ivesdal	Powers, Cass	Winge
Duncan	Jungroth	Rieger	Mr. Speaker
Elkin	Knudsen	Rosendahl	
Those voting in the negative were:			
Bilden	Ganser	Olienyk	Rundle
Connolly	Johnson,	Powers, Barnes	Schaffer
Davis	Barnes	Reimers	Unruh
Frank	Johnson, G.V.	Rivinius	Welder
Absent and not voting:			
Aamoth	Shorma	Wentz	Whittlesey

So the bill passed and the title was agreed to, and the emergency clause carried.

EIGHTH ORDER OF BUSINESS

Rep. Montplaisir moved that the House reconsider the action by which Senate Concurrent Resolution "G" was lost, which motion was lost, on a division vote.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 4, 1965

Mr. Speaker: I have the honor to return:
House Bill No. 701

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 4, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 503 - 654

Which the Senate has amended.

AMENDMENT TO HOUSE BILL No. 503

Amend Line 15A to read: offset press and tape perforator with federal matching funds according to Federal law P. L. 88210 for a figure of \$15,000.

This amendment to supersede the amendment on the committee report.

AMENDMENT TO HOUSE BILL No. 654

In the last line of the title after the word "elections" insert the following words: "and providing a penalty"

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 99. A Bill for an Act authorizing the state board of higher education to grant and convey certain state-owned lands to the city of Valley City, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1027 of the House Journal, the roll was called and there were: ayes, 101; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Schaffer
Backes	Fossum	Lang	Schoenwald
Belquist	Frank	Larsen	Shablow

Bergman	Froeschle	Larson	Shorma
Bier	Ganser	Leer	Skaar
Bilden	Gengler	Linderman	Solberg
Bloom	Gietzen	Loerch	Stallman
Borstad	Giffey	Lundene	Staven
Boustead	Gronhovd	Meschke	Stenhjem
Bowles	Gudajtes	Meyer	Stockman
Bowman	Hardmeyer	Miller	Strand
Breum	Harrison	Mueller	Streibel
Brown	Hauf	Myhre	Tough
Bruner	Haugen	Obie	Tweten
Burk	Haugland	Olafson	Unruh
Christensen	Hertz	Olienyk	Vogel
Christopher	Hickle	Olson	Wagner
Coles	Hilleboe	Opedahl	Wastvedt
Collette	Hoffner	Poling	Welder
Connolly	Ivesdal	Powers, Barnes	Wentz
Dahlen	Johnson,	Powers, Cass	Wilkie
Davis	Barnes	Reimers	Williamson
Dornacker	Johnson, G.V.	Rieger	Winge
Duncan	Jungroth	Rivinius	Mr. Speaker
Elkin	Knudsen	Rosendahl	
Those voting in the negative were:			
Montplaisir	Ruddy	Rundle	Sanstead
Absent and not voting:			
Dick	Erickson, Ward	Glaspey	Whittlesey

So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 8 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of fertilizers and seeds for sales tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1027 of the House Journal, the roll was called and there were: ayes, 41; nays, 64; absent and not voting, 4.

Those voting in the affirmative were:

Bier	Erickson, Ward	Lang	Stallman
Bilden	Frank	Larsen	Staven
Boustead	Ganser	Miller	Stockman
Bowman	Gudajtes	Myhre	Streibel
Christopher	Haugen	Olafson	Tough
Coles	Haugland	Olienyk	Tweten
Collette	Hickle	Poling	Unruh
Connolly	Johnson,	Powers, Barnes	Wastvedt
Davis	Barnes	Reimers	Welder
Dornacker	Knudsen	Schaffer	Wentz
Elkin	Krenz		

Those voting in the negative were:

Aamoth	Fossum	Leer	Rundle
Anderson	Froeschle	Linderman	Rustan
Backes	Gengler	Loerch	Sanstead
Belquist	Gietzen	Lundene	Schoenwald
Bergman	Giffey	Meschke	Shablow
Bloom	Glaspey	Meyer	Shorma
Borstad	Gronhovd	Montplaisir	Skaar
Bowles	Hardmeyer	Mueller	Solberg
Breum	Harrison	Obie	Stenhjem
Brown	Hauf	Olson	Strand
Bruner	Hertz	Opedahl	Vogel
Burk	Hoffner	Powers, Cass	Wagner
Christensen	Ivesdal	Rieger	Wilkie
Dahlen	Johnson, G. V.	Rivinius	Williamson

Duncan	Kvasager	Rosendahl	Winge
Erickson,	Larson	Ruddy	Mr. Speaker
Mountrail			
Absent and not voting:			
Dick	Hilleboe	Jungroth	Whittlesey

So the bill was declared lost.

Senate Bill No. 244. A Bill for an Act relating to income tax clearance to be obtained by individuals, corporations and others performing contracts for the state of North Dakota or any political subdivision or governmental subdivision thereof and providing for an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1028 of the House Journal, the roll was called and there were: ayes, 99; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowman	Glaspey	Miller	Stockman
Breum	Gronhovd	Montplaisir	Strand
Brown	Gudajtes	Mueller	Streibel
Bruner	Hardmeyer	Obie	Tough
Burk	Harrison	Olafson	Tweten
Christensen	Hauf	Olienyk	Unruh
Christopher	Haugen	Opedahl	Vogel
Coles	Haugland	Poling	Wagner
Collette	Hertz	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen		

Those voting in the negative were:

Bowles	Hickle	Myhre	Ruddy
Connolly	Meschke		
Absent and not voting:			
Hilleboe	Olson	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 270. A Bill for an Act to provide for the deposit of state publications with the state library commission for distribution to certain depository libraries; to provide a means for the consolidation of library services; to amend and reenact sections 26-24-09, 40-38-01, 40-38-02, 40-38-03, 40-46-09, 54-24-03, and 57-15-08 of the North Dakota Century Code, to provide insurance against damage caused by vandalism; to provide for the mandatory establishment of public libraries when approved by the people; to provide higher mill levy limitations for libraries; to provide a limitation on the number of terms a member of a public library board can serve; to provide a retirement pension for librarians; and to provide additional duties for the state library commission and to repeal sections 54-24-04, 54-24-05, and 54-24-06 of the North Dakota

Century Code, relating to the rules, administration and duties of the state library commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 329 of the Senate Journal and 1029 of the House Journal, the roll was called and there were: ayes, 79; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Gengler	Lang	Rosendahl
Backes	Gietzen	Larsen	Rundle
Belquist	Giffey	Leer	Rustan
Bergman	Glaspey	Linderman	Sanstead
Bier	Gronhovd	Loerch	Schoenwald
Bloom	Gudajtes	Lundene	Shorma
Boustead	Hardmeyer	Meschke	Solberg
Bowman	Harrison	Meyer	Stallman
Breum	Hauf	Miller	Staven
Brown	Haugland	Montplaisir	Stenhjem
Burk	Hertz	Myhre	Stockman
Christensen	Hilleboe	Obie	Strand
Christopher	Hoffner	Olafson	Streibel
Coles	Johnson,	Olienyk	Vogel
Collette	Barnes	Olson	Wagner
Dahlen	Johnson, G. V.	Opedahl	Wentz
Duncan	Jungroth	Poling	Willkie
Erickson, Ward	Knudsen	Powers, Barnes	Williamson
Fossum	Krenz	Powers, Cass	Winge
Froeschle	Kvasager	Rivinius	Mr. Speaker

Those voting in the negative were:

Anderson	Dornacker	Ivesdal	Shablow
Bilden	Elkin	Larson	Skaar
Borstad	Erickson,	Mueller	Tough
Bowles	Mountrail	Reimers	Tweten
Bruner	Frank	Rieger	Unruh
Connolly	Ganser	Ruddy	Westvedt
Davis	Haugen	Schaffer	Welder
Dick	Hickle		

Absent and not voting:

Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 283. A Bill for an Act to amend and reenact sections 6-02-03, 6-02-06, 6-03-07 and 6-03-25 of the North Dakota Century Code, relating to hearing by board, investment in banking facility, and approval of increase or decrease by stockholders.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1029 of the House Journal, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Mueller	Stockman

Brown	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Streibel
Burk	Hauf	Olafson	Tough
Christensen	Haugen	Olienyk	Tweten
Christopher	Haugland	Olson	Unruh
Coles	Hertz	Opedahl	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Dahlen	Hoffner	Powers, Cass	Welder
Davis	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G. V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Knudsen		

Absent and not voting:

Montplaisir Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 7. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and for veterinary inspectors fees and expenses pertaining to licensed quarantined feedlots and livestock sales rings.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 45 of the Senate Journal and 1039 of the House Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Lang	Schaffer
Belquist	Fossum	Larsen	Schoenwald
Bergman	Frank	Larson	Shablow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman
Boustead	Glaspey	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Poling	Vogel
Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Powers, Cass	Wastvedt
Connolly	Hoffner	Reimers	Welder
Dahlen	Ivesdal	Rieger	Wentz
Davis	Johnson,	Rivinius	Wilkie
Dick	Barnes	Rosendahl	Williamson
Duncan	Johnson, G. V.	Ruddy	Winge
Elkin	Jungroth	Rundle	Mr. Speaker
	Knudsen		

Absent and not voting:

Dornacker Montplaisir Opedahl Whittlesey
Gengler Myhre

So the bill passed and the title was agreed to.

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of legislative sessions.

Which had been read.

The question being on the final passage of the bill, as amended,

page 1040 of the House Journal, Rep. Hauf moved that Senate Bill No. 44 be laid over one legislative day, which motion prevailed.

Senate Bill No. 159. A Bill for an Act to amend and reenact section 2-06-01.1 of the 1963 Supplement to the North Dakota Century Code relating to the airport authority powers of the North Dakota aeronautics commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1049 of the House Journal, the roll was called and there were: ayes, 104; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rustan
Backes	Mountrail	Kvasager	Sanstead
Belquist	Erickson, Ward	Lang	Schaffer
Bergman	Fossum	Larsen	Schoenwald
Bier	Frank	Larson	Shablow
Bilden	Froeschle	Leer	Shorma
Bloom	Ganser	Linderman	Skaar
Borstad	Gengler	Loerch	Solberg
Boustead	Gietzen	Lundene	Stallman
Bowles	Giffey	Meschke	Staven
Bowman	Glaspey	Meyer	Stenhjem
Breum	Gronhovd	Miller	Stockman
Brown	Gudajtes	Montplaisir	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Obie	Tough
Christensen	Hauf	Olafson	Tweten
Christopher	Haugen	Olienyk	Unruh
Coles	Haugland	Olson	Vogel
Collette	Hertz	Opedahll	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hilleboe	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Rieger	Wilkie
Dornacker	Barnes	Rivinius	Williamson
Duncan	Johnson, G.V.	Rosendahl	Winge
Elkin	Jungroth	Ruddy	Mr. Speaker
	Knudsen	Rundle	

Those voting in the negative were:

Reimers

Absent and not voting:

Aamoth Hoffner Myhre Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 228. A bill for an Act to amend and reenact section 15-53-14.1 of the North Dakota Century Code, as amended by the Session Laws of 1963, relating to elections for consolidating or reorganizing two or more reorganized school districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, pages 351 and 458 of the Senate Journal and page 1042 of the House Journal, the roll was called and there were: ayes, 89; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Ganser	Larsen	Rustan
Backes	Gengler	Larson	Sanstead
Belquist	Gietzen	Leer	Schoenwald
Bergman	Giffey	Linderman	Shablow
Bier	Glaspey	Loerch	Shorma
Bloom	Gronhovd	Lundene	Skaar
Boustead	Gudajtes	Meschke	Solberg
Bowles	Hardmeyer	Meyer	Stallman
Bowman	Harrison	Miller	Staven

Bruner	Hauf	Montplaisir	Stenhjem
Burk	Haugen	Obie	Stockman
Christensen	Haugland	Olafson	Strand
Christopher	Hertz	Olienyk	Streibel
Coles	Hickle	Olson	Tough
Collette	Ivesdal	Opedahl	Unruh
Dahlen	Johnson,	Poling	Vogel
Davis	Barnes	Powers, Barnes	Wagner
Elkin	Johnson, G.V.	Powers, Cass	Wentz
Erickson,	Jungroth	Reimers	Wilkie
Mountrail	Knudsen	Rivinius	Williamson
Erickson, Ward	Krenz	Rosendahl	Winge
Frank	Kvasager	Ruddy	Mr. Speaker
Froeschle	Lang	Rundle	
Those voting in the negative were:			
Bilden	Dick	Fossum	Tweten
Borstad	Dornacker	Mueller	Wastvedt
Breum	Duncan	Rieger	Welder
Connolly			
Absent and not voting:			
Aamoth	Hilleboe	Myhre	Whittlesey
Brown	Hoffner	Schaffer	

So the bill passed and the title was agreed to.

Senate Bill No. 266. A Bill for an Act to amend and reenact subsections 2, 4, 5, 6, and 10 of sections 57-40-01 of the North Dakota Century Code, relating to definitions for use tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 248 of the Senate Journal and 1042 of the House Journal, the roll was called and there were: ayes, 84; nays, 18; absent and not voting, 7.

Those voting in the affirmative were:

Anderson	Fossum	Larsen	Rustan
Backes	Froeschle	Larson	Sanstead
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowman	Hardmeyer	Meyer	Staven
Breum	Harrison	Miller	Stenhjem
Bruner	Hauf	Montplaisir	Stockman
Burk	Haugland	Mueller	Strand
Christensen	Hertz	Obie	Streibel
Christopher	Hilleboe	Olafson	Tough
Coles	Ivesdal	Opedahl	Tweten
Collette	Johnson,	Poling	Unruh
Dahlen	Barnes	Powers, Barnes	Vogel
Dick	Johnson, G.V.	Powers, Cass	Wagner
Dornacker	Jungroth	Reimers	Wastvedt
Duncan	Knudsen	Rieger	Wilkie
Erickson,	Krenz	Rivinius	Williamson
Mountrail	Kvasager	Rosendahl	Winge
Erickson, Ward			Mr. Speaker

Those voting in the negative were:

Bilden	Frank	Lang	Rundle
Bowles	Gronhovd	Olienyk	Stallman
Connolly	Gudajtes	Olson	Welder
Davis	Haugen	Ruddy	Wentz
Elkin	Hickle		
Absent and not voting:			
Aamoth	Brown	Myhre	Whittlesey
Borstad	Hoffner	Schaffer	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 39. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

Which had been read.

The question being on the final passage of the bill, as amended, page 1059 of the House Journal, Rep. Stockman moved that House Bill No. 39 be placed at the foot of the calendar, which motion lost.

ROLL CALL

The question now being on the final passage of Senate Bill No. 39 as amended, page 1059 of the House Journal, the roll was called and there were: ayes, 65; nays, 42; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gietzen	Linderman	Rustan
Belquist	Giffey	Loerch	Sanstead
Bergman	Glaspey	Lundene	Schoenwald
Bloom	Gronhovd	Meschke	Shablow
Borstad	Gudajtes	Meyer	Shorma
Bowles	Harrison	Montplaisir	Skaar
Breum	Hauf	Myhre	Solberg
Bruner	Haugen	Obie	Stallman
Burk	Haugland	Olafson	Staven
Christensen	Hertz	Olson	Stenhjem
Collette	Hilleboe	Opedahl	Stockman
Dahlen	Hoffner	Poling	Vogel
Duncan	Ivesdal	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Kvasager	Rosendahl	Winge
Erickson, Ward	Larson	Ruddy	Mr. Speaker
Gengler	Leer		

Those voting in the negative were:

Backes	Dornacker	Knudsen	Schaffer
Bier	Elkin	Krenz	Strand
Bilden	Fossum	Lang	Streibel
Boustead	Frank	Larsen	Tough
Bowman	Froeschle	Miller	Tweten
Brown	Ganser	Mueller	Unruh
Christopher	Hardmeyer	Olienyk	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Connolly	Johnson,	Reimers	Welder
Davis	Barnes	Rivinius	Wentz
Dick	Johnson, G.V.	Rundle	

Absent and not voting:

Aamoth Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 103. A Bill for an Act to amend and reenact section 18-04-05 of the North Dakota Century Code, relating to amount due cities, villages or rural fire departments; certificate of commissioner of insurance to department of accounts and purchases.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1061 of the House Journal, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rustan
Backes	Mountrail	Kvasager	Sanstead
Belquist	Erickson, Ward	Lang	Schaffer
Bergman	Fossum	Larsen	Schoenwald
Bier	Frank	Larson	Shablow
Bilden	Froeschle	Leer	Shorma

Bloom	Ganser	Linderman	Skaar
Borstad	Gengler	Loerch	Solberg
Boustead	Gietzen	Lundene	Stallman
Bowles	Giffey	Meyer	Staven
Bowman	Glaspay	Miller	Stenhjem
Breum	Gronhovd	Mueller	Stockman
Brown	Gudajtes	Myhre	Strand
Bruner	Hardmeyer	Obie	Streibel
Burk	Harrison	Olafson	Tough
Christensen	Hauf	Olienyk	Tweten
Christopher	Haugen	Olson	Unruh
Coles	Haugland	Opedahl	Vogel
Collette	Hertz	Poling	Wagner
Connolly	Hickle	Powers, Barnes	Wastvedt
Dahlen	Hilleboe	Powers, Cass	Welder
Davis	Hoffner	Reimers	Wentz
Dick	Ivesdal	Rieger	Wilkie
Dornacker	Johnson,	Rivinius	Williamson
Duncan	Barnes	Rosendahl	Winge
Elkin	Johnson, G. V.	Ruddy	Mr. Speaker
	Knudsen	Rundle	
Absent and not voting:			
Aamoth	Meschke	Montplaisir	Whittlesey
Jungroth			

So the bill passed and the title was agreed to.

Senate Bill No. 238. A Bill for an Act to amend and reenact section 29-06-15 of the North Dakota Century Code relating to arrest without warrant and to amend and reenact section 29-06-16 of the North Dakota Century Code relating to arrest at night and reasonable cause.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1063 of the House Journal, the roll was called and there were: ayes, 72; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Belquist	Froeschle	Larsen	Rosendahl
Bier	Gietzen	Leer	Rustan
Bilden	Giffey	Linderman	Schaffer
Bloom	Glaspay	Loerch	Schoenwald
Borstad	Gudajtes	Lundene	Shablow
Bowles	Harrison	Meyer	Skaar
Bowman	Hauf	Miller	Solberg
Breum	Haugland	Montplaisir	Staven
Bruner	Hertz	Mueller	Stenhjem
Burk	Hickle	Myhre	Streibel
Christopher	Hilleboe	Obie	Tweten
Collette	Hoffner	Olafson	Unruh
Dahlen	Johnson,	Olson	Vogel
Davis	Barnes	Opedahl	Wagner
Duncan	Johnson, G. V.	Poling	Wentz
Elkin	Knudsen	Powers, Barnes	Wilkie
Erickson,	Krenz	Powers, Cass	Williamson
Mountrail	Lang	Reimers	Winge
Fossum			Mr. Speaker

Those voting in the negative were:

Anderson	Dornacker	Larson	Shorma
Bergman	Frank	Olienyk	Stallman
Boustead	Ganser	Rieger	Stockman
Brown	Gengler	Rivinius	Strand
Christensen	Hardmeyer	Ruddy	Tough
Coles	Haugen	Rundle	Wastvedt
Connolly	Ivesdal	Sanstead	Welder
Dick	Kvasager		

Absent and not voting:

Aamoth	Erickson, Ward	Jungroth	Whittlesey
Backes	Gronhovd	Meschke	

So the bill nassed and the title was agreed to.

Senate Bill No. 38. A Bill for an Act to restrict judges of the supreme court or district courts from practicing law and requiring such judges not to hear cases in which they have an interest and to define vacancies in the supreme court and district courts and the method of filling such vacancies and to create sections 16-06-06.1 and 27-15-03.1 of the North Dakota Century Code, relating to placing the names of judges on the election ballot and judicial council meetings; to amend and reenact sections 16-04-01, 16-04-02, 16-05-01, 27-02-01, 27-15-03, 27-15-05, 44-02-02, and 44-02-03 of the North Dakota Century Code, relating to election ballots, petitions, certificates of nomination for elected officials, the duties of the judicial council, the selection of the chief justice of the supreme court, vacancies in state or district offices, and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1062 of the House Journal, the roll was called and there were: ayes, 85; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Ganser	Kvasager	Ruddy
Backes	Gengler	Larsen	Rustan
Belquist	Gietzen	Larson	Sanstead
Bergman	Giffey	Leer	Schaffer
Bier	Glaspey	Linderman	Shablow
Bloom	Gronhovd	Lundene	Shorma
Borstad	Gudajtes	Meyer	Skaar
Bowles	Hardmeyer	Miller	Solberg
Bowman	Harrison	Montplaisir	Stallman
Breum	Hauf	Myhre	Staven
Bruner	Haugen	Obie	Stenhjem
Burk	Haugland	Olafson	Stockman
Christensen	Hertz	Olienyk	Strand
Christopher	Hilleboe	Olson	Streibel
Collette	Hoffner	Opedahl	Tough
Dahlen	Ivesdal	Poling	Vogel
Elkin	Johnson,	Powers, Barnes	Wentz
Erickson,	Barnes	Powers, Cass	Wilkie
Mountrail	Johnson, G. V.	Reimers	Williamson
Fossum	Jungroth	Rieger	Winge
Frank	Knudsen	Rivinius	Mr. Speaker
Froeschle	Krenz	Rosendahl	

Those voting in the negative were:

Bilden	Davis	Lang	Unruh
Boustead	Dick	Loerch	Wagner
Brown	Dornacker	Mueller	Wastvedt
Coles	Duncan	Rundle	Welder
Connolly	Hickle	Tweten	

Absent and not voting:

Aamoth	Meschke	Schoenwald	Whittlesey
Erickson, Ward			

So the bill passed and the title was agreed to.

Rep. Stockman moved that Senate Concurrent Resolution "A" be returned to the Committee on Judiciary, which motion prevailed.

Rep. Giffey moved that the House recess until 1:15 p.m., March 5, 1965, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Link presiding.

Speaker Link announced that the House would be on the seven-teenth order of business for announcements.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 5, 1965

Members of the House
Thirty-ninth Legislative Assembly
House Chambers
Bismarck, North Dakota
Greetings:

Yesterday I signed House Bill No. 891.

This bill has now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

WLG:kh

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 7

Was delivered to the Secretary of State for his approval at the hour of 1:25 o'clock p.m., March 5, 1965.

REP. SHABLOW, Chairman

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I regret to inform you that the House has mes-saged to the Senate in error Senate Bill No. 347, as being passed unchanged. Instead the bill was indefinitely postponed.

DONNELL HAUGEN, Chief Clerk
House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No.

698, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Backes
Meschke
Davis

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House bill No. 688 and passed the bill by a vote of: ayes, 105; nays, 2; absent and not voting, 2.

Also to House Bill No. 763, vote:

Ayes, 96; nays, 2; absent and not voting, 11.

Also to House Bill No. 773, vote:

Ayes, 98; nays, 0; absent and not voting, 11.

Also to House Bill No. 807, vote:

Ayes, 98; nays, 0; absent and not voting, 11.

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 5, 1965

Mr. Speaker: I have the honor to return:

Senate Bill No. 184

Which the House has requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 5, 1965

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. 698, Senators:

Holand
Becker
Mahoney

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 48 - 58 - 59

Senate Bill No. 65 - 66 - 98

Senate Bill No. 105 - 123 - 136

Senate Bill No. 142 - 160 - 161

Senate Bill No. 173 - 185 - 191

Senate Bill No. 196 - 200 - 211

Senate Bill No. 219 - 237 - 324

House Bill No. 607 - 620 - 670

House Bill No. 713 - 831 - 870

House Bill No. 883 - 903

House Resolution No. 7

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 607 - 620 - 670 - 713

House Bill No. 831 - 870 - 883 - 903

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 48 - 58 - 59
Senate Bill No. 65 - 66 - 98
Senate Bill No. 105 - 123 - 136
Senate Bill No. 142 - 160 - 161
Senate Bill No. 173 - 185 - 191
Senate Bill No. 196 - 200 - 211
Senate Bill No. 219 - 237 - 324

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 7 - 8 - 38 - 39 - 99
Senate Bill No. 103 - 116 - 158 - 159
Senate Bill No. 169 - 228 - 238 - 244
Senate Bill No. 266 - 270 - 283 - 323

Which the House has amended.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 114 - 293 - 313
Senate Concurrent Resolution "G"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 16 - 26 - 30 - 33 - 87
Senate Bill No. 141 - 194 - 243 - 263
Senate Bill No. 287 - 318 - 331 - 338
Senate Bill No. 348 - 360
Senate Concurrent Resolution "P"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Brown moved that the motion of Rep. Giffey on page 929 of the House Journal, on House Bill No. 945, include the language "and be considered in the mimeographed form". The motion prevailed.

Rep. Wagner moved that the Senate be asked to return Senate Bill No. 161, which motion prevailed.

Rep. Hertz moved that Senate Bill No. 300 be re-referred to the Committee on Labor, from the calendar, which motion prevailed.

Rep. Hertz requested a short recess for the Committee on Labor, which request was granted.

Rep. Hardmeyer moved that the House reconsider the action by which Senate Bill No. 184 was indefinitely postponed.

Rep. Streibel requested a Call of the House, which was granted.

Rep. Streibel moved that the Call of the House be dispensed with, which motion prevailed.

The question being on the motion of Rep. Hardmeyer to reconsider Senate Bill No. 184, the motion lost, on a division vote, for lack of a two-thirds majority.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to request the return of:
Senate Bill No. 161

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 5, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bills, Senators:

Longmire
Mutch
Larson to act on House Bill No. 531.

Senators:

Longmire
Torgerson
Walz to act on House Bill No. 585.

Senators:

Ringsak
Ruemmele
Larson to act on House Bill No. 641.

Senators:

Longmire
Torgerson
Solberg to act on House Bill No. 697.

Senators:

Chesrown
Strinden
Reichert to act on House Bill No. 566.

Senators:

Sorlie
Beck
Van Horn to act on House Bill No. 506.

Senators:

Kautzmann
Robinson
Rolfsrud to act on House Bill No. 507.

Senators:

Kelly
Kjos
Lashkowitz to act on House Bill No. 516.

Senators:

Hernett
Forkner
Sinner to act on House Bill No. 547.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 5, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bills, Senators:

Redlin
 Ruemmele
 Bopp to act on House Bill No. 822.

Senators:
 Mutch
 Morgan
 Ecker to act on House Bill No. 840.

Senators:
 Dahlund
 Forkner
 Reichert to act on House Bill No. 913.

Senators:
 Nelson
 Dahlund
 Tuff to act on House Bill No. 728.

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 5 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the engrossed bill after the words "the sum of" delete the sum \$250,915.00 and in lieu thereof insert the sum \$290,915.00

Line 9a before the word "Matching" insert the figure "50%"

Add a new line 9b as follows: "Grants: North Dakota State University, Polymers and Coatings Department, College of Chemistry and Physics" and the sum \$40,000.00

Line 10, delete the sum \$250,915.00 and in lieu thereof insert the sum \$290,915.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 5 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 10 has had the same under consideration and recommends that the same be amended as follows:

In Line 3 of the engrossed bill after the words "the sum of" delete the sum \$12,500,000.00 and in lieu thereof insert the sum \$12,700,000.00

Line 17, delete the sum \$11,700,000.00 and in lieu thereof insert the sum \$11,200,000.00

Line 22, delete the sum \$13,200,000.00 and in lieu thereof the sum \$12,700,000.00.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed.

The Speaker announced that the amendments to Senate Bill No. 10 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 80 has had the same under consideration and recommends that the same do pass.

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 150 has had the same under consideration and recommends that the same be amended as follows:

In Line 131 of the bill, after the word "RESIDENCE", insert the following in caps: "OR PARENT OR GUARDIAN"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

The Speaker announced that the amendments to Senate Bill No. 150 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 298 has had the same under consideration and recommends that the same be amended as follows:

In line 15 of the engrossed bill, after the word "chapter" delete the following language: "prior to June 1, 1956"

Line 16, after the words "sum of" delete "eighty five" and insert in lieu thereof "sixty"; and after the period, delete the remainder of the line

Delete all of lines 17 through 21, inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

The Speaker announced that the amendments to Senate Bill No. 298 would be considered in the sixth order.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 363 has had the same under consideration and recommends that the same do pass.

REP. BURK, Chairman

Rep. Borstad moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 359 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the same be amended as follows:

The amendments as printed on pages 1065 and 1066 of the House Journal be amended as follows:

In line 170 delete the word "fifty" and insert in lieu thereof the word "thirty".

And the bill be further amended as follows:

In line 63 following the period delete the remaining language

Delete lines 64 and 65 and insert in lieu thereof the following words: "Electors at large totaling three percent of the population of North Dakota as determined by the latest federal decennial census may propose any measure by initiative petition. Electors at large totaling two percent of the population of North Dakota as determined by the latest federal decennial census may by petition exercise the power of referendum."

And when so amended recommends the same do pass.

REP. BURK, Chairman

Rep. Stockman moved that the report be adopted, which motion prevailed.

The Speaker announced that the amendments to Senate Concurrent Resolution "A" would be considered in the sixth order.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 300 has had the same under consideration and recommends that the same be amended as follows:

In line 18 insert the following language after the comma: "but it shall not include outside salesmen who are compensated on a commission basis."

In line 58 delete the semicolon and insert a comma in lieu thereof and add the following language: "provided, however, the hourly rate shall be not less than one dollar per hour for experienced employees as determined by such minimum wage orders;"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERTZ, Chairman

Rep. Loerch moved that the report be adopted, which motion prevailed.

The Speaker announced that the amendments to Senate Bill No. 300 would be considered in the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Bloom moved that the reading of the amendments to Senate Bill No. 53 be dispensed with, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 53, as recommended by the Committee on Education, page 1169 of the House Journal, be adopted, which motion prevailed.

ELEVENTH ORDER OF BUSINESS

Rep. Hauf moved that the House do concur in the Senate amendments to House Bill No. 503 on page 1175 of the House Journal, which motion prevailed.

Rep. Hauf moved that the rules be suspended and House Bill No. 503 be considered properly re-engrossed and placed on final passage, 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 had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1175 of the House Journal by the Senate, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma
Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meyer	Solberg
Bowles	Glaspay	Miller	Staven
Bowman	Gronhovd	Mueller	Stenhjem
Breum	Gudajtes	Myhre	Stockman
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Burk	Haugland	Olienyk	Tough
Christensen	Hertz	Olson	Tweten

Christopher	Hickle	Opedahl	Unruh
Coles	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Connolly	Johnson,	Powers, Cass	Wastvedt
Dahlen	Barnes	Reimers	Welder
Davis	Johnson, G. V.	Rieger	Wentz
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Winge
Duncan	Krenz	Ruddy	Mr. Speaker

Absent and not voting:

Backes	Hardmeyer	Meschke	Whittlesey
Elkin	Haugen	Montplaisir	Williamson
Erickson, Ward	Hilleboe	Stallman	

So the bill passed and the title was agreed to.

Rep. Burk moved that the House do concur in the Senate amendments to House Bill No. 654 on page 1175 of the House Journal, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 654 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 654. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections, and providing a penalty.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1175, by the Senate, the roll was called and there were: ayes, 98; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Fossum	Krenz	Rustan
Anderson	Frank	Kvasager	Sanstead
Belquist	Froeschle	Lang	Schaffer
Bergman	Ganser	Larsen	Schoenwald
Bier	Gengler	Larson	Shablow
Bilden	Gietzen	Leer	Shorma
Bloom	Giffey	Linderman	Skaar
Borstad	Glaspey	Loerch	Solberg
Boustead	Gronhovd	Lundene	Staven
Bowles	Gudajtes	Meyer	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Vogel
Coles	Hilleboe	Powers, Barnes	Wagner
Collette	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Dick	Johnson,	Rieger	Wentz
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Johnson, G.V.	Rosendahl	Williamson
Erickson,	Jungroth	Ruddy	Winge
Mountrail	Knudsen	Rundle	Mr. Speaker

Those voting in the negative were:

Connolly	Davis
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Absent and not voting:

Backes	Meschke	Montplaisir	Stallman
Elkin	Miller	Olson	Whittlesey
Erickson, Ward			

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Burk moved that Senate Bill No. 69 be indefinitely postponed, which motion was withdrawn.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 5, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 29.

The Senate indefinitely postponed Senate Bill No. 29.

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 538
House Bill No. 561
House Bill No. 572
House Bill No. 606
House Bill No. 616
House Bill No. 624
House Bill No. 625
House Bill No. 626
House Bill No. 682
House Bill No. 718
House Bill No. 719
House Bill No. 768
House Bill No. 783
House Bill No. 796
House Bill No. 869
House Bill No. 872

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

The House recessed for fifteen minutes, then reconvened.

The Speaker announced that the House would be on the eighth order of business.

EIGHTH ORDER OF BUSINESS

Rep. Shablow moved that Senate Bill No. 41 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "X-1". A concurrent resolution expressing appreciation to members of the National Guard participating in recent emergency snow removal and disaster operations.

Which had been read.

The question being on the final passage of the resolution, the question was called by the Speaker and the resolution was declared carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 358. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher

education backed by the full faith and credit of the state, providing for their payment, and appropriating the proceeds of such bonds for such purposes, and declaring an emergency.

Which had been read.

The question being on the final passage of the bill, Rep. Burk moved that Senate Bill No. 358 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 326. A Bill for an Act to create and establish the office of county supervisor of assessments, to prescribe the duties therefor and to provide for a tax levy; to provide for the appointment of township, village and city supervisor of assessments; to provide for equalization of property assessments; to amend and reenact sections 40-07-08, 40-14-04, 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-37, 57-03-01, 57-03-02, 57-13-04, 57-13-07, 57-13-08, 57-14-01, 57-14-02 and 57-14-05 of the North Dakota Century Code; to repeal sections 4-01-02, 4-01-03, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-21-04, 57-02-29, 57-02-32, 57-02-33, 57-02-34, 57-09-02, 57-09-04, 57-09-05, 57-09-06, 57-10-02, 57-10-03, 57-11-02, 57-11-03, 57-11-04, 57-11-05, 57-12-02, 57-12-04, 57-14-03, 57-31-01, 58-05-18, 61-20-05 and chapters 40-19 and 58-09 of the North Dakota Century Code and sections 11-10-02.2 and 57-12-06 of the 1963 Supplement to the North Dakota Century Code.

Which had been read.

The question being on the final passage of the bill, Rep. Wilkie moved that Senate Bill No. 326 be placed at the head of the calendar, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Haugland moved that House Resolution No. 8 be placed at the foot of the calendar, which motion prevailed.

House Resolution No. 8. A resolution requesting the Congress of the United States to appropriate two hundred and twenty thousand dollars to the North Dakota Kensal School District No. 19 for school taxes lost due to the federal game and fish reserve established in such school district.

Which had been read.

The question being on the final passage of the resolution, the question was called by the Speaker, and the resolution was declared adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of legislative sessions.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1040 of the House Journal, the roll was called and there were: ayes, 103; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Sanstead
Anderson	Fossum	Larsen	Schaffer
Belquist	Frank	Larson	Schoenwald
Bergman	Froeschle	Leer	Shablow
Bier	Ganser	Linderman	Shorma
Bilden	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Miller	Stallman
Boustead	Gronhovd	Montplaisir	Staven
Bowles	Gudajtes	Mueller	Stenhjem
Breum	Hardmeyer	Myhre	Stockman
Brown	Harrison	Obie	Strand

Bruner	Hauf	Olafson	Streibel
Burk	Haugen	Olienyk	Tough
Christensen	Haugland	Olson	Tweten
Christopher	Hertz	Opedahl	Unruh
Coles	Hickle	Poling	Vogel
Collette	Hilleboe	Powers, Barnes	Wagner
Connolly	Hoffner	Powers, Cass	Wastvedt
Dahlen	Ivesdal	Reimers	Welder
Dick	Johnson,	Rieger	Wentz
Dornacker	Barnes	Rivinius	Whittlesey
Duncan	Johnson, G.V.	Rosendahl	Wilkie
Elkin	Jungroth	Ruddy	Williamson
Erickson,	Knudsen	Rundle	Winge
Mountrail	Krenz	Rustan	Mr. Speaker
	Kvasager		

Those voting in the negative were:
Glaspey

Absent and not voting:

Backes	Davis	Meschke	Meyer
Bowman			

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 5, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 607 - 620 - 670 - 713

House Bill No. 831 - 870 - 883 - 903

Which the President has signed.

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Lundene moved that Senate Bill No. 107 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE RESOLUTION AND A SENATE BILL

Senate Concurrent Resolution "O". A concurrent resolution to amend and reenact section 74 of the Constitution of the state of North Dakota to provide for the election of the governor and lieutenant governor on a joint ballot.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, on page 1063 of the House Journal, the roll was called and there were: ayes, 68; nays, 35; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Froeschle	Larson	Sanstead
Anderson	Gengler	Leer	Schoenwald
Belquist	Gietzen	Linderman	Shablow
Bergman	Giffey	Lundene	Shorma
Bloom	Glaspey	Miller	Skaar
Borstad	Gronhovd	Montplaisir	Solberg
Bowles	Gudajtes	Myhre	Stallman
Bowman	Hardmeyer	Obie	Staven
Breum	Harrison	Olafson	Stenhjem
Bruner	Hauf	Olson	Stockman
Burk	Hertz	Opedahl	Strand
Christensen	Hilleboe	Poling	Vogel
Collette	Hoffner	Powers, Cass	Whittlesey
Dahlen	Ivesdal	Rieger	Wilkie
Erickson,	Jungroth	Rosendahl	Williamson

Mountrail	Krenz	Ruddy	Winge
Erickson, Ward	Kvasager	Rustan	Mr. Speaker
Frank			

Those voting in the negative were:

Bier	Duncan	Lang	Schaffer
Bilden	Elkin	Larsen	Streibel
Boustead	Fossum	Loerch	Tough
Brown	Ganser	Mueller	Tweten
Christopher	Hickle	Olienyk	Unruh
Coles	Johnson,	Powers, Barnes	Wagner
Connolly	Barnes	Reimers	Wastvedt
Dick	Johnson, G.V.	Rivinius	Welder
Dornacker	Knudsen	Rundle	Wentz
Absent and not voting:			
Backes	Haugen	Meschke	Meyer
Davis	Haugland		

So the resolution was declared adopted.

Senate Bill No. 174. A Bill for an Act to amend and reenact sections 15-40-18, 15-40-19, and 57-15-24 of the North Dakota Century Code, relating to the determination of amounts due from the state to the county equalization funds.

Which had been read.

The question being on the final passage of the bill, as amended, on page 1094 of the House Journal, Rep. Dornacker moved that Senate Bill No. 174 be placed at the foot of the calendar, which motion prevailed.

Speaker Link called Rep. Anderson to the Chair to preside.

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 607 - 620 - 670 - 713

House Bill No. 831 - 870 - 883 - 903

Were delivered to the Governor for his approval at the hour of 4.20 p.m. o'clock, March 5, 1965.

REP. SHABLOW, Chairman

SECOND READING OF A SENATE BILL AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 69. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 120 of the Senate Journal and 1098 of the House Journal, the roll was called and there were: ayes, 0; nays, 105; absent and not voting, 4.

Those voting in the negative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer
Belquist	Frank	Larsen	Schoenwald
Bergman	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman
Boustead	Glaspey	Miller	Staven

Bowles	Gronhovd	Montplaisir	Stenhjem
Bowman	Gudajtes	Mueller	Stockman
Breum	Hardmeyer	Myhre	Strand
Brown	Harrison	Obie	Streibel
Bruner	Hauf	Olafson	Tough
Burk	Haugen	Olienyk	Tweten
Christensen	Haugland	Olson	Unruh
Christopher	Hertz	Opedahl	Vogel
Coles	Hickle	Poling	Wagner
Collette	Hilleboe	Powers, Barnes	Wastvedt
Connolly	Hoffner	Powers, Cass	Welder
Dahlen	Ivesdal	Reimers	Wentz
Dick	Johnson,	Rieger	Whittlesey
Dornacker	Barnes	Rivinius	Wilkie
Duncan	Johnson, G. V.	Rosendahl	Williamson
Elkin	Jungroth	Ruddy	Winge
Erickson,	Knudsen	Rundle	Mr. Speaker
Mountrail	Krenz	Rustan	
Absent and not voting:			
Backes	Davis	Meschke	Meyer
So the bill lost.			

Rep. Burk moved that the vote by which Senate Bill No. 69 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "D". A concurrent resolution applying to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, relating to apportionment.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, page 1096 of the House Journal, the roll was called and there were: ayes, 52; nays, 55; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Dornacker	Krenz	Reimers
Anderson	Elkin	Lang	Rivinius
Bergman	Fossum	Larsen	Rundle
Bier	Frank	Leer	Shablow
Bilden	Ganser	Loerch	Streibel
Bloom	Gietzen	Miller	Tough
Bowman	Gronhovd	Mueller	Tweten
Bruner	Hickle	Myhre	Unruh
Burk	Ivesdal	Obie	Vogel
Christopher	Johnson,	Olafson	Welder
Coles	Barnes	Olienyk	Wentz
Connolly	Johnson, G. V.	Opedahl	Winge
Davis	Knudsen	Powers, Barnes	Mr. Speaker
Dick			

Those voting in the negative were:

Backes	Froeschle	Kvasager	Schoenwald
Belquist	Gengler	Larson	Shorma
Borstad	Giffey	Linderman	Skaar
Boustead	Glaspey	Lundene	Solberg
Bowles	Gudajtes	Meschke	Stallman
Breum	Hardmeyer	Montplaisir	Staven
Brown	Harrison	Olson	Stenhjem
Christensen	Hauf	Poling	Stockman
Collette	Haugen	Powers, Cass	Strand
Dahlen	Haugland	Rieger	Wagner
Duncan	Hertz	Rosendahl	Wastvedt
Erickson,	Hilleboe	Ruddy	Whittlesey
Mountrail	Hoffner	Rustan	Wilkie
Erickson, Ward	Jungroth	Sanstead	Williamson

Absent and not voting:
Meyer Schaffer

So the resolution was declared lost.

Rep. Meschke moved that the vote by which Senate Concurrent Resolution "D" was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

Speaker Link resumed the Chair to preside.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 5, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "AA" - "EE" - "FF"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 503 by a vote of: ayes, 98; nays, 2; absent and not voting, 9.

Also to House Bill No. 654, by a vote of:

Ayes, 98; nays, 0; absent and not voting, 11

DONNELL HAUGEN, Chief Clerk

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "AA". A concurrent resolution directing the submission of a report upon school accreditation standards to the legislative assembly.

Was read the first time and referred to the Committee on Education.

Senate Concurrent Resolution "EE". A concurrent resolution urging the Congress of the United States to pass enabling legislation authorizing individuals to withhold ten percent of their due federal income tax to be used in programs which the state determines needs additional money.

Was read the first time and referred to the Committee on Finance and Taxation.

Senate Concurrent Resolution "FF". A concurrent resolution commending Mr. and Mrs. Elmer Fraase, the North Dakota Association of Soil Conservation Districts, the Fargo Chamber of Commerce, the North Dakota Broadcasting Company, Inc., and other agencies and individuals for their efforts in conducting the 1964 Soil Conservation Field Days and National Plowing Contest.

Was read the first time and referred to the Committee on Agriculture.

Rep. Giffey moved that the House now stand at ease, subject to the Call of the Chair, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 6, 1965

The House reconvened at the Call of the Chair.

Speaker Link announced that the House would be on the eighth order of business.

Rep. Brown requested permission to have the following remarks printed in the House Journal, which permission was granted.

Rep. Brown:

"Mr. Speaker and Members of this assembly:

Some might think it strange that I rise to correct an erroneous press account of statements made by Walter Hjelle, Highway Commissioner, before our State and Federal Government Committee early this week. In all fairness to the Commissioner's integrity, I believe it only fair that I do so. The news article stated that Col. Barnhardt said that the Commissioner's statement regarding rental costs at Ft. Lincoln were misleading.

As a member of that committee I can in all honesty state that Commissioner Hjelle was quite specific in presenting the facts to our committee, as follows: "the over-all rental costs and incidental expenses, involving separated department operations from the Capitol Building and Highway Building on the Capitol grounds — amounted to about \$30,000 a year."

His specific mention of Ft. Lincoln was that the original rental cost was \$1500 a year, but that about a year ago the Department received notice from the Army that the rent was going to be raised to \$13,000 a year, but through the efforts of Senator Young and Emerson Murray the rental would remain at \$1500.

For the record, it is my feeling that Mr. Hjelle should not be charged with any misleading statements. I have the highest regard for the Commissioner's honesty and character."

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 538 - 561 - 572 - 606

House Bill No. 616 - 624 - 625 - 626

House Bill No. 682 - 718 - 719 - 768

House Bill No. 783 - 796 - 869 - 872

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 538 - 561 - 572 - 606

House Bill No. 616 - 624 - 625 - 626

House Bill No. 682 - 718 - 719 - 768

House Bill No. 783 - 796 - 869 - 872

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA

Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 6, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Yesterday I signed the following House Bills:

House Bill No. 630
House Bill No. 647
House Bill No. 649
House Bill No. 669
House Bill No. 745
House Bill No. 769
House Bill No. 889
House Bill No. 920

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

WLG:kh

EIGHTH ORDER OF BUSINESS

Rep. Gengler moved that the House reconsider the action by which Senate Bill No. 184 was declared lost, which motion was ruled out of order.

Rep. Gengler moved that the rules be suspended for the purpose of reconsidering a bill.

A roll call vote was requested by Rep. Gengler.

ROLL CALL

The question being on the motion of Rep. Gengler, the roll was called and there were: ayes, 75; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rustan
Anderson	Frank	Lang	Shorma
Backes	Froeschle	Larsen	Skaar
Belquist	Gengler	Larson	Solberg
Bergman	Gietzen	Leer	Stallman
Bloom	Giffey	Linderman	Staven
Borstad	Glaspey	Loerch	Stenhjem
Boustead	Gronhoyd	Lundene	Strand
Bowles	Gudajtes	Meyer	Streibel
Brown	Hardmeyer	Montplaisir	Unruh
Bruner	Harrison	Myhre	Vogel
Christopher	Hauf	Obie	Wagner
Coles	Hertz	Olienyk	Wastvedt
Collette	Hilleboe	Olson	Wentz
Dahlen	Hoffner	Opedahl	Whittlesey
Dick	Ivesdal	Powers, Cass	Wilkie
Dornacker	Jungroth	Rieger	Winge

Elkin	Knudsen	Rosendahl	Mr. Speaker
Erickson,	Krenz	Ruddy	
Mountrail			

Those voting in the negative were:

Bier	Ganser	Mueller	Schaffer
Bilden	Haugen	Olafson	Schoenwald
Bowman	Haugland	Poling	Shablow
Breum	Hickle	Powers, Barnes	Stockman
Burk	Johnson,	Reimers	Tough
Connolly	Barnes	Rivinius	Tweten
Davis	Johnson, G. V.	Rundle	Welder
Duncan	Meschke	Sanstead	Williamson
Fossum	Miller		

Absent and not voting:

Christensen

So the motion to suspend the rules carried.

Rep. Gengler moved that the House reconsider the action by which Senate Bill No. 184 was lost.

ROLL CALL

The question being on the motion of Rep. Gengler to reconsider Senate Bill No. 184, the roll was called and there were: ayes, 79; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Ruddy
Backes	Erickson, Ward	Kvasager	Rustan
Belquist	Frank	Lang	Shorma
Bergman	Froeschle	Larsen	Skaar
Bloom	Gengler	Leer	Solberg
Borstad	Gietzen	Linderman	Stallman
Boustead	Giffey	Loerch	Staven
Breum	Glaspey	Lundene	Stenhjem
Brown	Gronhovd	Meyer	Strand
Bruner	Gudajtes	Montplaisir	Streibel
Burk	Hardmeyer	Mueller	Unruh
Christensen	Harrison	Obie	Vogel
Christopher	Hauf	Olienyk	Wagner
Coles	Hertz	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Wentz
Dahlen	Hoffner	Powers, Barnes	Wilkie
Dick	Ivesdal	Powers, Cass	Williamson
Dornacker	Johnson,	Rieger	Winge
Elkin	Barnes	Rivinius	Mr. Speaker
	Jungroth		

Those voting in the negative were:

Bier	Ganser	Miller	Schoenwald
Bilden	Haugen	Olafson	Shablow
Bowles	Haugland	Poling	Stockman
Bowman	Hickle	Reimers	Tough
Connolly	Johnson, G. V.	Rundle	Tweten
Davis	Larson	Sanstead	Welder
Duncan	Meschke	Schaffer	Whittlesey
Fossum			

Absent and not voting:

Myhre

So the motion was declared carried.

Rep. Gengler moved that Senate Bill No. 184 be re-referred to Committee on Political Subdivisions, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6 - 15 - 18 - 22

Senate Bill No. 52 - 151 - 182 - 203

Senate Bill No. 217 - 221 - 250 - 295

Senate Bill No. 297 - 308 - 312 - 328 - 332

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 362 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Wilkie moved that the report be adopted.

Rep. Aamoth moved a substitute motion that Senate Bill No. 362 be placed on the calendar, which motion lost on a division vote.

The question was now on the motion of Rep. Wilkie that the report on 362 be adopted, and the motion carried.

EIGHTH ORDER OF BUSINESS

Rep. Winge moved that the Legislative Research Resolutions Committee be asked to return House Resolution No. 5 and be placed on the calendar, which motion prevailed.

Rep. Aamoth moved that House Resolution No. 5 be printed in the House Journal, and not in bill form, which motion prevailed.

HOUSE RESOLUTION No. 5

Introduced by Representatives Aamoth and Winge

A resolution recommending that the state highway department give full consideration to the use of a white stripe on the edge of pavement when necessary to reduce potential hazards.

1 WHEREAS, some states have found that the use of a white
1a stripe on the
2 edge of pavement, in some circumstances, reduces the potential
2a hazard to
3 motorists;

4 NOW, THEREFORE, BE IT RESOLVED BY THE
5 HOUSE OF REPRESENTATIVES OF THE STATE OF
6 NORTH DAKOTA:

7 That it is recommended that, associated with the normal
7a studies, designs,
8 and field procedures continuously practiced by the state high-
8a way department for
9 the safe movement of highway traffic, that full consideration
9a be given for the use
10 of a white stripe on the edge of pavement whenever deemed
10a to be necessary after
11 thorough engineering study by the state highway department
11a regarding amount of
12 traffic, existing pavement geometrics, and evaluation of the
12a degree of potential
13 hazard.

14 BE IT FURTHER RESOLVED that the clerk of the house of
15 representatives forward a copy of this resolution to the gover-
15a nor, the highway
16 commissioner and the safety director of the highway patrol.

JOURNAL OF THE HOUSE

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "X-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 69

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 44

Senate Concurrent Resolution "O"

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 538 - 561 - 572 - 606

House Bill No. 616 - 624 - 625 - 626

House Bill No. 682 - 718 - 719 - 768

House Bill No. 783 - 796 - 869 - 872

Which the President has signed.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 512 - 520 - 542 - 578

House Bill No. 634 - 664 - 684 - 699

House Bill No. 700 - 705 - 714 - 715

House Bill No. 716 - 777 - 779 - 813

House Bill No. 854 - 856 - 857 - 908

House Bill No. 918 - 927 - 940 - 943

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "DD"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 539 - 556 - 623 - 632

House Bill No. 832 - 888 - 900 - 925

Which the Senate has amended.

GERALD L. STAIR, Secretary

AMENDMENTS TO HOUSE BILL No. 539

In line 3 after the word "physician," insert the words "licensed chiropractor"

In line 8 after the word "shall" delete the word "immediately"

In line 13 after the word "take" insert "immediate and" and

Delete the words "as soon as practicable"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 556

In line 36 after the word "title" delete the words "chiropractic physician"

And renumber the lines accordingly.

AMENDMENT TO HOUSE BILL No. 623

In line 10 delete the word "five" and insert in lieu thereof the word "four"

AMENDMENT TO HOUSE BILL No. 632

Delete lines 4 through 9 inclusive and insert the following language:

"3. The department is hereby authorized to make special rules and regulations with reference to the operation of vessels or the prohibition thereof on any waters within the territorial limits of any subdivision of this state."

And renumber the lines accordingly.

AMENDMENT TO HOUSE BILL No. 832

In line 5 delete the triple parentheses and the word "more"

AMENDMENT TO HOUSE BILL No. 888

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to authorize the state historical society to locate pioneer buildings on the grounds of the Camp Hancock Museum.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. STATE HISTORICAL SOCIETY TO LOCATE PIONEER BUILDINGS.) The state historical society, with the approval of its board of directors, may locate or place pioneer buildings or structures on the grounds of the Camp Hancock Museum in the city of Bismarck. The maintenance, supervision, and promotion of such pioneer buildings shall be under the control and direction of the state historical society."

And renumber the lines accordingly.

AMENDMENT TO HOUSE BILL No. 900

In line 18 before the period insert the following: " , except that when a special examination of an association is requested by holders of ten percent or more of the subscribed shares the maximum fee shall not apply"

Renumber the lines accordingly.

AMENDMENT TO HOUSE BILL No. 925

In line 4 after the word "conditions" delete the words "or purposes", and after the word "mil" insert the words "upon majority vote of the people"

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution "AA" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BLOOM, Chairman

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 538 - 561 - 572 - 606

House Bill No. 616 - 624 - 625 - 626

House Bill No. 682 - 718 - 719 - 768

House Bill No. 783 - 796 - 869 - 872

Were delivered to the Governor for his approval at the hour of 10:30 o'clock March 5, 1965.

REP. SHABLOW, Chairman

Rep. Wastvedt moved that the House reconsider the action by which Senate Concurrent Resolution "D" was declared lost, which motion was declared lost on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution "EE" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BACKES, Chairman

Rep. Myhre moved that the report be adopted.

Rep. Fossum moved a substitute motion that Senate Concurrent Resolution "EE" be placed on the calendar, which motion lost on a voice vote.

The question was now on the original motion of Rep. Myhre, which motion carried.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the same be amended as follows:

In line 172 of the engrossed bill, delete the sum \$1,500,000.00 and in lieu thereof insert the sum \$2,500,000.00

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 1 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2 has had the same under consideration and recommends that the same be amended as follows:

In the engrossed bill, add a new line 23a as follows: "Potato Research and Storage Building" and the sum \$50,000.00

Line 24, delete the sum \$2,808,355.00 and in lieu thereof insert the sum \$2,858,355.00

Line 84, delete the sum \$4,364,165.00 and in lieu thereof insert the sum \$4,414,165.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 2 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 4 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the engrossed bill, after the words "the sum of" delete the sum \$485,000.00 and insert in lieu thereof the sum \$610,000.00

Line 9, delete the sum \$87,500.00 and insert in lieu thereof the sum \$102,500.00

Line 13, delete the sum \$25,000.00 and insert in lieu thereof the sum \$35,000.00

Line 15, delete the sum \$181,500.00 and insert in lieu thereof the sum \$206,500.00

Add a new line 20a as follows: "Federal Matching" and the sum \$100,000.00

Line 22, delete the sum \$303,500.00 and insert in lieu thereof the sum \$403,500.00

Line 23, delete the sum \$485,000.00 and insert in lieu thereof the sum \$610,000.00

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SOLBERG, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 4 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 71 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after ((one)), delete the word "two" and insert in lieu thereof the word "one"; and after the word "hundred" insert the word "fifty"

Line 25 after the word "hours" insert the following words: "during each calendar week"; and after the word "in" insert the word "academic"

And renumber the lines accordingly.

And when so amended recommends the same do pass and be re-referred to the Committee on Education.

REP. SOLBERG, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 71 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "FF" has had the same under consideration and recommends that the same do pass.

REP. WILKIE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 749

House Bill No. 829

House Bill No. 837

House Bill No. 922

House Concurrent Resolution "J"

House Concurrent Resolution "K"

House Concurrent Resolution "V"
House Concurrent Resolution "W"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the rules be suspended for the consideration of the sixth order, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to Senate Bill No. 5 as recommended by the Committee on Appropriations, page 1189 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 10 as recommended by the Committee on Appropriations, page 1189 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 150 as recommended by the Committee on Appropriations, page 1190 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 298 as recommended by the Committee on Appropriations, page 1190 of the House Journal, be adopted.

Rep. Sanstead moved a substitute motion that the amendments to Senate Bill No. 298 be not adopted, which motion lost on a division vote.

The question was now on the original motion of Rep. Solberg, which motion prevailed and Speaker Link announced that Senate Bill No. 298 would go on the calendar as amended by the Committee on Appropriations.

Rep. Burk moved that the amendments to Senate Concurrent Resolution "A" as recommended by the Committee on Judiciary, page 1190 of the House Journal, be adopted, which motion prevailed.

Rep. Hertz moved that the amendments to Senate Bill No. 300 as recommended by the Committee on Labor, page 1191 of the House Journal, be adopted, which motion prevailed.

Rep. Bloom moved that the rules be suspended and Senate Bill No. 71 be considered in the sixth order at this time, which motion prevailed.

Rep. Bloom moved that the amendments to Senate Bill No. 71 be adopted as recommended by the Committee on Appropriations, which motion prevailed.

Speaker Link announced that Senate Bill No. 71 would now be referred to the Committee on Education.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 507 has had the same under consideration and recommends:

The Senate recedes from its amendments on line 14 and 15 and the bill is further amended as follows:

In line 14 delete the figure "\$221,472.00" and insert in lieu thereof "\$200,000.00"

In line 15 delete the figure "\$34,200.00" and insert in lieu thereof "\$30,000.00"

In line 20 delete the figure "\$1,198,166.00" and insert in lieu thereof the figure "\$1,172,494.00"

For the Senate:

Senator Kautzmann
Senator Robinson
Senator Rolfsrud

For the House:
Rep. Poling
Rep. Gengler
Rep. Tough

Rep. Poling moved that the report be adopted, which motion prevailed.

Rep. Poling moved that the rules be suspended and House Bill No. 507 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 507. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the State Industrial School at Mandan, North Dakota.

Which had 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, 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Frank	Kvasager	Rundle
Anderson	Froeschle	Lang	Rustan
Belquist	Ganser	Larson	Sanstead
Bier	Gengler	Leer	Schaffer
Bloom	Gietzen	Linderman	Schoenwald
Borstad	Giffey	Loerch	Shablow
Boustead	Glaspay	Lundene	Shorma
Bowles	Gronhovd	Meyer	Skaar
Bowman	Gudajtes	Miller	Solberg
Breum	Hardmeyer	Montplaisir	Staven
Brown	Harrison	Mueller	Stockman
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christopher	Haugland	Olafson	Tweten
Coles	Hertz	Olienyk	Unruh
Collette	Hickle	Olson	Vogel
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Dick	Ivesdal	Powers, Barnes	Welder
Dornacker	Johnson,	Powers, Cass	Wentz
Duncan	Barnes	Reimers	Whittlesey
Elkin	Johnson, G. V.	Rieger	Wilkie
Erickson,	Jungroth	Rivinius	Williamson
Mountrail	Knudsen	Rosendahl	Winge
Erickson, Ward	Krenz	Ruddy	Mr. Speaker
Fossum			
Absent and not voting:			
Backes	Christensen	Meschke	Stenhjem
Bergman	Davis	Stallman	Strand
Bilden	Larsen		

So the bill passed and the title was agreed to.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 585 has had the same under consideration and recommends:

That the House do concur with the Senate amendments.

For the Senate:
Senator Longmire
Senator Torgerson
Senator Walz

For the House:

Rep. Skaar
Rep. Burk
Rep. Froeschle

Rep. Froeschle moved that the report be adopted, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 585 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 585. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-05-03, 16-05-04, 16-05-05, 16-13-15, 16-13-20, 16-13-36, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, county party committee organization meetings, state central committee meetings, precinct committeemen meetings, and party conventions, and declaring legislative intent.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 77; nays, 24; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rivinius
Anderson	Mountrail	Krenz	Rosendahl
Bergman	Erickson, Ward	Kvasager	Ruddy
Bier	Froeschle	Lang	Rundle
Bloom	Ganser	Larsen	Rustan
Borstad	Gengler	Linderman	Sanstead
Boustead	Giffey	Lundene	Schoenwald
Bowman	Glaspay	Meyer	Shablow
Breum	Gudajtes	Miller	Skaar
Brown	Hardmeyer	Montplaisir	Solberg
Bruner	Harrison	Mueller	Stallman
Burk	Hauf	Myhre	Staven
Christopher	Hertz	Obie	Stockman
Coles	Hilleboe	Olienyk	Tough
Collette	Hoffner	Opedahl	Vogel
Dahlen	Ivesdal	Poling	Wagner
Dick	Johnson,	Powers, Barnes	Wentz
Duncan	Barnes	Powers, Cass	Whittlesey
Elkin	Johnson, G. V.	Reimers	Williamson
	Jungroth	Rieger	Winge

Those voting in the negative were:

Belquist	Gietzen	Leer	Tweten
Bowles	Gronhovd	Olafson	Unruh
Cannolly	Haugen	Olson	Wastvedt
Dornacker	Haugland	Schaffer	Welder
Fossum	Hickle	Shorma	Wilkie
Frank	Larson	Streibel	Mr. Speaker

Absent and not voting:

Backes	Christensen	Loerch	Stenhjem
Bilden	Davis	Meschke	Strand

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 80. A Bill for an Act to amend and reenact section 15-34-24 of the 1963 Supplement to the North Dakota Century Code, relating to transportation payments to school districts.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 175 of the Senate Journal, the roll was called and there were: ayes, 96; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Froeschle	Lang	Ruddy
Anderson	Ganser	Larsen	Rundle
Belquist	Gengler	Larson	Rustan
Bergman	Gietzen	Leer	Sanstead
Bier	Giffey	Linderman	Schaffer
Bloom	Glaspey	Loerch	Schoenwald
Borstad	Gronhovd	Lundene	Shablow
Boustead	Gudajtes	Meyer	Shorma
Bowles	Hardmeyer	Miller	Skaar
Bowman	Harrison	Montplaisir	Solberg
Breum	Hauf	Mueller	Stallman
Bruner	Haugen	Myhre	Staven
Christopher	Haugland	Obie	Stockman
Coles	Hertz	Olafson	Streibel
Collette	Hickle	Olienyk	Tough
Connolly	Hilleboe	Olson	Unruh
Dahlen	Hoffner	Opedahl	Vogel
Dick	Ivesdal	Poling	Wastvedt
Dornacker	Johnson,	Powers, Barnes	Welder
Duncan	Barnes	Powers, Cass	Wentz
Elkin	Johnson, G.V.	Reimers	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Knudsen	Rivinius	Winge
Erickson, Ward	Krenz	Rosendahl	Mr. Speaker
Frank	Kvasager		

Those voting in the negative were:

Brown	Fossum	Tweten	Wagner
Burk			

Absent and not voting:

Backes	Christensen	Meschke	Strand
Bilden	Davis	Stenhjem	Whittlesey

So the bill passed and the title was agreed to.

Senate Bill No. 363. A Bill for an Act to amend and reenact Sections 39-01-08, 39-07-05 and 40-43-07 of the North Dakota Century Code relating to waiver of defense of immunity when motor vehicle liability insurance is carried.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 715 of the Senate Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Frank	Kvasager	Ruddy
Anderson	Froeschle	Lang	Rundle
Belquist	Ganser	Larsen	Rustan
Bergman	Gengler	Larson	Sanstead
Bier	Gietzen	Leer	Schaffer
Bloom	Giffey	Linderman	Schoenwald
Boustead	Glaspey	Loerch	Shablow
Bowles	Gronhovd	Lundene	Shorma
Bowman	Gudajtes	Meyer	Skaar
Breum	Hardmeyer	Miller	Solberg
Brown	Harrison	Montplaisir	Stallman
Bruner	Hauf	Mueller	Staven
Burk	Haugen	Myhre	Stockman
Christensen	Haugland	Obie	Streibel
Christopher	Hertz	Olafson	Tough

Coles	Hickle	Olienyk	Tweten
Collette	Hilleboe	Olson	Unruh
Connolly	Hoffner	Opedahl	Vogel
Dahlen	Ivesdal	Poling	Wagner
Dornacker	Johnson,	Powers, Barnes	Wastvedt
Elkin	Barnes	Powers, Cass	Welder
Erickson,	Johnson, G. V.	Reimers	Wentz
Mountrail	Jungroth	Rieger	Wilkie
Erickson, Ward	Knudsen	Rivinius	Winge
Fossum	Krenz	Rosendahl	Mr. Speaker
Absent and not voting:			
Backes	Davis	Meschke	Whittlesey
Bilden	Dick	Stenhjem	Williamson
Borstad	Duncan	Strand	

So the bill passed and the title was agreed to.

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 39-06-13 of the North Dakota Century Code, relating to the examination of driver's license applicants and providing for disposition and appropriation of examination fees.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 713 of the Senate Journal, the roll was called and there were: ayes, 23; nays, 76; absent and not voting, 10.

Those voting in the affirmative were:

Bowman	Elkin	Poling	Wagner
Breum	Gudajtes	Sanstead	Welder
Christensen	Hilleboe	Schaffer	Wentz
Coles	Lang	Schoenwald	Williamson
Collette	Lundene	Staven	Winge
Dahlen	Opedahl	Tweten	

Those voting in the negative were:

Aamoth	Froeschle	Knudsen	Rieger
Anderson	Ganser	Krenz	Rivinius
Belquist	Gengler	Kvasager	Rosendahl
Bergman	Gietzen	Larsen	Ruddy
Bier	Giffey	Larson	Rundle
Bloom	Glaspey	Leer	Rustan
Borstad	Gronhovd	Linderman	Shablow
Boustead	Hardmeyer	Loerch	Shorma
Bowles	Harrison	Meyer	Skaar
Brown	Hauf	Miller	Solberg
Bruner	Haugen	Montplaisir	Stallman
Burk	Haugland	Mueller	Stockman
Christopher	Hertz	Myhre	Streibel
Connolly	Hickle	Obie	Tough
Dornacker	Hoffner	Olafson	Unruh
Erickson,	Ivesdal	Olienyk	Vogel
Mountrail	Johnson,	Olson	Wastvedt
Erickson, Ward	Barnes	Powers, Barnes	Wilkie
Fossum	Johnson, G. V.	Powers, Cass	Mr. Speaker
Frank	Jungroth		

Absent and not voting:

Backes	Dick	Reimers	Strand
Bilden	Duncan	Stenhjem	Whittlesey
Davis	Meschke		

So the bill was declared lost.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House

has adopted the conference committee report on House Bill No. 507 and passed the bill by a vote of:

Ayes, 99; nays, 0; absent and not voting, 10.

Also on House Bill No. 585, vote:

Ayes, 77; nays, 24; absent and not voting, 8.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 53. A Bill for an Act to amend and re-enact sections 15-19-01, 15-19-02, 15-19-03, 15-19-04, 15-19-06, and 15-19-07 of the North Dakota Century Code, providing that the state high school correspondence program shall be known as the division of supervised correspondence study, relating to curriculum, administration, enrollment procedure, and budget preparation of the division of supervised correspondence study, and repealing section 15-19-05 of the North Dakota Century Code, relating to adult classes established under the correspondence school program.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1169 of the House Journal and page 115 of the Senate Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Lang	Rustan
Belquist	Froeschle	Larsen	Sanstead
Bergman	Ganser	Larson	Schaffer
Bier	Gengler	Leer	Schoenwald
Bloom	Gietzen	Linderman	Shablow
Borstad	Giffey	Loerch	Shorma
Boustead	Gronhovd	Lundene	Skaar
Bowles	Gudajtes	Meyer	Solberg
Bowman	Hardmeyer	Miller	Stallman
Breum	Harrison	Montplaisir	Staven
Brown	Hauf	Mueller	Stockman
Bruner	Haugen	Myhre	Streibel
Burk	Haugland	Obie	Tough
Christensen	Hertz	Olafson	Tweten
Christopher	Hickle	Olienyk	Unruh
Coles	Hilleboe	Olson	Vogel
Collette	Hoffner	Opedahl	Wagner
Connolly	Ivesdal	Poling	Wastvedt
Dahlen	Johnson,	Powers, Barnes	Welder
Dornacker	Barnes	Powers, Cass	Wentz
Elkin	Johnson, G. V.	Rieger	Wilkie
Erickson,	Jungroth	Rivinius	Williamson
Mountrail	Knudsen	Rosendahl	Winge
Erickson, Ward	Krenz	Ruddy	Mr. Speaker
Absent and not voting:			
Backes	Dick	Meschke	Strand
Bilden	Duncan	Reimers	Whittlesey
Davis	Gaspey	Stenhjem	

So the bill passed and the title was agreed to.

Senate Bill No. 42. A Bill for an Act to provide for the taxation of electric generating plants with a generating capacity of over one hundred thousand kilowatts, providing for reports by said companies, computation of taxes due and notice thereof, providing a due date for payment of taxes, providing for the enforcement of payment, the deposit and allocation of revenues received, duties of the state and county treasurers, promulgation of rules, appeals, and penalties, and to amend section 57-33-01 of the North Dakota Cen-

tury Code to exclude large cooperative electric generating companies from the provisions thereof.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 371 of the Senate Journal and page 1098 of the House Journal, the roll was called and there were: ayes, 74; nays, 26; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Gengler	Kvasager	Rivinius
Backes	Gietzen	Larson	Rosendahl
Belquist	Giffey	Leer	Ruddy
Bergman	Glaspay	Linderman	Rustan
Bier	Gronhovd	Loerch	Sanstead
Bloom	Gudajtes	Lundene	Schoenwald
Borstad	Hardmeyer	Meschke	Shablow
Bowles	Harrison	Meyer	Skaar
Breum	Hauf	Montplaisir	Solberg
Bruner	Haugen	Mueller	Stallman
Burk	Haugland	Myhre	Staven
Christensen	Hertz	Obie	Stockman
Christopher	Hilleboe	Olafson	Tough
Collette	Hoffner	Olienyk	Vogel
Dahlen	Ivesdal	Olson	Wentz
Erickson,	Johnson,	Opedahl	Wilkie
Mountrail	Barnes	Poling	Williamson
Erickson, Ward	Jungroth	Powers, Barnes	Winge
Frank	Krenz	Rieger	Mr. Speaker

Those voting in the negative were:

Aamoth	Elkin	Lang	Streibel
Boustead	Fossum	Larsen	Tweten
Brown	Froeschle	Miller	Unruh
Coles	Ganser	Reimers	Wagner
Connolly	Hickle	Schaffer	Wastvedt
Davis	Johnson, G. V.	Shorma	Welder
Dornacker	Knudsen		

Absent and not voting:

Bilden	Duncan	Rundle	Strand
Bowman	Powers, Cass	Stenhjem	Whittlesey
Dick			

So the bill passed and the title was agreed to.

Speaker Link called Rep. Hauf to the chair to preside.

* **Senate Bill No. 165.** A Bill for an Act to require residents and nonresidents to obtain a general game license before obtaining any license to hunt game birds or game animals, and to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses.

Which had been read.

Rep. Loerch requested that he be excused from voting on Senate Bill No. 165.

Rep. Winge moved that Rep. Loerch, and any others who had a personal interest in Senate Bill No. 165, be permitted to vote on the bill, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 437 of the Senate Journal and page 1101 of the House Journal, the roll was called and there were: ayes, 53; nays, 47; absent and not voting, 9.

Those voting in the affirmative were:

Backes	Erickson,	Leer	Schaffer
Belquist	Mountrail	Linderman	Schoenwald
Bergman	Erickson, Ward	Loerch	Skaar
Bloom	Froeschle	Lundene	Solberg
Borstad	Gengler	Meschke	Staven
Bowles	Glaspey	Obie	Tweten
Bowman	Gronhovd	Opedahl	Unruh
Breum	Gudajtes	Powers, Barnes	Vogel
Burk	Harrison	Reimers	Wastvedt
Christensen	Hoffner	Rieger	Wentz
Christopher	Johnson,	Rosendahl	Wilkie
Collette	Barnes	Ruddy	Williamson
Dahlen	Krenz	Rustan	Winge
Dornacker	Larsen	Sanstead	

Those voting in the negative were:

Aamoth	Ganser	Lang	Rivinius
Anderson	Gietzen	Larson	Rundle
Bier	Giffey	Meyer	Shablow
Boustead	Hardmeyer	Miller	Shorma
Brown	Hauf	Montplaisir	Stallman
Bruner	Haugen	Mueller	Stockman
Coles	Hickle	Myhre	Streibel
Connolly	Hilleboe	Olafson	Tough
Davis	Ivesdal	Olienyk	Wagner
Elkin	Johnson, G. V.	Olson	Welder
Fossum	Knudsen	Poling	Mr. Speaker
Frank	Kvasager	Powers, Cass	

Absent and not voting:

Bilden	Haugland	Jungroth	Strand
Dick	Hertz	Stenhjem	Whittlesey
Duncan			

So the bill was declared lost.

Rep. Johnson of Slope moved that the vote by which Senate Bill No. 165 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

Speaker Link returned to the Chair to preside.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 698 has had the same under consideration and recommends that since we failed to agree a new Conference Committee be appointed.

For the Senate:

Senator Holand
 Senator Becker
 Senator Mahoney

For the House:

Rep. Backes
 Rep. Meschke
 Rep. Davis

Rep. Backes moved that the report be adopted, which motion prevailed.

Speaker Link appointed as such new Conference Committee to meet with a like committee from the Senate, Representatives:

Backes
 Meschke
 Davis

SECOND READING OF A SENATE BILL

Senate Bill No. 12. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Which had been read.

• ROLL CALL

The question being on the final passage of the bill, as amended, page 1102 of the House Journal, the roll was called and there were: ayes, 93; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Aamoth	Ganser	Larson	Ruddy
Anderson	Gengler	Leer	Rundle
Belquist	Gietzen	Linderman	Rustan
Bergman	Giffey	Loerch	Sanstead
Bier	Glaspey	Lundene	Schoenwald
Bloom	Gronhovd	Meschke	Shablow
Boustead	Gudajtes	Meyer	Shorma
Bowles	Hardmeyer	Miller	Skaar
Bowman	Harrison	Montplaisir	Solberg
Breum	Hauf	Mueller	Stallman
Bruner	Haugen	Myhre	Staven
Burk	Haugland	Obie	Streibel
Christensen	Hertz	Olafson	Tough
Christopher	Hickle	Olienyk	Tweten
Collette	Hilleboe	Olson	Unruh
Connolly	Hoffner	Opedahl	Vogel
Dahlen	Ivesdal	Poling	Wagner
Davis	Johnson,	Powers, Barnes	Wastvedt
Dornacker	Barnes	Powers, Cass	Wentz
Elkin	Johnson, G. V.	Reimers	Wilkie
Erickson, Ward	Krenz	Rieger	Williamson
Fossum	Kvasager	Rivinius	Winge
Frank	Lang	Rosendahl	Mr. Speaker
Froeschle	Larsen		

Absent and not voting:

Backes	Dick	Jungroth	Stockman
Bilden	Duncan	Knudsen	Strand
Borstad	Erickson,	Schaffer	Welder
Brown	Mountrail	Stenhjem	Whittlesey
Coles			

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 169 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Robinson
Roen
Rolfsrud

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed a new conference committee to act with a like committee from the House, on House Bill No. 698, Senators:

Torgerson
Chesrown
Thompson

GERALD L. STAIR, Secretary

Rep. Dornacker moved that Senate Bill No. 24 be moved to the foot of the calendar, which motion lost.

SECOND READING OF A SENATE BILL

Senate Bill No. 24. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 262 and 271 of the Senate Journal, and page 1102 of the House Journal, the roll was called and there were: ayes, 94; nays, 8; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Frank	Krenz	Rosendahl
Anderson	Froeschle	Kvasager	Ruddy
Belquist	Ganser	Lang	Rundle
Bier	Gengler	Larsen	Rustan
Bloom	Gietzen	Larson	Sanstead
Borstad	Giffey	Leer	Schaffer
Boustead	Glaspey	Linderman	Schoenwald
Bowles	Gronhovd	Loerch	Shablow
Bowman	Gudajtes	Lundene	Shorma
Breum	Hardmeyer	Meschke	Stallman
Brown	Harrison	Meyer	Staven
Bruner	Hauf	Miller	Stockman
Christensen	Haugen	Mueller	Streibel
Christopher	Haugland	Obie	Tough
Coles	Hertz	Olafson	Tweten
Collette	Hickle	Olienyk	Unruh
Connolly	Hilleboe	Olson	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Davis	Ivesdal	Poling	Wastvedt
Dornacker	Johnson,	Powers, Barnes	Welder
Erickson,	Barnes	Powers, Cass	Wentz
Mountrail	Johnson, G. V.	Reimers	Wilkie
Erickson, Ward	Jungroth	Rieger	Williamson
Fossum	Knudsen	Rivinius	Winge

Those voting in the negative were:

Bergman	Elkin	Myhre	Solberg
Burk	Montplaisir	Skaar	Mr. Speaker
Absent and not voting:			
Backes	Dick	Stenhjem	Whittlesey
Bilden	Duncan	Strand	

So the bill passed and the title was agreed to.

Speaker Link announced as a Conference Committee on Senate Bill No. 169, Representatives:

Winge
Rosendahl
Rundle

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "DD". A concurrent resolution authorizing and directing the legislative research committee to study the feasibility of establishing a printing shop at the state penitentiary to print state materials for the purpose of enabling the inmates of such institution to learn a worthwhile occupation.

Was read the first time.

Rep. Hauf moved that Senate Concurrent Resolution "DD" be placed on the calendar, which motion prevailed.

Rep. Giffey moved that the House stand at ease to the Call of the Chair, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The House reconvened at the Call of the Chair, pursuant to recess taken.

Speaker Link announced that the House would be on the fifth order of business.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration House Bill No. 948 to wit:

A BILL

For an Act to amend and reenact House Bill No. 786 and adding Section 2 authorizing the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE BILL

The Delayed Bill Committee introduced:

House Bill No. 948. A Bill for an act to amend and reenact House Bill 786 and adding Section 2 authorizing the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

Was read the first time.

Rep. Giffey moved that House Bill No. 948 be printed in the Journal and not as a bill, which motion prevailed.

HOUSE BILL NO. 948

Introduced by the Delayed Bills Committee

A BILL

For an Act to amend and reenact House Bill 786 and adding Section 2 authorizing the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 2.) As a condition of this conveyance the state shall
- 2 not be subject to nor responsible for any special assessments
- 3 hereinafter levied for the construction of a roadway upon the
- 4 conveyed premises, the surfacing thereof, nor the construction of
- 5 curb and gutter along said roadway.

Rep. Giffey moved that the rules be suspended and House Bill No. 948 be placed on the calendar at this time, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 948. A Bill for an act to amend and reenact House Bill 786 and adding Section 2 authorizing the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as printed in the House Journal, the roll was called and there were: ayes, 80; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Aamoth	Gengler	Linderman	Schaffer
Anderson	Gietzen	Loerch	Schoenwald
Belquist	Giffey	Lundene	Shablow
Bergman	Glaspey	Miller	Shorma
Bier	Gronhovd	Montplaisir	Skaar
Bloom	Gudajtes	Mueller	Solberg
Boustead	Hardmeyer	Myhre	Stenhjem
Bowles	Harrison	Obie	Strand
Bowman	Hauf	Olafson	Streibel
Brown	Haugland	Olson	Tough
Bruner	Hertz	Opedahl	Unruh
Burk	Hoffner	Poling	Vogel
Collette	Ivesdal	Powers, Barnes	Wagner
Connolly	Johnson,	Powers, Cass	Wastvedt
Dick	Barnes	Reimers	Welder
Dornacker	Knudsen	Rivinius	Wentz
Duncan	Krenz	Rosendahl	Wilkie
Erickson, Ward	Larsen	Rundle	Williamson
Fossum	Larson	Rustan	Winge
Frank	Leer	Sanstead	Mr. Speaker
Froeschle			

Absent and not voting:

Backes	Davis	Johnson, G. V.	Rieger
Bilden	Elkin	Jungroth	Ruddy
Borstad	Erickson,	Kvasager	Stallman
Breum	Mountrail	Lang	Staven
Christensen	Ganser	Meschke	Stockman
Christopher	Haugen	Meyer	Twetten
Coles	Hickle	Olienyk	Whittlesey
Dahlen	Hilleboe		

So the bill passed and the title was agreed to.

Rep. Brown rose to a point of privilege as follows:

Rep. Brown:

"I have had many personal approaches, telephone calls and a few letters in regard to my nay vote on Senate Bill 80.

It is not my desire to impose upon the valuable time of this assembly, however, I do have a prepared statement which I would ask to have printed in the Journal and become a part of the permanent record.

First, I would like it clearly understood, I am not opposed to transporting children to school, however, I am opposed to discrimination.

All of us pay taxes to provide for this transportation, but there are many of our children who are denied this transportation.

Much has been said in this session about discrimination, equality and all citizens should be treated the same — but has this been exercised in our voting conscience? The time is at hand, when all Americans should be considered and treated as free Americans. When taxes are imposed on all, then all should benefit from that imposition.

I pray to God, that I shall live to see the day that the North Dakota Legislature will remove the restriction on school bus transportation because a citizen exercises the freedom of choice and will."

SECOND READING OF SENATE BILLS
AND RESOLUTIONS

Senate Bill No. 358. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher education backed by the full faith and credit of the state, providing for their payment, and appropriating the proceeds of such bonds for such purposes, and declaring an emergency.

Which had been read.

The question being on the final passage of the bill, Rep. Anderson moved that Senate Bill No. 358 be moved to the foot of the calendar, which motion prevailed.

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 374 and 460 of the Senate Journal, and page 1163 of the House Journal, the roll was called and there were: ayes, 67; nays, 15; absent and not voting, 27.

Those voting in the affirmative were:

Aamoth	Gietzen	Larson	Rosendahl
Anderson	Giffey	Leer	Rustan
Belquist	Glaspey	Linderman	Sanstead
Bergman	Gronhovd	Loerch	Shablow
Bloom	Gudajtes	Lundene	Shorma
Boustead	Hardmeyer	Montplaisir	Skaar
Brown	Harrison	Myhre	Solberg
Bruner	Hauf	Obie	Stenhjem
Burk	Haugland	Olafson	Strand
Christensen	Hertz	Olienyk	Unruh
Collette	Hoffner	Olson	Vogel
Dick	Ivesdal	Opedahl	Wagner
Dornacker	Johnson,	Poling	Wastvedt
Elkin	Barnes	Powers, Barnes	Wilkie
Erickson, Ward	Knudsen	Powers, Cass	Williamson
Froeschle	Krenz	Reimers	Winge
Gengler	Larsen	Rivinius	Mr. Speaker

Those voting in the negative were:

Bier	Duncan	Mueller	Tough
Bowles	Fossum	Rundle	Welder
Bowman	Frank	Schaffer	Wentz
Connolly	Miller	Streibel	

Absent and not voting:

Backes	Davis	Johnson, G. V.	Ruddy
Bilden	Erickson,	Jungroth	Schoenwald
Borstad	Mountrail	Kvasager	Stallman
Breum	Ganser	Lang	Staven
Christopher	Haugen	Meschke	Stockman
Coles	Hickle	Meyer	Tweten
Dahlen	Hilleboe	Rieger	Whittlesey

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "B". A concurrent resolution directing the legislative research committee to continue its study of eliminating personal property taxes and, also, to study the possibility of gradually reducing the valuation of personal property and replacing any revenue lost with other modes of taxation.

Which had been read.

The question being on the final passage of the resolution, Rep. Hauf moved that Senate Concurrent Resolution "B" be laid on the table, which motion prevailed.

Senate Concurrent Resolution "Q". A concurrent resolution directing the legislative research committee to carry out a comprehensive study of highway safety problems.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker, and declared carried, so Senate Concurrent Resolution "Q" was declared adopted.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 9. A resolution directing the board of administration to make minor alterations in alcoves adjacent to doors to the House Balcony to provide legislative offices.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as printed on page 1141 of the House Journal, the roll was called and there were: ayes, 82; nays, 0; absent and not voting, 27.

Those voting in the affirmative were:

Aamoth	Fossum	Linderman	Sanstead
Anderson	Frank	Loerch	Schaffer
Belquist	Froeschle	Lundene	Shallow
Bergman	Gengler	Miller	Shorma
Bier	Gietzen	Montplaisir	Skaar
Bloom	Giffey	Mueller	Solberg
Boustead	Glaspey	Mahre	Stenhjem
Bowles	Gronhovd	Obie	Strand
Bowman	Gudajtes	Olafson	Streibel
Brown	Hardmeyer	Olienyk	Tough
Bruner	Harrison	Olson	Unruh
Burk	Hauf	Opedahl	Vogel
Christensen	Haugland	Poling	Wagner
Coles	Hertz	Powers, Barnes	Wastvedt
Collette	Hoffner	Powers, Cass	Welder
Connolly	Ivesdal	Reimers	Wentz
Dick	Knudsen	Rivinius	Wilkie
Dornacker	Krenz	Rosendahl	Williamson
Duncan	Larsen	Rundle	Winge
Elkin	Larson	Rustan	Mr. Speaker
Erickson, Ward	Leer		

Absent and not voting:

Backes	Erickson,	Johnson, G. V.	Ruddy
Bilden	Mountrail	Jungroth	Schoenwald
Borstad	Ganser	Kvasager	Stallman
Breum	Haugen	Lang	Staven
Christopher	Hickle	Meschke	Stockman
Dahlen	Hilleboe	Meyer	Twetten
Davis	Johnson,	Rieger	Whittlesey
	Barnes		

So the resolution was declared adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 349. A Bill for an Act making an appropriation to the board of higher education for the purpose of matching federal funds in the construction and equipping of building at state institutions of higher education and providing an effective date.

Which had been read.

The question being on the final passage of the bill, Rep. Anderson moved that Senate Bill No. 349 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "S". A concurrent resolution directing the legislative research committee to study the election laws of North Dakota.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried so House Concurrent "S" was adopted.

House Concurrent Resolution "D-1". A concurrent resolution directing the legislative research committee to study and review laws pertaining to the care and treatment of the mentally retarded and to consider the enactment of a new code of laws embodying modern methods of care and treatment.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried so House Concurrent Resolution "D-1" was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 341. A Bill for an Act to amend and reenact section 39-10-46 of the North Dakota Century Code and subsection 2 of section 39-21-27 of the 1963 Supplement to the North Dakota Century Code, relating to overtaking and passing school buses and special lighting and warning equipment on school buses.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 413 of the Senate Journal and 969 of the House Journal, the roll was called and there were: ayes, 52; nays, 31; absent and not voting, 26.

Those voting in the affirmative were:

Aamoth	Gengler	Loerch	Schaffer
Anderson	Glaspey	Lundene	Schoenwald
Bergman	Gudajtes	Miller	Shorma
Bier	Harrison	Montplaisir	Skaar
Bilden	Haugen	Myhre	Streibel
Bloom	Hoffner	Olienyk	Tough
Boustead	Johnson,	Opedahl	Unruh
Bowman	Barnes	Poling	Wagner
Bruner	Knudsen	Powers, Barnes	Wastvedt
Coles	Krenz	Reimers	Welder
Dornacker	Larsen	Rivinius	Wentz
Duncan	Larson	Rosendahl	Winge
Erickson, Ward	Linderman	Rustan	Mr. Speaker
Froeschle			

Those voting in the negative were:

Belquist	Gietzen	Ivesdal	Sanstead
Bowles	Giffey	Leer	Shablow
Burk	Gronhovd	Mueller	Solberg
Cannolly	Hardmeyer	Obie	Stenhjem
Dick	Hauf	Olafson	Strand
Elkin	Haugland	Olson	Vogel
Fossum	Hertz	Powers, Cass	Wilkie
Frank	Hickle	Rundle	
Absent and not voting:			
Backes	Dahlen	Jungroth	Stallman
Borstad	Davis	Kvasager	Staven
Breum	Erickson,	Lang	Stockman
Brown	Mountrail	Meschke	Tweten
Christensen	Ganser	Meyer	Whittlesey

Christopher Hilleboe Rieger Williamson
Collette Johnson, G.V. Ruddy

So the bill was declared lost for lack of a constitutional majority.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 359 - 362

Senate Concurrent Resolution "AA" - "EE" - "D"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 12 - 24 - 42 - 53

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has appointed as a conference committee to act with a like committee from the Senate, Representatives:

On House Bill No. 698:

Backes
Meschke
Davis

And on Senate Bill No. 169, Representatives:

Winge
Rosendahl
Rundle

DONNELL HAUGEN, Chief Clerk

MESSAGE FROM THE GOVERNOR

February 24, 1965

Members of the House of Representatives
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following House Bills:

House Bill No. 514	House Bill No. 629
House Bill No. 519	House Bill No. 722
House Bill No. 524	House Bill No. 739
House Bill No. 527	House Bill No. 786
House Bill No. 528	House Bill No. 821
House Bill No. 545	House Bill No. 860
House Bill No. 601	

These bills have been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

WLG:kh

SECOND READING OF SENATE BILLS

Senate Bill No. 322. A Bill for an Act to amend and reenact section 57-37-21 of the North Dakota Century Code, relating to the basis of appraisals for estate tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 79; nays, 6; absent and not voting, 24.

Those voting in the affirmative were:

Aamoth	Gengler	Leer	Schaffer
Anderson	Gietzen	Linderman	Schoenwald
Belquist	Giffey	Loerch	Shablow
Bergman	Glaspey	Lundene	Shorma
Bier	Gronhovd	Miller	Skaar
Bilden	Gudajtes	Montplaisir	Solberg
Bloom	Hardmeyer	Mueller	Stenhjem
Boustead	Harrison	Obie	Strand
Bowman	Hauf	Olafson	Streibel
Bruner	Haugen	Olienyk	Tough
Burk	Haugland	Olson	Unruh
Coles	Hertz	Opedahl	Vogel
Dick	Hoffner	Poling	Wagner
Dornacker	Ivesdal	Powers, Barnes	Wastvedt
Duncan	Johnson,	Powers, Cass	Welder
Elkin	Barnes	Reimers	Wentz
Erickson, Ward	Knudsen	Rivinius	Wilkie
Fossum	Krenz	Rosendahl	Williamson
Frank	Larsen	Rustan	Winge
Froeschle	Larson	Sanstead	Mr. Speaker

Those voting in the negative were:

Bowles	Connolly	Myhre	Rundle
Brown	Hickle		

Absent and not voting:

Backes	Davis	Jungroth	Ruddy
Borstad	Erickson,	Kvasager	Stallman
Breum	Mountrail	Lang	Staven
Christensen	Ganser	Meschke	Stockman
Christopher	Hilleboe	Meyer	Tweten
Collette	Johnson, G.V.	Rieger	Whittlesey
Dahlen			

So the bill passed and the title was agreed to.

Senate Bill No. 326. A Bill for an Act to create and establish the office of county supervisor of assessments, to prescribe the duties therefor and to provide for a tax levy; to provide for the appointment of township, village and city supervisor of assessments; to provide for equalization of property assessments; to amend and reenact sections 40-07-08, 40-14-04, 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-37, 57-03-01, 57-03-02, 57-13-04, 57-13-07, 57-13-08, 57-14-01, 57-14-02 and 57-14-05 of the North Dakota Century Code; to repeal sections 4-01-02, 4-01-03, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-21-04, 57-02-29, 57-02-32, 57-02-33, 57-02-34, 57-09-02, 57-09-04, 57-09-05, 57-09-06, 57-10-02, 57-10-03, 57-11-02, 57-11-03, 57-11-04, 57-11-05, 57-12-02, 57-12-04, 57-14-03, 57-14-03, 57-31-01, 58-05-18, 61-20-05 and chapters 40-19 and 58-09 of the North Dakota Century Code and sections 11-10-02.2 and 57-12-06 of the 1963 Supplement to the North Dakota Century Code.

Which had been read.

The question being on the final passage of the bill, Rep. Giffey moved that Senate Bills Nos. 326, 107, and 174 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 5. A resolution recommending that the state highway department give full consideration to the use of a white stripe on the edge of pavement when necessary to reduce potential hazards.

Which had been read. °

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried and House Resolution No. 5 was declared adopted.

SECOND READING OF A SENATE RESOLUTION

Senate Concurrent Resolution "FF". A concurrent resolution commending Mr. and Mrs. Elmer Fraase, the North Dakota Association of Soil Conservation Districts, the Fargo Chamber of Commerce, the North Dakota Broadcasting Company, Inc., and other agencies and individuals for their efforts in conducting the 1964 Soil Conservation Field Days and National Plowing Contest.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried and the resolution was declared adopted.

EIGHTH ORDER OF BUSINESS

Rep. Anderson moved that Senate Bills No. 5, 10, and 150 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE RESOLUTION AND SENATE BILLS

Senate Bill No. 298. A Bill for an Act to amend and reenact section 15-39-28.1 of the 1963 Supplement to the North Dakota Century Code, establishing a minimum retirement annuity for certain members of the teachers' insurance and retirement fund.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 376 of the Senate Journal and 1190 of the House Journal, the roll was called and there were: ayes, 88; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Erickson,	Johnson, G. V.	Rundle
Anderson	Mountrail	Jungroth	Rustan
Belquist	Erickson, Ward	Knudsen	Sanstead
Bergman	Fossum	Krenz	Schoenwald
Bier	Frank	Lang	Shablow
Bilden	Froeschle	Larsen	Shorma
Bloom	Gengler	Larson	Skaar
Borstad	Gietzen	Loerch	Solberg
Boustead	Giffey	Lundene	Stallman
Bowles	Glaspey	Miller	Staven
Bowman	Gronhovd	Montplaisir	Stenhjem
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Burk	Harrison	Obie	Unruh
Christensen	Hauf	Olafson	Vogel
Coles	Haugen	Olienyk	Wagner
Collette	Haugland	Olson	Wastvedt
Dahlen	Hertz	Opedahl	Wentz
Dick	Hickle	Poling	Wilkie
Dornacker	Hoffner	Powers, Barnes	Williamson
Duncan	Ivesdal	Powers, Cass	Winge
Elkin	Johnson,	Rivinius	Mr. Speaker
	Barnes	Rosendahl	

Those voting in the negative were:

Bruner	Leer	Reimers	Tough
Connolly	Linderman	Rieger	Welder
Ganser	Meyer	Schaffer	
Absent and not voting:			
Backes	Hilleboe	Ruddy	Twetten

Christopher Davis	Kvasager Meschke	Stockman	Whittlesey
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So the bill passed and the title was agreed to.

Senate Concurrent Resolution "A". A concurrent resolution for amendment of sections 2, 7, 9, and 10 relating to the declaration of rights and to repeal sections 8, 21, and 24 relating to the declaration of rights; to provide that the legislature may prescribe the form and numbering of the Constitution and to amend and reenact sections 25, 26, 29, 37, 42, 48, 51, 53, 55, 56, 58, 62, 64, 65, 66, 67, 68, 148, 155, 167, 174 and 188 relating to the organization, procedure, operation, and authority of the legislature and to repeal sections 27, 28, 30, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, 44, 45, 46, 47, 49, 52, 54, 57, 59, 60, 61, 63, 69, 70, 77, 139, 163, 165, 175, 177, 180, 181, 189, 190, 191, 192, 193, and Article 14 of the Amendments relating to the organization, procedure, operation, and authority of the legislature; and to amend and reenact sections 71, 72, 73, 75, and 80 relating to constitutionally created elected offices, elections, and general powers and duties placed within the executive branch of government and to repeal Article 51 of the Amendments relating to appointments; to provide for two-thirds of the supreme court members to declare a law unconstitutional, judicial districts, judicial council, removal of supreme court and district court judges and to amend and reenact sections 85, 94, and 100 relating to the powers of the judiciary, and to repeal sections 88, 89, 92, 93, 95, 96, 97, 98, 102, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, and 120 relating to procedures of state courts; all such sections amended and repealed being a part of the Constitution of the state of North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended, page 227 of the Senate Journal and 1065 and 1190 of the House Journal, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Erickson,	Jungroth	Rundle
Anderson	Mountrail	Knudsen	Rustan
Belquist	Erickson, Ward	Krenz	Sanstead
Bergman	Fossum	Lang	Schaffer
Bier	Frank	Larsen	Shablow
Bilden	Froeschle	Larson	Shorma
Bloom	Ganser	Leer	Skaar
Borstad	Gengler	Linderman	Solberg
Boustead	Gietzen	Loerch	Stallman
Bowles	Giffey	Lundene	Staven
Bowman	Glaspey	Meyer	Stenhjem
Breum	Gronhovd	Miller	Stockman
Brown	Hardmeyer	Myhre	Strand
Bruner	Harrison	Obie	Streibel
Burk	Hauf	Olafson	Tough
Christopher	Haugen	Olienyk	Unruh
Coles	Haugland	Olson	Vogel
Collette	Hertz	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hilleboe	Powers, Barnes	Welder
Dick	Hoffner	Powers, Cass	Wentz
Dornacker	Ivesdal	Reimers	Wilkie
Duncan	Johnson,	Rieger	Williamson
Elkin	Barnes	Rivinius	Winge
	Johnson, G.V.	Rosendahl	Mr. Speaker

Absent and not voting:

Backes	Gudajtes	Montplaisir	Schoenwald
Christensen	Kvasager	Mueller	Tweten
Davis	Meschke	Ruddy	Whittlesey

So the resolution was declared adopted.

Senate Bill No. 300. A Bill for an Act to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-15, and 34-06-16 of the North Dakota Century Code, providing minimum wages for all employees, under regulations affecting minimum wages; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical or mental condition, or experience and training; and making an appropriation therefor.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1190 of the House Journal, the roll was called and there were: ayes, 79; nays, 22; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Ganser	Larson	Sanstead
Belquist	Gengler	Leer	Schoenwald
Bergman	Gietzen	Linderman	Shablow
Bier	Giffey	Loerch	Skaar
Bloom	Glaspey	Lundene	Solberg
Borstad	Gronhovd	Meyer	Stallman
Breum	Gudajtes	Montplaisir	Staven
Bruner	Hardmeyer	Mueller	Stenhjem
Burk	Harrison	Myhre	Stockman
Christensen	Hauf	Obie	Strand
Christopher	Haugen	Olafson	Streibel
Coles	Haugland	Olson	Tough
Collette	Hertz	Opedahl	Tweten
Dahlen	Hoffner	Poling	Unruh
Elkin	Ivesdal	Powers, Cass	Vogel
Erickson,	Jungroth	Reimers	Wentz
Mountrail	Krenz	Rieger	Wilkie
Erickson, Ward	Kvasager	Rosendahl	Williamson
Fossum	Lang	Rundle	Winge
Frank	Larsen	Rustan	Mr. Speaker

Those voting in the negative were:

Aamoth	Connolly	Johnson,	Powers, Barnes
Bilden	Dick	Barnes	Rivinius
Boustead	Dornacker	Johnson, G. V.	Schaffer
Bowles	Duncan	Knudsen	Wagner
Bowman	Froeschle	Miller	Wastvedt
Brown	Hickle	Olienyk	Welder

Absent and not voting:

Backes	Hilleboe	Ruddy	Whittlesey
Davis	Meschke	Shorma	

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved the rules be suspended and all bills in the sixth order be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE RESOLUTION

Senate Concurrent Resolution "DD". A concurrent resolution authorizing and directing the legislative research committee to study the feasibility of establishing a printing shop at the state penitentiary to print state materials for the purpose of enabling the inmates of such institution to learn a worthwhile occupation.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried and the resolution was declared adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
Senate Bill No. 6 - 15 - 18 - 22

Senate Bill No. 52 - 151 - 182 - 203
 Senate Bill No. 217 - 221 - 250 - 295
 Senate Bill No. 297 - 308 - 312 - 328 - 332
 House Bill No. 749 - 829 - 837 - 922
 House Concurrent Resolution "J" - "K" - "U" - "W"

And the Speaker signed the same in the presence of the House.

MESSAGES FROM THE GOVERNOR
 STATE OF NORTH DAKOTA
 Executive Office
 Bismarck

(SEAL)

William L. Guy
 Governor

March 8, 1965

Members of the House
 Thirty-Ninth Legislative Assembly
 House Chambers
 Bismarck, North Dakota

Greetings:

As of March 6, 1965, I signed the following House Bills:

House Bill No. 535	House Bill No. 692
House Bill No. 553	House Bill No. 720
House Bill No. 614	House Bill No. 828
House Bill No. 636	House Bill No. 862
House Bill No. 676	House Bill No. 921

These bills have now been filed with the Secretary of State.

Sincerely,
 William L. Guy
 Governor

STATE OF NORTH DAKOTA
 Executive Office
 Bismarck

(SEAL)

William L. Guy
 Governor

March 8, 1965

Members of the House
 Thirty-Ninth Legislative Assembly
 House Chambers
 Bismarck, North Dakota

Greetings:

As of March 6, 1965, I signed the following House Bills in addition to those I indicated to you in my last letter.

House Bill No. 505	House Bill No. 735
House Bill No. 521	House Bill No. 740
House Bill No. 649	House Bill No. 849
House Bill No. 725	

These bills have now been filed with the Secretary of State.

Sincerely,
 William L. Guy
 Governor

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 518 - 530 - 544 - 577
 House Bill No. 592 - 650 - 653 - 660

House Bill No. 677 - 717 - 776 - 787
 House Bill No. 789 - 797 - 803 - 834
 House Bill No. 914 - 926 - 942
 House Concurrent Resolution "U"
 Which the Senate has amended.

GERALD L. STAIR, Secretary

AMENDMENT TO HOUSE BILL No. 518

SECTION 3. TRANSFER OF FUNDS BETWEEN LINE ITEMS.)
 The board of public school education may authorize the expenditure of funds included within any line item of the total operating budget for any purpose authorized by any other line item included within the total operating budget for a given institution.

AMENDMENTS TO HOUSE BILL No. 530

In line 6 after the period add the following: "And all such salaries and expenses shall be approved by the attorney general."

AMENDMENTS TO HOUSE BILL No. 544

After line 13 add the following "The foregoing requirements may be varied by specific interstate agreement."

AMENDMENTS TO HOUSE BILL No. 577

In line 3 of the title after the word "constructing" insert the following words "or purchasing"

In line 4 after the word "constructing" insert the following "or purchasing"

In line 38 after the word "construction" insert the following "or purchase"

In line 44 after the word "construction" insert the following " , purchase"

AMENDMENTS TO HOUSE BILL No. 592

In line 5 after the word "indebted" delete the triple parenthesis and after the word "than" delete the word (((ten))) and insert in lieu thereof the words "twenty-five"

In line 6 after the word "nor" delete the triple parenthesis

AMENDMENTS TO HOUSE BILL No. 650

In line 1 of the title delete the words "and to amend"

In line 2 delete the words "and reenact section 26-15-01"

Delete all of lines 31 through 47.

AMENDMENTS TO HOUSE BILL No. 653

Delete everything after the words "A BILL" and insert in lieu thereof the following:

Introduced by Representative Tweten

For an Act to amend and reenact section 57-55-03 of the 1963 Supplement to the North Dakota Century Code, relating to quarterly installment payments on the mobile home tax.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 57-55-03

2 of the 1963 Supplement to the North Dakota Century Code is

2a hereby

3 amended and reenacted to read as follows:

4 57-55-03 WHEN TAXES BECOME DUE AND

5 DELINQUENT.) The tax for a trailer shall

6 become due upon expiration of fifteen days after such trailer is

7 brought into this state and upon January fifteenth of each year

7a there-

8 after. Such tax shall become delinquent if not paid within

8a fifteen

9 days after it becomes due. A penalty of ten cents a day shall be
 10 added to the amount due for each and every day such tax shall
 10a be
 11 delinquent, for not more than fifteen days, and two dollars for
 11a every
 12 thirty days, or fraction thereof, not to exceed one hundred and
 12a fifty
 13 days. Taxes, other than the per capita school tax and decal
 13a charge,
 14 shall be prorated on a calendar quarterly basis, and the county
 15 auditor ((may, in his discretion for good cause shown,))) shall,
 15a upon
 16 request of the owner, authorize payment of the tax in ((not to
 17 exceed))) four equal ((monthly)) calendar quarterly install-
 17a ments,
 18 without penalty, if the amount of the tax due is forty dollars or
 19 more. The penalty provided in this section shall also apply to
 20 installment payments, which shall become delinquent fifteen
 20a days
 21 after the date said installment was due and payable.

AMENDMENTS TO HOUSE BILL No. 660

In the first line of the title of the engrossed bill after the word "to" delete the words "make a portion of" and insert in lieu thereof the words "levy an"; delete the word "taxes" and insert in lieu thereof the word "tax"

In the second line of the title of the engrossed bill after the word "aircraft" delete the words "not refundable"

Delete everything after the enacting clause and insert in lieu thereof the following new sections:

"SECTION 1. TAX LEVIED.) There is hereby levied and imposed a special excise tax on all sales of aviation gasoline, jet motor fuel and other motor fuel used by aircraft at the rate of two percent of the sale price of such aviation gasoline, jet motor fuel and other motor fuel used by aircraft on which a tax is levied by chapters 57-54 and 57-52 and which is refunded under the provisions of chapter 57-50.

SECTION 2. ADMINISTRATION.) The state auditor shall be charged with the administration of this chapter. He shall be authorized and empowered to employ such assistance as may be necessary for the efficient administration and enforcement of the chapter and shall also have the power to make such reasonable rules and regulations relating to the administration and enforcement of the chapter as may be deemed necessary and expedient. He shall be authorized and empowered to determine the purchase price of such aviation gasoline, jet motor fuel and other motor fuel used by aircraft and at the time of approving a refund of the taxes imposed by chapters 57-54 and 57-52 on such fuel, he shall deduct the tax imposed in this chapter from the amount of such refund.

SECTION 3. DISTRIBUTION OF PROCEEDS.) The tax collected by the state auditor under this chapter shall be deposited by the state auditor in the state treasurer's office who shall deposit said funds in the special fund known as State aeronautics commission construction fund, and such funds are hereby appropriated to the North Dakota aeronautics commission and shall be disbursed by warrant-check prepared by the Department of Accounts and Purchases upon vouchers submitted by the North Dakota aeronautics commission and approved by the State Auditing Board for the purpose of the matching of any funds made available by political subdivisions of this state, the state, or of the United States, for airport construction or improvement projects including airport administration buildings, hangars, and for construction of landing strips for aircraft, purchase of sites for airports or landing fields and ease-

ments; for improvements, maintenance, clearing of sites, marking, lighting, engineering and navigational aids, all related to aeronautics in such amounts as the North Dakota aeronautics commission may determine and upon such projects as the North Dakota aeronautics commission may approve.

SECTION 4. CONFLICTING ACTS.) All acts and parts of acts in conflict herewith are hereby repealed."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 677

In line 44 after the word "officials" insert the words "or official"
Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 717:

In line 7 after the second word "the" delete the triple parentheses around the word "first"

In line 8 delete the word "third" and after the word "in" delete the triple parentheses around the word "April"; after the triple parentheses delete the word "March"

In line 30 after the word "the" delete the triple parentheses before the word "first" and insert triple parentheses before the word "Monday"; delete the word "third"

In line 31 delete the triple parentheses around the word "April" and delete the word "March"

AMENDMENTS TO HOUSE BILL No. 776:

After line 17 of the engrossed bill insert the following language:

SECTION 3. CONTINGENT AVAILABILITY OF FUNDS.) The funds provided by this Act shall not become or remain available for expenditure unless the board of county commissioners of the county wherein the state fair is located shall levy not less than one half mill under the provisions of section 4-02-27 and 4-02-27.1 for use of the county fair association of such county in the maintenance and improvement of fair grounds used by the state fair association for state fair purposes.

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 787:

Line 21 after the "period" insert the following sentence: "Such conveyance shall reserve to the State all mineral rights in and under the premises conveyed."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 789.

In line 17 of the engrossed bill after the word "taxes" insert the words "on any corporate income attributable to the business carried on by the leasee on such leasehold premises"

In line 18 after the word "lessee" delete the words (((is actively engaged in business,))) and insert in lieu thereof the words "commenced business operations on the leased premises,"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 797

Delete lines 1 through 5 of the title.

In line 6 of the title delete the words "or without back pay and" and insert in lieu thereof "For an Act"

Delete all of lines 1 through 36 of the bill.

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 803

In line 11 after the "period" insert the following sentence: "Such conveyance shall reserve to the State all mineral rights in and under the premises conveyed."

AMENDMENTS TO HOUSE BILL No. 834

In line 7 after the word "one" put triple parentheses around the words "and one-half"

In line 20 after the word "after" delete the words "June 30" and insert in lieu the words "December 31" and after the word "one" delete the word "and"

In line 21 delete the words "one-half"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 914

Following line 1 of the title add the following language: "and to plan and design a heritage center and making an appropriation."

Delete lines 1 through 56 and insert in lieu thereof the following language:

"SECTION 1. ESTABLISHMENT OF THE NORTH DAKOTA HERITAGE COMMISSION.) There shall be a North Dakota Heritage Commission consisting of the governor, the director of the state department of accounts and purchases, the chairman of the North Dakota state historical board, and two members of the current North Dakota Legislature to be selected by the membership of each house.

SECTION 2. POWERS AND DUTIES.) The commission shall:

1. Plan and design a permanent heritage center building on the North Dakota state capitol building grounds, but located outside of the state capitol building itself;
2. Conduct, promote, and finance, in full or in part, studies, investigations, and research into development and construction of such a center;
3. The state historical board of North Dakota shall approve any plan for the preservation and display of material and mementos of North Dakota's heritage.

SECTION 3. EXECUTIVE DIRECTOR — APPOINTMENT — SALARY.) The commission may appoint an executive secretary and fix his salary.

SECTION 4. FUNDS AND GRANTS RECEIVED — EXPENDITURES.) The commission may accept funds, property, or services from any source, and all revenue received by the commission from gifts and grants in aid shall be deposited in the state treasury in a special heritage center fund. All expenditures from such fund shall be within the limits of legislative appropriations and shall be made upon vouchers, signed and approved by the governor and chairman of the historical board. Upon approval of such vouchers by the state auditing board, warrant-checks for such expenditures shall be prepared by the department of accounts and purchases.

SECTION 5. MEETINGS — WHEN HELD — COMPENSATION AND EXPENSES OF COMMISSION MEMBERS.) The governor shall act as chairman of the commission. It shall meet at the call of the chairman and a majority of the commission shall constitute a quorum. The commission members shall receive no compensation but shall be allowed their actual traveling, meals, and lodging expenses when engaged in the discharge of their official duties as members of the commission, paid as other state officials are paid, from funds available to the commission.

SECTION 6. RECORDS — REPORTS.) The commission shall keep minutes of its meetings and a record of all its transactions and shall at the beginning of each biennial legislative session, and may at any other time, make a report of its activities and recommendations to the members of the legislature.

SECTION 7. APPROPRIATION.) There is hereby appropriated the sum of ten thousand dollars from the permanent capitol building

fund for the purpose of planning and designing a heritage center building to be located on the capitol building grounds."

And number the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 926

In line 13 of the title delete the comma and insert in lieu thereof a period and delete the remainder of the line.

Delete all of lines 14 and 15 of the title.

In line 179 after the second word "and" delete the words "shall serve a"

Delete all of lines 180, 181, 182 and 183.

In line 184 delete the word "address" and insert in lieu thereof the following: "shall mail, postage prepaid, a copy of the application and the proposed plan of unitization to each affected person owning an interest of record in the unit outline, at such persons last known post office address"

In line A121 after the letters "sion" insert the following words: " , subject to the limitations hereinbefore provided"

Delete all of lines A133 through A150.

Delete all of lines A242 through A245.

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 942

In line 13 after the word "providing" insert the words "fifty percent of the"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "U"

In the fourth line of the title, following the word "report" and before the period insert the words "and audit"

In line 25 delete the period and insert a semi-colon and the word "and"

Following line 25, insert the following language:

"BE IT FURTHER RESOLVED, that the state auditor is hereby directed to make a complete audit of the Dakota Territory Centennial Committee and of the Dakota Territory Centennial Committee, Incorporated, including, but not limited to, receipts and disbursements, and copyrights to and disbursements for publications, and to make a complete report of such audit upon its completion to the Legislative Audit and Fiscal Review Committee."

And renumber the lines accordingly.

GERALD L. STAIR, Secretary

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 618 - 811 - 947

House Concurrent Resolution "W-1" - "B-2"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 25 - 54 - 62 - 93

Senate Bill No. 118 - 198 - 236 - 255

Senate Bill No. 256 - 273 - 285 - 299

Senate Bill No. 306 - 330 - 335 - 354 - 357

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3 - 11 - 17 - 139 - 147

Senate Bill No. 187 - 251 - 307 - 346 - 352

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 80 - 363

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 749 - 829 - 837 - 922

House Concurrent Resolution "J" - "K" - "V" - "W"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 6 - 15 - 18 - 22

Senate Bill No. 52 - 151 - 182 - 203

Senate Bill No. 217 - 221 - 250 - 295

Senate Bill No. 297 - 308 - 312 - 328 - 332

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Dornacker moved that Senate Bill No. 174 be placed at the head of the calendar, which motion prevailed.

Rep. Giffey moved that the House recess to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair and Speaker Link announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was re-referred Senate Bill No. 71 has had the same under consideration and recommends that the same be amended as follows:

In line 26, following the word "education" insert the following: ", or in trade courses meeting standards prescribed by the state board for vocational education"

In line 27 insert triple parenthesis before the word "during" and after the word "week"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BLOOM, Chairman

Rep. Coles moved that the report be adopted, which motion prevailed.

Speaker Link announced that the amendments to Senate Bill No. 71 would be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 184 has had the same under consideration and recommends that the same be amended as follows:

In line 17, after the word "the" insert the word "taxable"

In line 54, after the word "territory" insert the following language: "by not more than one-fourth of its area"

In line 58, after the word "and", insert the following language: "shall give personal service notice to the owners of taxable property in the area to be annexed and"

In line 59, after the word "filed" insert the following language: "before the end of sixty days from the date of the first publication"

In line 59, after the word "owners" insert the following language: "of taxable property"

In line 63, after the word "more" insert the following language: "of taxable"

In line 65, after the period insert the following new language: "If the greater portion of the territory proposed to be annexed consists of lands used exclusively for farming or pasturage purposes, it shall not be annexed."

In line 69, after the word "annexation" insert the following language: "provided, however, such territory shall not exceed more than one-fourth of the area of the municipality"

In line 72 insert the following language after the period: "If the greater portion of the territory proposed to be annexed consists of lands used exclusively for farming or pasturage purposes, it shall not be annexed."

In line 204, after the word "freeholders" insert the following language: "of taxable property"

And renumber the lines accordingly.

And when so amended recommends that the same be placed on the calendar without recommendation.

REP. STALLMAN, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Rep. Montplaisir moved that the rules be suspended and Senate Bill No. 184 be placed in sixth order at this time, which motion prevailed.

Rep. Brown moved that Senate Bill No. 184 be laid on the table, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that the rules be suspended, and Senate Bills Nos. 1, 2, 4 and 71 be considered in the sixth order of business at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Solberg moved that the amendments to Senate Bill No. 1 as recommended by the Committee on Appropriations, page 1205 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 2 as recommended by the Committee on Appropriations, page 1205 of the House Journal, be adopted, which motion prevailed.

Rep. Solberg moved that the amendments to Senate Bill No. 4 as recommended by the Committee on Appropriations, page 1206 of the House Journal, be adopted, which motion prevailed, on a division vote.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 913 has had the same under consideration and recommends:

The Senate recedes from its amendments after line 25 and the following language is inserted in lieu thereof:

"Each employee shall be required to take an annual leave, as provided for in this section. The accumulation of sick leave shall be limited to a total of 120 days."

For the Senate:

Senator Reichert
Senator Dahlund
Senator Forkner

For the House:

Rep. Rustan
Rep. Powers of Cass
Rep. Unruh

Rep. Rustan moved that the report be adopted, which motion prevailed.

Rep. Rustan moved that the rules be suspended and House Bill No. 913 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

Which had 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, 88; nays, 14; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Belquist	Frank	Lang	Rustan
Bergman	Ganser	Larson	Shablow
Bier	Gengler	Leer	Shorma
Boustead	Gietzen	Linderman	Skaar
Bowles	Giffey	Lundene	Solberg
Bowman	Glaspey	Meyer	Stallman
Breum	Gronhovd	Miller	Staven
Brown	Gudajtes	Montplaisir	Stenhjem
Bruner	Hardmeyer	Mueller	Stockman
Burk	Harrison	Myhre	Strand
Christensen	Hauf	Obie	Streibel
Christopher	Haugen	Olafson	Tough
Coles	Haugland	Olienyk	Unruh
Collette	Hertz	Olson	Vogel
Dahlen	Hilleboe	Opedahl	Wagner
Dick	Hoffner	Poling	Wastvedt
Dornacker	Ivesdal	Powers, Barnes	Wentz
Duncan	Johnson,	Powers, Cass	Whittlesey
Elkin	Barnes	Reimers	Winge
Fossum	Jungroth	Rivinius	Mr. Speaker
	Knudsen	Rosendahl	

Those voting in the negative were:

Backes	Froeschle	Loerch	Tweten
Bilden	Hickle	Rieger	Welder
Connolly	Johnson, G.V.	Schaffer	Wilkie
Davis	Larsen		

Absent and not voting:

Bloom	Erickson, Ward	Meschke	Schoenwald
Borstad		Sanstead	Williamson

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Hauf moved that the Senate be requested to return House Concurrent Resolution "P-1" to the House, which motion prevailed.

Rep. Christensen moved that the House reconsider the action by which Senate Bill No. 165 was lost due to a lack of a constitutional majority, which motion prevailed on a division vote.

Rep. Christensen moved that Senate Bill No. 165 be placed on the calendar for final passage, which motion prevailed.

Rep. Elkin moved that Senate Bill No. 165 be laid on the table, which motion lost on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 165. A Bill for an Act to require residents and nonresidents to obtain a general game license before obtaining any license to hunt game birds or game animals, and to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 54; nays, 50; absent and not voting, 5.

Those voting in the affirmative were:

Backes	Gietzen	Linderman	Solberg
Belquist	Glaspey	Loerch	Staven
Bergman	Gronhovd	Lundene	Stenhjem
Bloom	Harrison	Meyer	Stockman
Borstad	Haugland	Montplaisir	Tweten
Bowles	Hertz	Mueller	Unruh
Bowman	Hoffner	Obie	Vogel
Breum	Ivesdal	Opedahl	Wastvedt
Christensen	Johnson,	Powers, Cass	Welder
Christopher	Barnes	Rieger	Whittlesey
Collette	Jungroth	Rosendahl	Wilkie
Dahlen	Krenz	Rustan	Winge
Dornacker	Larsen	Schaffer	Mr. Speaker
Duncan	Leer	Skaar	

Those voting in the negative were:

Aamoth	Erickson,	Hilleboe	Reimers
Anderson	Mountrail	Johnson, G. V.	Rivinius
Bier	Fossum	Knudsen	Ruddy
Bilden	Frank	Kvasager	Rundle
Boustead	Froeschle	Lang	Shablow
Brown	Ganser	Larson	Shorma
Bruner	Gengler	Miller	Stallman
Burk	Giffey	Myhre	Strand
Coles	Gudajtes	Olafson	Streibel
Connolly	Hardmeyer	Olienyk	Tough
Davis	Hauf	Olson	Wagner
Dick	Haugen	Poling	Wentz
Elkin	Hickle	Powers, Barnes	

Absent and not voting:

Erickson, Ward	Sanstead	Schoenwald	Williamson
Meschke			

So the bill was declared lost for lack of a constitutional majority.

Rep. Hauf moved that the vote by which Senate Bill No. 165 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to request return of:

House Concurrent Resolution "P-1"

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 503

House Bill No. 512

House Bill No. 520

House Bill No. 540

House Bill No. 542

House Bill No. 578

House Bill No. 634

House Bill No. 664

House Bill No. 688

House Bill No. 690

House Bill No. 699

House Concurrent Resolution "W-1"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution "F" has had the same under consideration and do not concur and recommends indefinite postponement.

For the Senate:

Senator Strinden

Senator Redlin

Senator Sinner

For the House:

Rep. Vogel

Rep. Montplaisir

Rep. Olienyk

Rep. Bloom moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 728 has had the same under consideration and recommends:

That the Senate recede from its amendments and the bill be further amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to provide for the bonding of seed dealers and for the establishment of grain standards.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. REPURCHASE CONTRACTS—BONDING REQUIREMENT FOR NONRESIDENT SEED DEALERS.) Any non-resident person or his agent shall pay an annual license fee of twenty five dollars to the state seed commissioner before engaging in the business of selling any agricultural grain or grass seed or entering into any contract with a purchaser whereby he agrees to purchase or retains an option to purchase the grain or grass seed or feed grain produced. Such license shall be renewable annually on January 1 of each year. In addition, at the time of making applica-

tion for such license, the applicant shall furnish a corporate surety bond to be approved by the commissioner in the penal sum of ten thousand dollars running to the state of North Dakota for the use and benefit of any such purchaser of seed or seller under a repurchase contract or option, who may have a cause of action against any seller or repurchaser who fails to comply with the terms of the purchase or repurchase contract. All fees collected under this section shall be disposed of in the manner provided in section 4-09-20.

SECTION 2. GRAIN STANDARDS.) The state seed commissioner may establish standards for all grain for which there are no standards adopted or enacted by the government of the United States."

And renumber the lines accordingly.

For the Senate:

Senator Nelson
Senator Dahlund
Senator Tuff

For the House:

Rep. Belquist
Rep. Larson of Richland
Rep. Bier

Rep. Belquist moved that the report be adopted.

Rep. Brown moved a substitute motion that the report be returned to the Conference Committee.

Rep. Brown withdrew his motion.

The question now was on the motion of Rep. Belquist to adopt the report of the Conference Committee on House Bill No. 728, which motion prevailed.

Rep. Myhre moved that House Bill No. 728 be laid on the table, which motion lost.

Rep. Brown moved that the rules be suspended and House Bill No. 728 be considered properly reengrossed and placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 728. A Bill for an Act to create and enact subsections 24, 25, 26, and 27 of section 4-09-01, and sections 4-09-25, 4-09-26, and 4-09-27; and to amend and reenact section 4-09-21 of the North Dakota Century Code, relating to licensing, bonding, and regulation of seed dealers.

Which had 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, 60; nays, 44; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Larsen	Staven
Backes	Mountrail	Larson	Stenhjem
Belquist	Fossum	Leer	Stockman
Bier	Frank	Linderman	Strand
Borstad	Froeschle	Loerch	Streibel
Boustead	Ganser	Meyer	Tough
Bowman	Gengler	Miller	Tweten
Brown	Gudajtes	Obie	Unruh
Bruner	Harrison	Olienyk	Vogel
Christopher	Haugland	Powers, Barnes	Wagner
Coles	Johnson,	Powers, Cass	Wastvedt
Collette	Barnes	Reimers	Wentz
Dahlen	Jungroth	Rieger	Whittlesey
Dornacker	Knudsen	Rivinius	Wilkie
Duncan	Krenz	Shablow	Mr. Speaker
	Lang	Skaar	

Those voting in the negative were:

Anderson	Erickson, Ward	Johnson, G. V.	Rosendahl
Bergman	Gietzen	Kvasager	Ruddy
Bilden	Giffey	Lundene	Rundle
Bloom	Glaspey	Meschke	Rustan
Bowles	Gronhovd	Montplaisir	Sanstead
Breum	Hardmeyer	Mueller	Schaffer
Burk	Haugen	Myhre	Schoenwald
Christensen	Hertz	Olafson	Solberg
Cannolly	Hickle	Olson	Stallman
Dick	Hoffner	Opedahl	Welder
Elkin	Ivesdal	Poling	Williamson
Absent and not voting:			
Davis	Hilleboe	Shorma	Winge
Hauf			

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 516 has had the same under consideration and recommends:

That the Senate recede from its amendments and the bill be further amended as follows:

In line 3 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$437,000.00"

In line 7 delete the figure "\$101,000.00" and insert in lieu thereof the figure "\$120,000.00"

Add a line 8A "Moving to Bismarck" at a figure of "\$1,000.00"

Add a line 9A "Emergency—Case Services" at a figure of "\$17,000.00"

In line 13 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$437,000.00"

For the Senate:

Senator Kelly
Senator Kjos
Senator Lashkowitz

For the House:

Rep. Hauf
Rep. Bowles
Rep. Wagner

Rep. Hauf moved that the report be adopted, which motion prevailed.

Rep. Hauf moved that the rules be suspended and House Bill No. 516 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 516. A Bill for an Act making an appropriation for salaries, and expenses of the division of vocational rehabilitation and to match federal funds for rehabilitating disabled persons.

Which had 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, 100; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Fossum	Larson	Schaffer
Backes	Frank	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bergman	Gengler	Loerch	Shorma
Bier	Gietzen	Lundene	Skaar
Bloom	Giffey	Meschke	Solberg
Borstad	Glaspey	Meyer	Stallman

Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hickle	Opedahl	Vogel
Collette	Hoffner	Poling	Wagner
Connolly	Ivesdal	Powers, Barnes	Wastvedt
Dahlen	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rieger	Whittlesey
Duncan	Jungroth	Rivinius	Wilkie
Elkin	Krenz	Rosendahl	Williamson
Erickson,	Lang	Ruddy	Mr. Speaker
Mountrail		Rundle	

Those voting in the negative were:

Bilden	Froeschle	Knudsen	Kvasager
Davis			

Absent and not voting:

Brown	Hilleboe	Sanstead	Winge
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So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 698 has had the same under consideration and recommends that since we failed to agree that the committee be discharged and a new Conference Committee be appointed.

For the Senate:

Senator Torgerson
 Senator Thompson
 Senator Chesrown

For the House:

Rep. Backes
 Rep. Davis
 Rep. Meschke

Rep. Backes moved that the report be adopted, which motion prevailed.

The chairman announced that he would appoint as a new Conference Committee on House Bill No. 698, Representatives:

Shablow
 Meschke
 Reimers

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 698 and the committees having been unable to agree, the President appointed as a new Conference Committee, Senators:

Torgerson
 Strinden
 Thompson

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Poling moved that the House do concur in the Senate amendments to House Bill No. 539 on page 1204 of the House Journal, which motion prevailed.

Rep. Poling moved that the rules be suspended and House Bill No. 539 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 539. A Bill for an Act relating to the reporting of physical injury and neglect to children by physicians and other persons, providing immunity from liability, and presentation of privileged communication.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1204 of the House Journal, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shorma
Bier	Gietzen	Loerch	Solberg
Bilden	Giffey	Lundene	Staven
Bloom	Glaspey	Meyer	Stenhjem
Borstad	Gronhovd	Miller	Stockman
Boustead	Gudajtes	Montplaisir	Strand
Bowles	Harrison	Mueller	Streibel
Bowman	Hauf	Myhre	Tough
Brown	Haugen	Obie	Tweten
Bruner	Haugland	Olafson	Unruh
Burk	Hertz	Olienyk	Vogel
Christopher	Hickle	Olson	Wagner
Coles	Hoffner	Opedahl	Wastvedt
Collette	Ivesdal	Poling	Welder
Connolly	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Whittlesey
Dick	Jungroth	Rieger	Wilkie
Dornacker	Knudsen	Rivinius	Williamson
Duncan	Krenz	Rosendahl	Winge
Elkin	Kvasager	Ruddy	Mr. Speaker
Erickson,		Rundle	

Mountrail

Absent and not voting:

Breum	Gengler	Johnson, G.V.	Shablow
Christensen	Hardmeyer	Meschke	Skaar
Dahlen	Hilleboe	Reimers	Stallman

So the bill passed and the title was agreed to.

Rep. Lundene moved that the House do concur in the Senate amendments to House Bill No. 556 on page 1204 of the House Journal, which motion prevailed.

Rep. Lundene moved that the rules be suspended and House Bill No. 556 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 556. A Bill for an Act to amend and reenact section 43-06-08, subsection 3 of section 43-06-09, sections 43-06-11 and 43-06-13 of the North Dakota Century Code, relating to chiropractic license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1204 of the House Journal, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Solberg
Bloom	Gengler	Loerch	Staven
Borstad	Gietzen	Lundene	Stenhjem
Boustead	Giffey	Meyer	Stockman
Bowles	Glaspey	Miller	Strand
Bowman	Gronhovd	Montplaisir	Streibel
Brown	Gudajtes	Mueller	Tough
Bruner	Hardmeyer	Myhre	Tweten
Burk	Harrison	Obie	Unruh
Christensen	Hauf	Olafson	Vogel
Christopher	Haugland	Olson	Wagner
Coles	Hickle	Opedahl	Wastvedt
Collette	Hilleboe	Poling	Wentz
Connolly	Hoffner	Powers, Barnes	Whittlesey
Davis	Ivesdal	Powers, Cass	Wilkie
Dick	Johnson,	Rieger	Williamson
Dornacker	Barnes	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker
Elkin	Knudsen	Ruddy	

Absent and not voting:

Breum	Hertz	Olienyk	Skaar
Dahlen	Johnson, G. V.	Reimers	Stallman
Haugen	Meschke	Shablow	Welder

So the bill passed and the title was agreed to.

Rep. Christensen moved that the House do concur in the Senate amendments to House Bill No. 623 on page 1204 of the House Journal, which motion prevailed.

Rep. Christensen moved that the rules be suspended and House Bill No. 623 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 623. A Bill for an Act to amend and reenact subsections 7, 9 and 10 of section 20-03-12 of the 1963 Supplement to the North Dakota Century Code relating to the fees for resident fishing license, nonresident short term fishing license and resident family fishing license.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1204 of the House Journal, the roll was called and there were: ayes, 85; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Johnson, G. V.	Ruddy
Anderson	Mountrail	Jungroth	Rustan
Backes	Erickson, Ward	Knudsen	Sanstead
Belquist	Fossum	Krenz	Schaffer
Bergman	Froeschle	Kvasager	Schoenwald
Bilden	Ganser	Lang	Shorma
Bloom	Gengler	Larsen	Solberg
Borstad	Gietzen	Larson	Stallman
Boustead	Giffey	Leer	Staven
Bowles	Glaspey	Linderman	Stenhjem
Brown	Gronhovd	Loerch	Stockman
Bruner	Gudajtes	Lundene	Strand
Burk	Hardmeyer	Meyer	Tweten
Christensen	Harrison	Montplaisir	Unruh

Christopher	Hauf	Mueller	Wagner
Coles	Haugland	Obie	Wastvedt
Collette	Hickle	Poling	Wentz
Dick	Hilleboe	Powers, Barnes	Whittlesey
Dornacker	Hoffner	Powers, Cass	Wilkie
Duncan	Ivesdal	Rieger	Williamson
Elkin	Johnson,	Rivinius	Winge
	Barnes	Rosendahl	Mr. Speaker

Those voting in the negative were:

Bier	Haugen	Olienyk	Streibel
Bowman	Miller	Olson	Tough
Connolly	Myhre	Opedahl	Vogel
Davis	Olafson	Rundle	Welder
Frank			

Absent and not voting:

Breum	Hertz	Reimers	Skaar
Dahlen	Meschke	Shablow	

So the bill passed and the title was agreed to.

Rep. Christensen moved that the House do concur in the Senate amendments to House Bill No. 632 on page 1204 of the House Journal, which motion prevailed.

Rep. Christensen moved that the rules be suspended and House Bill No. 632 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 632. A Bill for an Act to amend and reenact subsection 3 of section 61-27-11 of the North Dakota Century Code relating to the regulation of boating on the waters of this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1204 of the House Journal, the roll was called and there were: ayes, 46; nays, 57; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Johnson, G. V.	Schoenwald
Belquist	Mountrail	Jungroth	Solberg
Bergman	Erickson, Ward	Krenz	Staven
Bier	Froeschle	Leer	Stockman
Bloom	Gietzen	Linderman	Tweten
Borstad	Glaspey	Lundene	Unruh
Bowman	Gronhovd	Miller	Whittlesey
Christensen	Gudajtes	Mueller	Wilkie
Christopher	Haugland	Opedahl	Williamson
Collette	Hilleboe	Powers, Barnes	Winge
Dick	Hoffner	Rieger	Mr. Speaker
Dornacker	Johnson,	Sanstead	
	Barnes		

Those voting in the negative were:

Anderson	Ganser	Larson	Rundle
Backes	Gengler	Loerch	Rustan
Bilden	Giffey	Meyer	Schaffer
Boustead	Hardmeyer	Montplaisir	Shorma
Bowles	Harrison	Myhre	Stallman
Brown	Hauf	Obie	Stenhjem
Bruner	Haugen	Olafson	Strand
Burk	Hertz	Olienyk	Streibel
Coles	Hickle	Olson	Tough
Connolly	Ivesdal	Poling	Vogel
Davis	Knudsen	Powers, Cass	Wagner
Duncan	Kvasager	Rivinius	Wastvedt
Elkin	Lang	Rosendahl	Welder
Fossum	Larsen	Ruddy	Wentz
Frank			

Absent and not voting:

Breum	Meschke	Shablow	Skaar
Dahlen	Reimers		

So the bill was declared lost.

Rep. Olafson moved that the vote by which House Bill No. 632 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

Rep. Christensen moved that the House do concur in the Senate amendments to House Bill No. 832 on page 1204 of the House Journal, which motion prevailed.

Rep. Christensen moved that the rules be suspended and House Bill No. 832 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 832. A Bill for an Act to amend and reenact subsection 3 of section 20-11-01 of the North Dakota Century Code, relating to the period of lease for game refuges on private land.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1204 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rundle
Anderson	Mountrail	Krenz	Rustan
Backes	Erickson, Ward	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Schoenwald
Bier	Froeschle	Larson	Shorma
Bilden	Ganser	Leer	Skaar
Bloom	Gengler	Linderman	Solberg
Borstad	Gietzen	Loerch	Stallman
Boustead	Giffey	Lundene	Staven
Bowles	Glaspey	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Brown	Gudajtes	Montplaisir	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Myhre	Tough
Christensen	Hauf	Obie	Tweten
Christopher	Haugen	Olafson	Unruh
Coles	Haugland	Olienyk	Vogel
Collette	Hertz	Olson	Wagner
Connolly	Hickle	Opedahl	Wastvedt
Dahlen	Hilleboe	Poling	Welder
Davis	Hoffner	Powers, Barnes	Wentz
Dick	Ivesdal	Powers, Cass	Whittlesey
Dornacker	Johnson,	Rieger	Wilkie
Duncan	Barnes	Rivinius	Williamson
Elkin	Johnson, G. V.	Rosendahl	Winge
	Jungroth	Ruddy	Mr. Speaker

Absent and not voting:

Breum	Meschke	Reimers	Shablow
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So the bill passed and the title was agreed to.

Rep. Brown moved that the House do concur in the Senate amendments to House Bill No. 888 on page 1204 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 888 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 888. A Bill for an Act to authorize the state historical society to locate pioneer buildings on the grounds of the state capitol.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1204 of the House Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Ruddy
Anderson	Erickson, Ward	Krenz	Rundle
Backes	Fossum	Kvasager	Rustan
Belquist	Frank	Lang	Schaffer
Bergman	Froeschle	Larsen	Schoenwald
Bier	Ganser	Larson	Shorma
Bilden	Gengler	Leer	Skaar
Bloom	Gietzen	Linderman	Solberg
Borstad	Giffey	Loerch	Stallman
Boustead	Glaspey	Lundene	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Strand
Breum	Hardmeyer	Montplaisir	Streibel
Brown	Harrison	Mueller	Tough
Bruner	Hauf	Myhre	Tweten
Burk	Haugen	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Rieger	Williamson
Dornacker	Johnson, G. V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Erickson,	Meschke	Sanstead	Stockman
Mountrail	Reimers	Shablow	

So the bill passed and the title was agreed to.

Rep. Lundene moved that the House do concur in the Senate amendments to House Bill No. 900 on page 1204 of the House Journal, which motion prevailed.

Rep. Lundene moved that the rules be suspended and House Bill No. 900 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 900. A Bill for an Act to amend and reenact Section 7-05-01 of the North Dakota Century Code changing the examination fee for examination of building and loan or savings and loan associations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1204 of the House Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Ruddy
Anderson	Erickson, Ward	Krenz	Rundle
Backes	Fossum	Kvasager	Rustan
Belquist	Frank	Lang	Schaffer
Bergman	Froeschle	Larsen	Schoenwald
Bier	Ganser	Larson	Shorma
Bilden	Gengler	Leer	Skaar
Bloom	Gietzen	Linderman	Solberg
Borstad	Giffey	Loerch	Stallman
Boustead	Glaspey	Lundene	Staven

Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Strand
Breum	Hardmeyer	Montplaisir	Streibel
Brown	Harrison	Mueller	Tough
Bruner	Hauf	Myhre	Tweten
Burk	Haugen	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Rieger	Williamson
Dornacker	Johnson, G. V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Erickson,	Meschke	Sanstead	Stockman
Mountrail	Reimers	Shablow	

So the bill passed and the title was agreed to.

Rep. Unruh moved that the House do concur in the Senate amendments to House Bill No. 925 on page 1204 of the House Journal.

Rep. Backes moved a substitute motion that the House do not concur in the Senate amendments to House Bill No. 925, page 1204 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Schoenwald
Borstad
Whittlesey

Rep. Whittlesey requested that the following statement be inserted in the House Journal, which request was granted.

"I'd like to take this opportunity to call the attention of the members of this Legislative Assembly that today, March 8, 1965 is the 75th Anniversary of the signing of the legislation by Governor John Miller which established what is now North Dakota State University at Fargo.

In addition to commemorating 75 years of past service to the economic and social advancement of North Dakota, the administration and faculty of North Dakota State is rededicating itself to the high priority objectives of:

increasing its sensitivity to the changing needs of the state and reflecting these perceived needs in its research, curricula, and off-campus teaching and services.

accepting the widening range of responsibility and service to the many sectors it serves.

recognizing and helping others recognize the interdependence of our natural and human resources and the geographic and cultural factors of the upper Great Plains as they affect our attitudes, and our future.

joining as an active partner with other public and private agencies in the economic and social development of North Dakota.

developing and maintaining a pool of professionally competent manpower to serve the agricultural, industrial, and cultural needs of the state and nation."

The above statement was signed by Robert L. Crom.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

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:

Shablow

Meschke

Reimers, on House Bill No. 698

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills has had under consideration House Bill No. 949, to wit:

A BILL

"For an Act relating to conferring an honorary degree upon Lawrence Welk by a North Dakota institution of higher learning, and declaring an emergency."

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Streibel moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE BILL

The Committee on Delayed Bills introduced:

House Bill No. 949. A Bill for an Act relating to conferring an honorary degree upon Lawrence Welk by a North Dakota institution of higher learning, and declaring an emergency.

Was read the first time.

Rep. Streibel moved that House Bill No. 949 be printed in the House Journal and not in bill form, which motion prevailed.

HOUSE BILL NO. 949

Introduced by Committee on Delayed Bills

A BILL

For an Act relating to conferring an honorary degree upon Lawrence Welk by a North Dakota institution of higher learning, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1.) Whereas, Lawrence Welk has been recognized
- 1a as
- 2 one of the outstanding natives of the state of North Dakota,
- 3 having achieved international prominence in the field of music
- 4 and entertainment; and
- 5 Whereas, all actions of Lawrence Welk have reflected credit
- 6 upon his native state of North Dakota, and it is the desire of
- 7 this state and its citizens to properly recognize his
- 7a achievements;
- 8 SECTION 2.) The state board of higher education of the
- 9 state of North Dakota is hereby directed to select an institution
- 10 of higher education of this state to confer an appropriate
- 10a honorary
- 11 doctorate degree upon Lawrence Welk on March 11, 1965, the
- 11a occasion
- 12 of his 62nd birthday.

13 SECTION 3. EMERGENCY.) This Act is hereby declared to
 13a be
 14 an emergency measure and shall be in full force and effect from
 15 and after its passage and approval.

Rep. Giffey moved that the rules be suspended and House Bill No. 949 be placed on the calendar at this time, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 949. A Bill for an Act relating to conferring an honorary degree upon Lawrence Welk by a North Dakota institution of higher learning, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as printed in the House Journal, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Rundle
Anderson	Erickson,	Krenz	Rustan
Backes	Mountrail	Kvasager	Sanstead
Belquist	Erickson, Ward	Lang	Schaffer
Bergman	Fossum	Larsen	Shorma
Bier	Frank	Larson	Skaar
Bilden	Ganser	Leer	Solberg
Bloom	Gengler	Linderman	Stallman
Borstad	Gietzen	Loerch	Staven
Boustead	Giffey	Lundene	Stenhjem
Bowles	Glaspey	Meyer	Stockman
Bowman	Gronhovd	Miller	Strand
Breum	Gudajtes	Montplaisir	Streibel
Brown	Hardmeyer	Mueller	Tough
Bruner	Harrison	Myhre	Tweten
Burk	Hauf	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Rieger	Williamson
Dornacker	Johnson, G.V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker

Absent and not voting:

Froeschle	Meschke	Ruddy	Shablow
Haugen	Reimers	Schoenwald	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 949 - 948

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Streibel moved that House Bills No. 948 and 949 be messaged immediately to the Senate, which motion prevailed.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA

Executive Office
Bismarck

(SEAL)
William L. Guy
Governor

March 8, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

Today I signed House Bill No. 815.

This bill has now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

EIGHTH ORDER OF BUSINESS

Rep. Wagner moved that the House reconsider the action by which Senate Bill No. 161 was passed, which motion prevailed.

Rep. Wagner moved that Senate Bill No. 161 be laid on the table, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 174. A Bill for an Act to amend and reenact sections 15-40-18, 15-40-19, and 57-15-24 of the North Dakota Century Code, relating to the determination of amounts due from the state to the county equalization funds.

Which had been read.

The question being on the final passage of the bill, as amended, on page 1094 of the House Journal, Rep. Dornacker moved that Senate Bill No. 174 be laid on the table, which motion prevailed.

Rep. Hoffner moved that Senate Bills No. 326 and No. 107 be placed at the head of the calendar, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

Senate Bill No. 161

Which the House requested.

GERALD L. STAIR, Secretary

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "E". A concurrent resolution directing the legislative research committee in conjunction with the teachers' insurance and retirement fund board of trustees to conduct a study of the laws governing the teachers' insurance and retirement fund, the benefits therefrom to the teachers, and the obligations and assessments of teachers and school districts to the fund.

Was read the first time and referred to the Legislative Research Resolutions Committee.

Senate Concurrent Resolution "H". A concurrent resolution directing the legislative research committee to study the facilities of the Grafton State School and consider the establishment of a second school in the state of North Dakota for the treatment and care of mentally retarded children and adults.

Was read the first time and referred to the Legislative Research Resolutions Committee.

Senate Concurrent Resolution "J". A concurrent resolution directing the legislative research committee to study the feasibility of a North Dakota grain exchange.

Was read the first time and referred to the Legislative Research Resolutions Committee.

Senate Concurrent Resolution "G-G". A concurrent Resolution directing the legislative research committee to study the laws and procedures governing bonding, bidding, inspection, and final acceptance on contracts for public improvements in cities and villages.

Was read the first time and referred to the Legislative Research Resolutions Committee.

Rep. Giffey moved that the House would be at ease subject to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair.

Speaker Link announced that the House would be on the fifth order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution "B-2"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 925 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives:

Schoenwald

Borstad

Whittlesey

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 516 and passed the bill by a vote of: ayes, 100; nays, 5; absent and not voting, 4.

Also on House Bill No. 728 and passed the bill by a vote of: ayes, 60; nays, 44; absent and not voting, 5.

Also on House Bill No. 913 and passed the bill by a vote of: ayes, 88; nays, 14; absent and not voting, 7.

Also to Senate Concurrent Resolution "F" and has indefinitely postponed the same.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 539, 556, 623, 832, 888 and 900.

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Bloom moved that the House do concur in the Senate amend-

ments to House Bill No. 577 on page 723 of the Senate Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 577 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 577. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 723 of the Senate Journal, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Rundle
Anderson	Erickson,	Krenz	Rustan
Backes	Mountrail	Kvasager	Sanstead
Belquist	Fossum	Lang	Schaffer
Bergman	Frank	Larsen	Skaar
Bier	Froeschle	Larson	Solberg
Bilden	Ganser	Leer	Stallman
Bloom	Gengler	Linderman	Staven
Borstad	Gietzen	Lundene	Stenhjem
Boustead	Giffey	Meyer	Stockman
Bowles	Glaspey	Miller	Strand
Bowman	Gronhovd	Montplaisir	Streibel
Breum	Gudajtes	Mueller	Tough
Brown	Hardmeyer	Myhre	Tweten
Bruner	Harrison	Obie	Unruh
Burk	Hauf	Olafson	Vogel
Christensen	Haugen	Olienyk	Wagner
Christopher	Haugland	Olson	Wastvedt
Coles	Hertz	Opedahl	Welder
Collette	Hickle	Poling	Wentz
Connolly	Hoffner	Powers, Barnes	Whittlesey
Dahlen	Ivesdal	Powers, Cass	Wilkie
Davis	Johnson,	Rieger	Williamson
Dick	Barnes	Rivinius	Winge
Dornacker	Johnson, G.V.	Rosendahl	Mr. Speaker
Duncan	Jungroth	Ruddy	

Absent and not voting:

Erickson, Ward	Loerch	Reimers	Shablow
Hilleboe	Meschke	Schoenwald	Shorma

So the bill passed and the title was agreed to.

Rep. Bloom moved that the House do concur in the Senate amendments to House Bill No. 803 on page 740 of the Senate Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 803 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 803. A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota used for the raising of trees, the proceeds of which shall be used to buy land for the same purposes and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 740 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Elkin	Kvasager	Rundle
Anderson	Erickson,	Lang	Rustan
Backes	Mountrail	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Skaar
Bier	Froeschle	Linderman	Solberg
Bilden	Ganser	Loerch	Stallman
Bloom	Gengler	Lundene	Staven
Borstad	Gietzen	Meyer	Stenhjem
Boustead	Giffey	Miller	Stockman
Bowles	Glaspey	Montplaisir	Strand
Bowman	Gudajtes	Mueller	Streibel
Breum	Hardmeyer	Myhre	Tough
Brown	Hauf	Obie	Tweten
Bruner	Haugen	Olafson	Unruh
Burk	Haugland	Olienyk	Vogel
Christensen	Hertz	Olson	Wagner
Christopher	Hickle	Opedah	Wastvedt
Coles	Hilleboe	Poling	Welder
Collette	Hoffner	Powers, Barnes	Wentz
Connolly	Ivesdal	Powers, Cass	Whittlesey
Dahlen	Johnson,	Rieger	Wilkie
Davis	Barnes	Rivinius	Williamson
Dick	Johnson, G.V.	Rosendahl	Winge
Dornacker	Knudsen	Ruddy	Mr. Speaker
Duncan	Krenz		

Those voting in the negative were:

Harrison Jungroth

Absent and not voting:

Erickson, Ward	Meschke	Schoenwald	Shorma
Gronhovd	Reimers	Shablow	

So the bill passed and the title was agreed to, and the emergency clause carried.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 787 on page 738 of the Senate Journal, which motion prevailed.

Rep. Gengler moved that the rules be suspended and House Bill No. 787 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 787. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the State of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Dickinson Public School District No. 1, Dickinson, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 738 of the Senate Journal, the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
Anderson	Mountrail	Krenz	Rundle
Backes	Fossum	Kvasager	Rustan
Belquist	Frank	Lang	Sanstead
Bergman	Froeschle	Larsen	Schaffer
Bier	Ganser	Larson	Skaar
Bilden	Gengler	Leer	Solberg
Bloom	Gietzen	Linderman	Stallman

Borstad	Giffey	Loerch	Staven
Boustead	Glaspey	Lundene	Stenhjem
Bowles	Gronhovd	Meyer	Stockman
Bowman	Gudajtes	Miller	Strand
Breum	Hardmeyer	Montplaisir	Streibel
Brown	Harrison	Mueller	Tough
Bruner	Hauf	Myhre	Tweten
Burk	Haugen	Obie	Unruh
Christensen	Haugland	Olafson	Vogel
Christopher	Hertz	Olienyk	Wagner
Coles	Hickle	Olson	Wastvedt
Collette	Hilleboe	Opedahl	Welder
Connolly	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Rieger	Williamson
Dornacker	Johnson, G.V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker
Elkin			

Absent and not voting:

Erickson, Ward	Reimers	Shablow	Shorma
Meschke	Schoenwald		

So the bill passed and the title was agreed to.

Rep. Bloom moved that the House do concur in the Senate amendments to House Bill No. 942 on page 747 of the Senate Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 942 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 942. A Bill for an Act to amend and reenact sections 15-22-21 and 15-22-22 of the 1963 Supplement to the North Dakota Century Code, relating to the mandatory dissolution and annexation of school districts, notice of hearings, and effective dates of orders.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 747 of the Senate Journal, the roll was called and there were: ayes, 102; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Fossum	Lang	Sanstead
Belquist	Frank	Larsen	Schaffer
Bergman	Froeschle	Larson	Schoenwald
Bier	Ganser	Leer	Skaar
Bilden	Gengler	Linderman	Solberg
Bloom	Gietzen	Loerch	Stallman
Boustead	Giffey	Lundene	Staven
Bowles	Glaspey	Meyer	Stenhjem
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Collette	Hilleboe	Opedahl	Wastvedt
Connolly	Hoffner	Poling	Welder
Dahlen	Ivesdal	Powers, Barnes	Wentz
Davis	Johnson,	Powers, Cass	Whittlesey

Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G.V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker

Those voting in the negative were:

Borstad

Absent and not voting:

Erickson, Ward	Meschke	Shablow	Shorma
Hauf	Reimers		

So the bill passed and the title was agreed to.

Rep. Backes moved that the House do concur in the Senate amendments to House Bill No. 789 on page 739 of the Senate Journal, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Bill No. 789 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 789. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to the taxation of projects under the Municipal Industrial Development Act.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 739 of the Senate Journal, the roll was called and there were: ayes, 96; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Elkin	Krenz	Ruddy
Anderson	Erickson,	Kvasager	Rundle
Backes	Mountrail	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tweten
Burk	Haugen	Olafson	Unruh
Christensen	Haugland	Olienyk	Vogel
Christopher	Hertz	Olson	Wagner
Coles	Hilleboe	Opedahl	Wastvedt
Collette	Hoffner	Poling	Wentz
Dahlen	Ivesdal	Powers, Barnes	Whittlesey
Davis	Johnson,	Powers, Cass	Wilkie
Dick	Barnes	Rivinius	Winge
Dornacker	Johnson, G.V.	Rosendahl	Mr. Speaker
Duncan	Knudsen		

Those voting in the negative were:

Connolly	Rieger	Tough	Welder
Hickle			

Absent and not voting:

Erickson, Ward	Jungroth	Reimers	Shorma
Hauf	Meschke	Shablow	Williamson

So the bill passed and the title was agreed to.

Rep. Poling moved that the House do concur in the Senate amendments to House Bill No. 592 on page 723 of the Senate Journal, which motion prevailed.

Rep. Poling moved that the rules be suspended and House Bill No. 592 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 592. A Bill for an Act to amend and reenact section 18-10-08 of the North Dakota Century Code, relating in indebtedness of district limited, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 723 of the Senate Journal, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Erickson,	Kvasager	Rundle
Backes	Mountrail	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspey	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Obie	Tough
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienky	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Rieger	Whittlesey
Dick	Barnes	Rivinius	Wilkie
Dornacker	Johnson, G.V.	Rosendahl	Winge
Duncan	Knudsen	Ruddy	Mr. Speaker
Elkin	Krenz		
Absent and not voting:			
Aamoth	Jungroth	Reimers	Shorma
Erickson, Ward	Meschke	Shablow	Williamson
Hauf			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Solberg moved that the House do concur in the Senate amendments to House Bill No. 776 on page 816 of the Senate Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 776 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 776. A Bill for an Act for an appropriation to implement the North Dakota state fair association.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 816 of the Senate Journal, the roll was called and there were: ayes, 86; nays, 13; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Frank	Kvasager	Rosendahl
Belquist	Froeschle	Lang	Ruddy
Bergman	Ganser	Larsen	Rustan
Bloom	Gengler	Leer	Sanstead
Borstad	Gietzen	Linderman	Schoenwald
Boustead	Giffey	Loerch	Skaar

Bowman	Glaspey	Lundene	Solberg
Breum	Gronhovd	Meyer	Staven
Bruner	Gudajtes	Miller	Stenhjem
Burk	Hardmeyer	Montplaisir	Stockman
Christensen	Harrison	Mueller	Strand
Christopher	Haugland	Myhre	Streibel
Coles	Hertz	Obie	Tweten
Collette	Hickle	Olafson	Unruh
Dahlen	Hilleboe	Olienyk	Vogel
Davis	Hoffner	Olson	Wagner
Dick	Ivesdal	Opedah	Wastvedt
Dornacker	Johnson,	Poling	Wentz
Duncan	Barnes	Powers, Barnes	Whittlesey
Elkin	Johnson, G. V.	Powers, Cass	Wilkie
Erickson,	Knudsen	Rieger	Winge
Mountrail	Krenz	Rivinius	Mr. Speaker
Those voting in the negative were:			
Bier	Fossum	Rundle	Stallman
Bilden	Haugen	Schaffer	Tough
Bowles	Larson	Shorma	Welder
Connolly			
Absent and not voting:			
Aamoth	Erickson, Ward	Meschke	Shablow
Backes	Hauf	Reimers	Williamson
Brown	Jungroth		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:
House Concurrent Resolution "E-1" - "N-1" - "U-1" - "V-1" - "Y-1"
"A-2"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:
House Concurrent Resolution "W-1" - "B-2"
And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "W-1" - "B-2"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

Rep. Bloom moved that the House do not concur in the Senate amendments to House Bill No. 544, page 722 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate.

Rep. Fossum moved a substitute motion that the House do concur in the Senate amendments to House Bill No. 544 on page 722 of the Senate Journal, which motion lost.

The question was now on the original motion of Rep. Bloom that the House do not concur in the Senate amendments to House Bill No. 544, page 722 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Bloom
Loerch
Bier

Rep. Backes moved that the reading of the amendments to House Bill No. 660 be dispensed with, which motion prevailed.

Rep. Backes moved that the House do concur in the Senate amendments to House Bill No. 660, on page 732 of the Senate Journal, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Bill No. 660 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 660. A Bill for an Act to make a portion of excise taxes on aviation gasoline and Jet motor fuel used by aircraft not refundable and provide for distribution of the proceeds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 732 of the Senate Journal, the roll was called and there were: ayes, 84; nays, 17; absent and not voting, 8.

Those voting in the affirmative were:

Anderson	Froeschle	Lang	Rundle
Backes	Gengler	Larsen	Rustan
Bier	Gietzen	Leer	Sanstead
Bloom	Giffey	Linderman	Schaffer
Borstad	Glaspey	Loerch	Schoenwald
Boustead	Gronhovd	Lundene	Skaar
Bowman	Gudajtes	Meyer	Solberg
Breum	Hardmeyer	Miller	Staven
Brown	Harrison	Montplaisir	Stenhjem
Bruner	Hauf	Mueller	Stockman
Burk	Haugland	Myhre	Strand
Christensen	Hertz	Olafson	Streibel
Christopher	Hilleboe	Olienyk	Tweten
Coles	Hoffner	Olson	Unruh
Collette	Ivesdal	Opedahl	Wastvedt
Dahlen	Johnson,	Poling	Welder
Dornacker	Barnes	Powers, Barnes	Wentz
Duncan	Johnson, G. V.	Powers, Cass	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Knudsen	Rivinius	Winge
Fossum	Krenz	Rosendahl	Mr. Speaker
Frank	Kvasager		

Those voting in the negative were:

Belquist	Elkin	Larson	Stallman
Bergman	Ganser	Obie	Tough
Bilden	Haugen	Ruddy	Vogel
Connolly	Hickle	Shorma	Wagner
Davis			

Absent and not voting:

Aarnoth	Dick	Meschke	Shablow
Bowles	Erickson, Ward	Reimers	Whittlesey

So the bill passed and the title was agreed to.

A short recess was granted to the Legislative Research Resolution Committee on request of Rep. Hauf.

ELEVENTH ORDER OF BUSINESS

Rep. Backes moved that the reading of the amendments to House Bill No. 653 be dispensed with, which motion prevailed.

Rep. Backes moved that the House do not concur in the Senate amendments to House Bill No. 653, page 731 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Meschke
Wilkie
Tweten

Rep. Anderson moved that the House do not concur in the Senate amendments to House Bill No. 518, page 722 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Anderson
Rosendahl
Connolly

Rep. Lundene moved that the House do not concur in the Senate amendments to House Bill No. 650, page 731 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Montplaisir
Gudajtes
Brown

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:
House Concurrent Resolution "P-1"
Which the House requested.

GERALD L. STAIR, Secretary

PETITIONS AND COMMUNICATIONS

The Chief Clerk read a resolution from the Michigan Senate on the income tax ruling.

Mr. Speaker: Your Committee on Delayed Bills has had under consideration House Concurrent Resolution "E-2", to wit:

A RESOLUTION

"A concurrent resolution urging the Congress of the United States to propose an amendment to the Constitution of the United States, relating to apportionment."

And recommends the same be introduced.

REP. GIFFEY, Chairman

Rep. Streibel moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

House Concurrent Resolution "E-2". A concurrent resolution urging the Congress of the United States to propose an amendment to the Constitution of the United States, relating to apportionment.

Rep. Giffey moved that House Concurrent Resolution "E-2" be printed in the Journal and not in bill form, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "E-2"

Introduced by Committee on Delayed Bills

A concurrent resolution urging the Congress of the United States to propose an amendment to the Constitution of the United States, relating to apportionment.

- 1 WHEREAS, the Supreme Court of the United States has ruled
- 1a that
- 2 membership in both houses of a bicameral state legislature must
- 3 be apportioned according to population and has thus asserted
- 4 federal judicial authority over the basic structure of
- 4a government
- 5 in the various states; and
- 6 WHEREAS, this rule denies to the people of the respective
- 7 states the rights to establish their legislatures upon a pattern of

8 representation deemed suitable to the needs of each state or
 9 similar to the pattern deemed advantageous for the Congress of
 10 the United States and provided by the Federal Constitution; and
 11 WHEREAS, this action of the Supreme Court goes so far as to
 12 restrict the ability of the citizens of the respective states to
 13 designate the manner in which they shall be represented in their
 14 respective legislatures, thereby depriving the people of their
 14a right

15 to determine how they shall be governed; and

16 WHEREAS, the implications of this action by the United
 17 States Supreme Court raise serious doubts as to the legality of
 18 the present form of governing bodies of many subordinate units
 18a of

19 government within the states;

20 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
 21 OF REPRESENTATIVES OF THE STATE OF NORTH

21a DAKOTA,

22 THE SENATE CONCURRING THEREIN:

23 That this legislature respectfully applies to the Congress
 24 of the United States to propose and submit to the states an
 25 amendment to the Constitution of the United States

25a substantially

26 as follows:

27 "ARTICLE _____

28 "SECTION 1. Nothing in this Constitution shall prohibit
 29 any state which shall have a bicameral legislature from
 30 apportioning the membership of one house of such
 30a legislature

31 on factors other than population, provided that the plan of
 32 such apportionment shall have been submitted to and
 32a approved

33 by a vote of the electorate of that state.

34 "SECTION 2. Nothing in this Constitution shall restrict
 35 or limit a state in its determination of how membership of
 36 governing bodies of its subordinate units shall be apportioned.

37 "SECTION 3. This article shall be inoperative unless it
 38 shall have been ratified as an amendment to the Constitution
 39 by the legislatures of three-fourths of the several states
 40 within seven years from the date of its submission to the
 41 states by the Congress."

42 BE IT FURTHER RESOLVED, that a duly attested copy
 43 of this resolution be immediately transmitted to the Secretary of
 44 the Senate of the United States, the Clerk of the House of
 45 Representatives of the United States, and to each member of the
 46 Congress from this state.

Rep. Giffey moved that House Concurrent Resolution "E-2" be not referred to a committee but further action delayed one day, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 577, 592, 660, 776, 787, 789, 803 and 942.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 544 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives:

Bloom
Loerch
Bier

Also to House Bill No. 653:

Meschke
Wilkie
Tweten

Also to House Bill No. 518:

Anderson
Rosendahl
Connolly

Also to House Bill No. 650:

Montplaisir
Gudajtes
Brown

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "M" - "O" - "X" - "O-1" - "C-2" -
"D-2"

Which the Senate has amended.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "M"

Delete everything after the words "A concurrent resolution" and insert in lieu thereof the following: "for an amendment to the Constitution of the state of North Dakota relating to the indebtedness of the state, state agencies, and county, township, municipal, school, and other public corporations and political subdivisions; authorizing and defining self-liquidating bonds secured by the pledge of the full faith and credit of the issuer, or payable solely from special taxes, assessments, charges, fees, or rentals; limiting other indebtedness of the state; and repealing section 182 of the Constitution of the state of North Dakota.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES
OF THE STATE OF NORTH DAKOTA, THE SENATE
CONCURRING THEREIN:

That the following proposed amendment to the Constitution of the state of North Dakota is agreed to and shall be submitted to the qualified electors of the state of North Dakota for approval or rejection at the primary election to be held in 1966, or at any special state-wide election called prior thereto, in accordance with the provisions of section 202 of the Constitution of the state of North Dakota, as amended:

SECTION 1.) The Constitution of the state of North Dakota shall be amended by adding thereto the following article:

Notwithstanding any other provision in the Constitution, the state and any state agency and any county, township, municipal, school, or other public corporation or political subdivision of any kind may incur self-liquidating indebtedness for such purposes and in such amounts as may now or hereafter be authorized by law, provided that such indebtedness is evidenced by the issuance of bonds secured as provided in this article.

Self-liquidating bonds may be made primarily payable from any special tax or assessment, other than an ad valorem tax upon property, or from any charge, fee, or rental established for the use, availability, occupancy, or purchase of any service, commodity, building, or facility, or from any combination of these sources; including, but without limitation, excise, privilege, occupation, or income taxes, fees and charges for state parks and other public facilities, and

building fees charged to students at institutions of higher learning and vocational education.

The law, ordinance, resolution, indenture, or other instrument or instruments under which such bonds are issued shall define clearly the taxes, assessments, charges, fees, or rentals designated as the primary source of revenues for the payment of bonds, and shall state what other payments or expenses, if any, are to be deducted from the gross revenues collected from this source to determine the net revenues available for bond service, and shall irrevocably pledge and appropriate these revenues to a special fund or funds to the extent necessary to pay the bonds and interest thereon when due and to accumulate and maintain such revenues securing these payments as may be required in such instruments.

The legislative assembly may delegate to the governing board of the agency, corporation, or subdivision authorized to issue such bonds the power to determine the specific uses of the proceeds and the specific covenants to be made by the issuer to assure the segregation and sufficiency of the pledged revenues, in accordance with such provisions on these matters as may be made by law.

The full faith and credit of the issuer may be pledged, when authorized by law, for the prompt and full payment of any self-liquidating bonds issued under this article. In this event, if a deficiency exists at any time in the bond reserve required to be maintained, the proper administrative officers of the issuer shall levy an ad valorem tax, without limitation as to rate or amount, upon all taxable property within its governmental or corporate limits in the amount required, with any other funds immediately available, appropriated, and transferred by the governing board to the reserve, to restore the deficiency; and the property tax or other funds placed in the reserve shall be reimbursed to the issuer from the next pledged revenues received which are not required to pay principal and interest on the bonds and to maintain the reserve.

Alternatively, when authorized by law, self-liquidating bonds may be made payable solely from the revenues pledged for their payment. In this event, if a deficiency exists at any time in the bond reserve, the obligation of the issuer shall be limited to the increase of the rate or amount of the special taxes, assessments, charges, fees, or rentals pledged, to such extent and in such manner as may be required by the instruments under which the bonds are issued, and compliance with other covenants contained therein.

An issue of bonds may be made partially self-liquidating, when authorized by law. In this event, that portion of the principal amount of the issue from time to time outstanding, for the payment of which revenues from the special sources herein described are not pledged, shall be subject to limitations on the indebtedness of the issuer which are contained elsewhere in the Constitution.

The provisions of sections 183 and 184 of this Constitution shall not apply to the self-liquidating indebtedness of the public corporations and political subdivisions referred to therein.

Except for self-liquidating indebtedness, as defined in the preceding paragraphs of this article, the state shall not incur indebtedness at any time in an amount exceeding five percent of the assessed value of all taxable property in the state. "Assessed value" means the full and true value of such property, as last finally determined by the officers and boards directed by law to value it for the purpose of taxation, without regard to any reduction of such value which may be required by law to establish a valuation or amount upon which rates of taxation are to be computed and extended. "Indebtedness" so limited means the principal amount of all bonds issued at any time and all bonds outstanding at the same time, excluding self-liquidating bonds, less the amount on hand at the same time, in cash or investments authorized by law,

and the amount of taxes then levied and in the process of collection, which are irrevocably appropriated for the payment of such indebtedness. No such indebtedness shall be incurred by the state unless evidenced by a bond issue, which shall be authorized by a law providing for the levy of an annual ad valorem tax, or shall make other provision, sufficient to pay the interest semiannually and the principal within thirty years from the date of the issue of such bonds and shall specially appropriate the proceeds of such tax or of such other provisions to the payment of said principal and interest, and such appropriation shall not be repealed nor the tax or other provisions discontinued until such debt, both principal and interest, shall have been paid.

This article is self-executing, and shall become effective without the necessity of legislative action, except to the extent that such action is specifically referred to herein. Existing laws shall have the full force and effect which is permitted under this article. All actions taken pursuant to existing laws which would have been valid if this article had been in effect when they were taken are validated.

SECTION 2. REPEAL.) Section 182 of the Constitution of the state of North Dakota is hereby repealed."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "O"

Delete all the language in lines 10, 11, 12, 13 and 14 and insert in lieu thereof the following:

"SECTION 150. A superintendent of schools for each county shall be elected every four years beginning in the year 1964, whose qualifications, duties, powers and compensation shall be fixed by law. Provided, however, a superintendent of schools may be elected by and serve two or more counties or parts of counties as provided by law."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "X"

In the engrossed house concurrent resolution delete lines 1 through 5 inclusive and insert in lieu thereof the following language:

"WHEREAS, there has been introduced in the United States House of Representatives and the United States Senate bills authorizing the construction of a road linking the three units of the Theodore Roosevelt National Memorial Park; and"

Following line 9 insert the following language:

"WHEREAS, the construction of this road would improve the opportunity for the touring public to enjoy the scenic beauty of the North Dakota Badlands, will facilitate enjoyment of the Theodore Roosevelt National Memorial Park by those visiting the area; will provide increased income from a growing tourist trade; and will be a convenience in the future of the ranchers living in the Little Missouri River Badlands; and"

Delete lines 16 through 19 inclusive and insert in lieu thereof the following:

"WHEREAS, it seems in the best interest of the state of North Dakota to preserve the state's livestock industry rather than severely disrupt that industry as would result if the proposed road is built by the National Park Service; and

WHEREAS, it seems in the best interests of all concerned to obtain the desired expansions of tourism with the least possible adverse effect on the established agricultural economy of North Dakota; and"

Following line 22 insert the following:

"WHEREAS, the federally-owned land between the park units is administered by the United States Forest Service and the three

units of the Theodore Roosevelt National Memorial Park are administered by the United States Park Service, and it seems appropriate that the federal agency administering these lands should be responsible for any development of these lands, and no further acquisition of lands by the Federal Government would be necessary if the Forest Service built the road on lands now under its jurisdiction and lands now under the jurisdiction of the National Park Service;"

Delete lines 26 through 29 inclusive and insert in lieu thereof the following:

"That this legislative assembly does support the construction of a scenic Badlands road connecting the three units of the Theodore Roosevelt National Memorial Park by the United States Forest Service and urges passage of such legislation by the Congress of the United States as may be necessary to carry out the purpose of this resolution; and"

In line 38 following the comma after the word "Senate" insert the words "Secretary of Interior, the Public Roads Administrator of the Bureau of Public Roads, the Director of the United States Forestry Service, the Director of the United States Park Service,"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "O-1"

In line 1 of the title after the word "the" delete the words "construction of" and insert in lieu thereof the words "planning and designing for the purpose of constructing"

In line 2 of the bill after the first word "the" delete the words "construction of" and insert in lieu thereof the words "planning and designing for the purpose of constructing"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "C-2"

In line 26, after the word "private" insert the following: "except that not more than five acres may be made available for local school purposes"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "D-2"

In line 23, after the word "days" insert the following: ", Jane Harrison, Telephone Clerk, four days; Carolyn Jean Paulson, Page, three days"

In line 58 following the "," insert "Jane Harrison, Telephone Clerk, four days @ twelve dollars per day; Carolyn Jean Paulson, Page, three days @ eleven dollars per day;"

In line 67 delete the word "three" and insert in lieu thereof the word "five".

In line 68 delete the word "three" and insert in lieu thereof the word "five".

Renumber the lines accordingly.

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House be at ease, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The House reconvened at the Call of the Chair.

Speaker Link announced that the House would be on the 17th order of business.

Speaker Link announced the Senate members who have been appointed on various Conference Committees, as received in the Senate message.

Speaker Link announced the appointment of the following House Conference Committees to meet with the Senate Conference Committees:

On Senate Bill No. 8, Representatives:

Olson
Obie
Wastvedt

On Senate Bill No. 23, Representatives:

Anderson
Linderman
Dick

On Senate Bill No. 24, Representatives:

Glaspey
Rieger
Reimers

On Senate Bill No. 28, Representatives:

Hauf
Poling
Ganser

On Senate Bill No. 38, Representatives:

Burk
Jungroth
Stockman

On Senate Bill No. 39, Representatives:

Borstad
Erickson of Mountrail
Fossum

MESSAGE TO SECRETARY OF STATE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "J" - "K" - "V"

House Concurrent Resolution "W" - "B-2" - "W-1"

Were delivered to the Secretary of State for his approval at the hour of 10:15 o'clock, March 5, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 749 - 829 - 837 - 922

Were delivered to the Governor for his approval at the hour of 10:15 o'clock, March 5, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to the following Senate Bills and the President has appointed as a conference committee to act with a like committee from the House,

To act on Senate Bill No. 8, Senators:

Kelly
Kjos
Lashkowitz

To act on Senate Bill No. 23, Senators:

Saumur
Kautzmann
Bopp

To act on Senate Bill No. 24, Senators:

Sorlie
Beck
Solberg

To act on Senate Bill No. 28, Senators:

Lips
Torgerson
Witteman

To act on Senate Bill No. 38, Senators:

Ringsak
Mutch
Tuff

To act on Senate Bill No. 39, Senators:

Chesrown
Strinden
Reichert

To act on Senate Bill No. 42, Senators:

Kisse
Nelson
Van Horn

To act on Senate Bill No. 99, Senators:

Longmire
Kelly
Larson

To act on Senate Bill No. 172, Senators:

Kjos
Forkner
Reichert

To act on Senate Bill No. 228, Senators:

Trenbeath
Ruemmele
Urdahl

To act on Senate Bill No. 238, Senators:

Ringsak
Torgerson
Walz

To act on Senate Bill No. 244, Senators:

Becker
Torgerson
Weber

To act on Senate Bill No. 340, Senators:

Ringsak
Morgan
Ecker

FRIDAY, MARCH 5, 1965

1243

To act on Senate Concurrent Resolution "O", Senators:
Ringsak
Forkner
Reichert

GERALD L. STAIR, Secretary

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA
Executive Office
Bismarck

(Seal)
William L. Guy
Governor

March 9, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, March 8, 1965, I signed the following bills:

House Bill No. 515	House Bill No. 848
House Bill No. 543	House Bill No. 894
House Bill No. 644	House Bill No. 896
House Bill No. 762	House Bill No. 897
House Bill No. 774	House Bill No. 898
House Bill No. 778	House Bill No. 928
House Bill No. 780	

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

WLG:kh

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 749 - 829 - 837 - 922
House Concurrent Resolution "J" - "K" - "V" - "W" - "W-1"
House Concurrent Resolution "B-2"

Which the President has signed.

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bills No. 3 - 11 - 17 - 25 - 54
Senate Bills No. 62 - 93 - 118 - 139 - 147
Senate Bills No. 187 - 198 - 236 - 251
Senate Bills No. 255 - 256 - 273 - 285
Senate Bills No. 299 - 306 - 307 - 330
Senate Bills No. 335 - 346 - 352 - 354 - 357

And the Speaker signed the same in the presence of the House.

Speaker Link appointed the following Conference Committees to meet with like committees from the Senate:

Senate Bill No. 42, Representatives:

Lundene
Opedahl
Dornacker

Senate Bill No. 99, Representatives:

Winge
Rustan
Johnson of Barnes

Senate Bill No. 172, Representatives:

Stallman
Bruner
Coles

Senate Bill No. 228, Representatives:

Skaar
Sanstead
Bowman

Senate Bill No. 238, Representatives:

Jungroth
Vogel
Powers of Barnes

Senate Bill No. 244, Representatives:

Christensen
Strand
Miller

Senate Bill No. 340, Representatives:

Haugen
Gietzen
Dornacker

Senate Concurrent Resolution "O", Representatives:

Meschke
Jungroth
Brown

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

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:

Lundene
Opedahl
Dornacker on Senate Bill No. 42

Also Representatives:

Winge
Rustan
Johnson of Barnes on Senate Bill 99

Also Representatives:

Stallman
Bruner
Coles on Senate Bill No. 172

Also Representatives:

Skaar
Sanstead
Bowman on Senate Bill No. 228

Also Representatives:

Jungroth
Vogel
Powers of Barnes on Senate Bill No. 238

Also Representatives:

Christensen
Strand
Miller on Senate Bill No. 244

Also Representatives:

Haugen
Gietzen
Dornacker on Senate Bill No. 340

Also Representatives:

Meschke
Jungroth
Brown on Senate Concurrent Resolution "O"

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

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:

Olson
Obie
Wastvedt for Senate Bill No. 8

Representatives:

Anderson
Linderman
Dick for Senate Bill No. 23

Representatives:

Glaspey
Rieger
Reimers for Senate Bill No. 24

Representatives:

Hauf
Poling
Ganser for Senate Bill No. 28

Representatives:

Burk
Jungroth
Stockman for Senate Bill No. 38

Representatives:

Borstad
Erickson of Mountrail
Fossum for Senate Bill No. 39

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "Q" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "P-1" has had the same under consideration and recommends that the same be amended as follows:

Following the last line of the resolution insert the following new paragraph:

"AND BE IT FURTHER RESOLVED, that the committee study and review problems of replacement of personal property tax revenues"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Rep. Hauf moved that the rules be suspended and House Concurrent Resolution "P-1" be placed in the sixth order at this time, which motion prevailed.

Rep. Hauf moved that the amendments to House Concurrent Resolution "P-1" be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills No. 7 and 163 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Lips
Saumur
Bopp to act on Senate Bill No. 7

Senators:
Strinden
Kautzmann
Lashkowitz to act on Senate Bill No. 163

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 16 - 26 - 30 - 87
Senate Bill No. 141 - 194 - 243 - 263
Senate Bill No. 274 - 318 - 348 - 360

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "L" - "N" - "P" - "S" - "Y"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 568 - 731 - 944

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 541 - 589 - 608 - 657
House Bill No. 706 - 712 - 724 - 726
House Bill No. 794 - 800 - 806 - 809 - 814

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 541

In line 734 after the word "section" insert the following language: "provided, however, that this shall not apply to any motor vehicles entering any state park for the purpose of parking thereon during the performance of any historic drama"

AMENDMENTS TO HOUSE BILL No. 589

In lines 5 and 6 of the title delete the words "making principal contractor liable for payroll of subcontractor;"

In line 37 after the word "wages" insert the words "less whatever the employee owes the employer"

Delete all of lines 42 through 53.

In line 117 after the word "as" delete the words "he determines"
Renumber the lines and sections accordingly.

AMENDMENTS TO HOUSE BILL NO. 608

In line 21, delete the words "department of accounts and purchases" and insert in lieu thereof the words "secretary of state".

In the second line of the title, delete the word "architect" and insert in lieu thereof the words "construction superintendent"

In line 4 insert triple parentheses before the word "STATE" and after the word "ARCHITECT" and after the parentheses insert the words "CONSTRUCTION SUPERINTENDENT"

In line 21 delete the words "an architect" and insert in lieu thereof the words "a qualified construction superintendent"

In line 24 delete the words "An architect" and insert in lieu thereof the words "A person" and delete the word "five" and insert in lieu thereof the word "ten"

In line 25 delete the word "architectural"; delete the words "and shall be licensed by the state of" and insert in lieu thereof the words "in construction methods and procedures"

Delete all of line 26

In line 27 delete "ture"; delete the word "architect" and insert in lieu thereof the word "person"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 657

In line 13 after the triple parentheses delete the word "five" and insert in lieu thereof the word "one"

In line 14 after the triple parentheses delete the words "one thousand" and insert in lieu thereof the words "five hundred"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 706

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 48-05-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

48-05-02. PUBLIC INSTITUTIONS TO USE NATIVE FUEL PRODUCTS.) The various state institutions in this state shall use North Dakota native fuel products for fuel, except where the competitive price bid on a British Thermal Unit basis of purchasing non-native fuel is not greater than the cost of purchasing native fuel products. County buildings and public school buildings are specifically exempted from the provisions of this section."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 712

In line 8 after the word "written" delete the words single trip

In line 17 after the period insert the following: "All permits for the movement of excessive size and weight on state highways shall be single trips only."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 724

In line 82 after the word "existing" delete the words "or available"

In line 84 after the word "and" insert the following: "provided duplication of services is not deemed unreasonable by the public service commission; and"

Renumber the lines accordingly.

After the period in line 73 insert the following underlined language: Such certificate shall not be necessary if the Public Service Commission approves an agreement between a public utility and the rural electric cooperative serving the area which includes the station to be served and which agreement designates said station to be in an area to be served by the public utility.

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 726.

In line 39, insert triple parentheses before the word "Rural" and in line 48 insert triple parentheses after the period.

AMENDMENTS TO HOUSE BILL No. 794

In line 20 of the bill after the word "of" delete the word ((four)) and insert in lieu thereof the word "five"

AMENDMENTS TO HOUSE BILL No. 800

Following line 36 insert the words "upon at least five days' notice to the parties and at least"

In line 56 delete the following language "at any time"

In line 57 delete the first word "such" and delete the following language: "and in such manner as it shall deem proper"

In line 83 after the period delete the remainder of the line.

Delete all of lines 84 and 85.

In line 110 following the number "5" delete the balance of the line

Delete line 111

Delete the words "shall be in every way expedited" in line 112

In line 176 delete the words and numeral "one thousand dollars (\$1,000.00)" and insert the words "five hundred dollars" in lieu thereof

In line 198 after the word "particular" insert the word "retail"

In line 224 delete the words "the most" and insert the word "an" in lieu thereof

In line 231 delete the words "the most" and insert the word "an" in lieu thereof

Delete all of lines 276 through 288 inclusive and insert in lieu thereof the following language: "The provisions of section 51-10-08 shall apply to the administration and enforcement of this Act."

In line 290 delete the words "three food" and insert the words "five retail" in lieu thereof

In line 292 delete the word "food" and insert the word "retail" in lieu thereof

In line 294 delete the word "food" and insert the words "retail products" in lieu thereof

In line 297 delete the word "three" and insert the word "five" in lieu thereof

In line 299 delete the period and the word "The" and insert the words "except that the"; and delete the word "three" and insert the word "five" in lieu thereof

In line 300 delete the word "three" and insert the word "five" in lieu thereof

In line 304 delete the word "food" and insert the word "goods" in lieu thereof

In line 307 delete the words "The North Dakota Association of Food Retailers" and insert the words "Each North Dakota association of retailers" in lieu thereof

In line 308 delete the word "five" and insert the word "three" in lieu thereof

In line 309 after the word "select" and before the period, insert the words "the membership of the commission which shall have as broad a representation of the retailers of the state as practical"

In line 318 after the word "LICENSE" insert " — PENALTY"

In line 321 after the word "state" and before the period insert the words "which license shall not be transferable"

In line 321 after the word "dollars" and before the comma, insert the words "and fifty cents"

In line 324 immediately following the period add the following sentence: "Every person, firm, or corporation engaging in business as a retailer without procuring a current and valid license as provided in this Act shall be guilty of a misdemeanor and punishable by a fine of not more than one hundred dollars."

Delete all of Section 8 lines 325 through 329 and insert in lieu thereof:

"SECTION 7A. DISBURSEMENT OF FUNDS.) The secretary shall collect the fees provided by this Act and deposit such funds in the state treasury in a special fund to be known as the trade commission fund. Expenditures, within the limits of legislative appropriation, shall be made upon vouchers approved by the secretary after approval by the state auditing board upon warrant-checks prepared by the department of accounts and purchases.

SECTION 8. APPROPRIATION.) There is hereby appropriated out of any moneys in the trade commission funds the sum of \$50,000.00, or so much thereof as may be necessary, for expenditure during the biennium beginning July 1, 1965, and ending June 30, 1967, for the purpose of carrying out the provisions of this Act."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 806

In the fourth line of the title after the word "state" insert the words "and authorizing loans to the general fund"

After line 8 add a section as follows:

"SECTION 3. LOANS TO GENERAL FUND AUTHORIZED) Upon application by the state treasurer and the director of the department of accounts and purchases, the state industrial commission may direct the Bank of North Dakota to make loans in amounts at no time exceeding the total sum of five million dollars to the state general fund, for periods of time not exceeding nine months in duration, at such rates of interest as the industrial commission may prescribe, for the purpose of making money available to meet legislative appropriations from the general fund during periods of seasonally low tax collections or periods in which high withdrawals or expenditures occur."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 809

In line 55 of the bill delete the semicolon and in lieu thereof insert the following:

" "Purchase price" shall also mean, in those instances where sand or gravel is not sold at retail as tangible personal property by the person severing the sand or gravel, the fair market value of the sand or gravel severed. If the sand or gravel is not sold at retail by the person severing the sand or gravel, it shall be presumed until the contrary is shown by the tax commissioner or by the person severing the sand or gravel that the fair market value of the sand or gravel is eight cents per ton of two thousand pounds. Where records are not kept as to the tonnage of sand or gravel severed from the soil it shall be presumed for the purpose of this chapter that one and

one-half tons of sand or gravel of two thousand pounds per ton shall be equal to one cubic yard of sand or gravel;"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 814

In line 7 delete the word "valuts" and insert "vaults"

Line 39 after the word "state" insert ";

And renumber the lines accordingly.

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 3 - 11 - 17 - 25 - 54

Senate Bill No. 62 - 93 - 118 - 139

Senate Bill No. 147 - 187 - 198 - 236

Senate Bill No. 251 - 255 - 256 - 273

Senate Bill No. 285 - 299 - 306 - 307

Senate Bill No. 330 - 335 - 346

Senate Bill No. 352 - 354 - 357

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 322

Senate Concurrent Resolution "Q" - "DD"

Senate Concurrent Resolution "FF"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 179 - 298 - 300

Senate Concurrent Resolution "A"

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 161 - 165 - 174

Senate Bill No. 184 - 341

Senate Concurrent Resolution "B"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 503 - 512 - 520

House Bill No. 540 - 542 - 578

House Bill No. 634 - 664 - 688

House Bill No. 690 - 699

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 654
House Bill No. 701
House Bill No. 714
House Bill No. 715
House Bill No. 716
House Bill No. 763
House Bill No. 773
House Bill No. 777
House Bill No. 779
House Bill No. 807
House Bill No. 813
House Bill No. 854
House Bill No. 857
House Bill No. 908
House Resolution No. 8
House Concurrent Resolution "B"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "A-1" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "C-1" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "G-1" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "K-1" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "J" has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "H"

has had the same under consideration and recommends that the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "G-G" has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "E" has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title delete the words "in cooperation with the legislative"

In line 3 of the title delete the words "research committee"

In line 19 delete the word "in"

In line 20 delete the words "cooperation with the legislative research committee are" and insert the word "is" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUF, Chairman

Rep. Hauf moved that the report be adopted, which motion prevailed.

Rep. Hauf moved that the rules be suspended and the amendments to Senate Concurrent Resolution "E" be adopted at this time, which motion prevailed.

Rep. Hauf moved that House Concurrent Resolution "Q" - "P-1" - "A-1" - "G-1" and Senate Concurrent Resolutions "J" - "H" and "E" be placed at the head of the calendar, which motion prevailed.

The Speaker announced the following Conference Committees to act with like committees from the Senate:

On Senate Bill No. 7, Representatives:

Meyer
Erickson of Ward
Rivinius

On Senate Bill No. 163, Representatives:

Powers of Cass
Williamson
Larsen of Grand Forks

SIXTH ORDER OF BUSINESS

Rep. Coles moved that the amendments to Senate Bill No. 71 as recommended by the Committee on Appropriations, page 1206 of the House Journal, be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bills No. 57 - 130 - 164 - 212 - 215 - 271 - 305

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of:

House Bill No. 589
House Bill No. 657

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 515 - 522 - 543
House Bill No. 549 - 554 - 559
House Bill No. 576 - 644 - 733
House Bill No. 762 - 774 - 778
House Bill No. 780 - 799 - 815
House Bill No. 848 - 894 - 904
House Bill No. 916 - 920 - 929
House Bill No. 930 - 896 - 897 - 898

Were delivered to the Governor for his approval at the hour of 1:50 o'clock p.m., March 5, 1965.

REP. SHABLOW, Chairman

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 698 has had the same under consideration and recommends: Recede from the Senate amendments and recommend the amendments as attached and when amended recommend a do pass.

For the Senate:

Senator Torgerson
Senator Strinden
Senator Thompson

For the House:

Rep. Meschke
Rep. Shablow
Rep. Reimers

Rep. Meschke moved that the report be adopted, which motion prevailed.

Rep. Backes moved that the reading of the amendments to House Bill No. 698 be dispensed with, which motion prevailed.

AMENDMENTS TO HOUSE BILL No. 698

Delete everything after "A BILL" and insert in lieu thereof the following:

"For an Act relating to tax equalization and simplification and declaring legislative intent; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for property tax purposes; to amend and reenact subsection 20 of section 57-38-01, sections 57-38-06, 57-38-07, 57-38-30, 57-38-31, and 57-38-32 of the North Dakota Century Code and section 57-38-29 of the 1961 Supplement to the North Dakota Century Code, relating to definitions, nonresidents, fiduciaries, filing of returns, and income tax rates for income tax purposes; to amend and reenact section 57-35-02 of the North Dakota Century Code relating to taxation of banks and trust companies; to amend and reenact subsection 2 of section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code relating to taxation of building and loan associations; to amend and reenact subsections 5 and 10 of section 57-39-03, subsections 1, 2, 4, 7 and 8 of section 57-40-01 and subsection 5 of section 57-40-03, all of the North Dakota Century Code, and subsections 1, 2, 3, 5 and 6 of section 57-39-01, sections 57-39-02

and 57-39-06, subsections 5 and 10 of section 57-40-01, subdivision a of subsection 6 of section 57-40-01 and sections 57-40-02, 57-40-17 and 57-40.1-02, all of the 1963 Supplement to the North Dakota Century Code, and all of which relate to definitions, tax rates, exemptions, and contractors' bonds for purposes of retail sales and use or excise taxes; to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to exemption of personal property from assessment and taxation; to create and enact four new sections to chapter 57-38 of the North Dakota Century Code, relating to withholding of taxes from wages, payment of taxes withheld, filing and paying declarations of estimated income taxes and providing for adjustments to taxable income, all relating to administration of the income tax law; to create and enact a new subsection to section 57-39-03 relating to exemptions, a new subdivision to subsection 6 of section 57-40-01 relating to definitions, and a new subsection to section 57-40-01 relating to definitions, all of the North Dakota Century Code; to create and enact a new section to chapter 57-39, and a new section to chapter 57-40 of the North Dakota Century Code and to create and enact a new section to chapter 57-40.1 of the 1963 Supplement to the North Dakota Century Code, to provide for a separate and additional one per cent retail sales tax and separate and additional one per cent excise or use taxes, to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for a separate and additional one per cent excise tax on any casual sales or transfers in this state of motor vehicles that may be subjected to any other similar tax imposed by any other provision of law and to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for effective dates for amendments to the income tax law, bank and trust company tax law and building and loan association tax law; to provide the tax commissioner with access to official records of the workmen's compensation bureau and the unemployment compensation division thereof for purposes of administration of the income tax law; and to repeal subsections 9, 10, and 11 of section 57-02-05, sections 18-03-09, 37-01-27, 57-15-23, 57-38-20, 57-38-21, 57-38-22, 57-38-24, 57-38-26, 57-38-27 and 57-38-28 and chapters 57-03 and 57-31 of the North Dakota Century Code and sections 5-03-26, 15-39-23, 57-38-22.1 and 57-38-36 of the 1963 Supplement to the North Dakota Century Code.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. SHORT TITLE — DECLARATION OF

1a LEGISLATIVE

2 INTENT.)

3 1. This Act may be referred to as "The 1965 Act for Tax

4 Simplification and Equalization".

5 2. It is the intent of the legislative assembly to equalize,

6 in part, taxation by replacing taxes on personal property, to

6a the

7 extent provided in this Act, with taxes on incomes, with

7a privilege

8 taxes on building and loan associations and on banks and trust

9 companies, and with retail sales taxes and excise or use taxes.

10 It is the further intent of the legislative assembly to simplify

11 the state income tax laws so that every person, including every

12 corporation, required to file a North Dakota income tax return

12a is

13 able to compute the amount of income tax liability, if any, to

13a this

14 state in the easiest and most simple way feasible.

15 SECTION 2. AMENDMENT.) Section 57-02-04 of the

16 North Dakota Century Code is hereby amended and reenacted
 16a to read
 17 as follows:
 18 57-02-04. "REAL PROPERTY" DEFINED.) Real property,
 18a for
 19 the purpose of taxation, includes the land itself, whether laid
 19a out
 20 in town lots or otherwise, and, except as otherwise provided, all
 21 buildings, structures, and improvements except plowing and
 21a trees,
 22 and all rights and privileges thereto belonging or in anywise
 23 appertaining, and all mines, minerals, and quarries in and
 23a under the
 24 same and shall expressly include all improvements made by
 24a persons
 25 upon lands held by them under the laws of the United States,
 25a all such
 26 improvements on land the title to which still is vested in any
 27 railroad company and which is not used exclusively for
 27a railroad
 28 purposes, and the improvements of any other corporation
 28a whose property
 29 is not subject to the same mode and rule of taxation as other
 29a property.

30 SECTION 3. AMENDMENT.) Section 57-02-08 of the
 31 North Dakota Century Code is hereby amended by creating
 31a and enacting

32 a new subsection thereto to read as follows:

33 All personal property not required to be assessed by the
 34 state board of equalization shall become exempt from
 35 assessment and taxation in the year 1966 and such property
 36 shall not be assessed or taxed for that year or for any year
 37 thereafter; provided that this provision shall not apply to
 38 any property that is either subjected to a tax which is
 39 imposed in lieu of ad valorem taxes or to any particular
 40 kind or class of personal property, including mobile homes
 41 or house trailers, that is subjected to a tax imposed
 41a pursuant
 42 to any other provision of law. If any part of this Act is
 43 invalidated or disapproved in any way other than by action
 44 of the legislative assembly or by the action of any court,
 45 this section shall then have no effect.

46 SECTION 4. AMENDMENT.) Subsection 20 of section
 47 57-38-01 of the North Dakota Century Code is hereby amended
 47a and

48 reenacted to read as follows:

49 20. "Taxable income" in the case of individuals, estates, trusts
 50 and corporations (((or "income taxable" shall mean the
 50a net
 51 income as defined in this chapter less allowable deductions
 52 and exemptions in the case of individuals; with respect to
 53 fiduciaries, estates and trusts the quoted phrases))) shall
 54 mean the taxable income as computed for an individual,
 54a estate,
 55 trust or corporation for federal income tax purposes under
 56 the United States Internal Revenue Code of 1954 as
 56a amended,
 57 plus or minus (((the federal personal exemption
 57a deduction,
 58 but with))) such adjustments (((, deductions and
 58a exemptions
 59 under))) as may be provided by this act and chapter or
 59a other
 60 provisions of law;

61 SECTION 5. AMENDMENT.) Section 57-38-06 of the
 62 North Dakota Century Code is hereby amended and reenacted
 62a to read
 63 as follows:

64 57-38-06. GENERAL PROVISIONS APPLICABLE
 65 TO NONRESIDENTS.) The provisions of law applicable
 66 to the assessment, levy, and collection of income taxes from
 66a resident
 67 individuals, as to (((gross))) income, ((deductions allowed,
 67a items
 68 not deductible, personal exemptions,))) taxable income,
 68a adjustments
 69 to taxable income, and the allocation or proration of any of
 69a such
 70 items, and all other provisions not inconsistent with the
 70a provisions
 71 of this chapter especially made applicable to nonresidents, shall
 72 govern the levy and collection of income taxes from
 72a nonresident
 73 individuals.

74 SECTION 6. AMENDMENT.) Section 57-38-07 of the
 75 North Dakota Century Code is hereby amended and reenacted
 75a to

76 read as follows:

77 57-38-07. TAX IMPOSED ON (((RESIDENT)))
 78 FIDUCIARIES — A CHARGE AGAINST ESTATE OR
 78a TRUST.)

79 The tax imposed by this chapter shall apply to and become a
 79a charge
 80 against estates and trusts with respect to their taxable
 80a income as
 81 defined in this chapter, and the rates shall be the same as those
 82 applicable to individuals. (((Adjustments, deductions and
 83 exemptions shall be according to the provisions of this
 83a chapter.)))

84 The fiduciary shall be responsible for making the return of
 84a income
 85 for the estate or trust for which he acts, whether such income
 85a be
 86 taxable to the estate or trust or to the beneficiaries thereof.
 87 Fiduciaries required to make returns shall be subject to all of
 87a the
 88 provisions of this chapter which apply to individuals.

89 SECTION 7. AMENDMENT.) Section 57-38-29 of the
 90 1961 Supplement to the North Dakota Century Code is hereby
 90a amended

91 and reenacted to read as follows:

92 57-38-29. RATE OF TAX ON INDIVIDUALS, ESTATES
 93 AND TRUSTS.) A tax is hereby imposed upon every
 93a individual, estate

94 and trust, to be levied, collected, and paid annually with
 94a respect
 95 to the taxable income of such individual, estate or trust as
 95a defined

96 in this chapter, computed at the following rates:

- 97 1. On taxable income not in excess of (((three))) two
 98 thousand dollars, a tax of one and one-half per cent;
- 99 2. On taxable income in excess of (((three))) two thousand
 100 dollars and not in excess of (((four))) five thousand
 101 dollars, a tax of two per cent;
- 102 3. On taxable income in excess of (((four))) five thousand
 103 dollars and not in excess of (((five))) six thousand
 104 dollars, a tax of three per cent;
- 105 4. On taxable income in excess of (((five))) six thousand

- 106 dollars and not in excess of (((six))) seven thousand
 107 dollars, a tax of (((five))) four percent;
 108 5. On taxable income in excess of (((six))) seven thousand
 109 dollars and not in excess of eight thousand dollars, a tax
 110 of (((seven and one-half))) five per cent;
 111 6. On taxable income in excess of eight thousand dollars
 112 (((and not in excess of fifteen thousand dollars))), a tax
 113 of (((ten))) eight per cent(((;
 114 7. On taxable income in excess of fifteen thousand dollars,
 115 a tax of eleven per cent))).

116 If any part of this Act is invalidated or disapproved in any
 117 way other than by action of the legislative assembly or by the
 117a action
 118 of any court, this section shall then have no effect.

119 SECTION 8. AMENDMENT.) Section 57-38-30 of the
 120 North Dakota Century Code is hereby amended and reenacted
 120a to read

121 as follows:

122 57-38-30. RATE OF TAX ON CORPORATIONS.) A tax is
 123 hereby imposed upon the ((net)) taxable income of every
 123a domestic
 124 and foreign corporation received from the sources described in
 125 section 57-38-12, 57-38-13, and 57-38-14, which shall be levied,
 126 collected and paid annually as in this chapter provided, and
 126a which
 127 shall be computed at the following rates, except that in no case
 128 shall the tax be less than ten dollars:

- 129 1. For the first ((three)) two thousand dollars of
 129a ((net))
 130 taxable income, at the rate of three per cent;
 131 2. On all ((net)) taxable income above ((three)) two
 132 thousand dollars and not in excess of eight thousand
 133 dollars, at the rate of four per cent;
 134 3. On all ((net)) taxable income above eight thousand
 134a dollars
 135 (((and not in excess of fifteen thousand dollars))), at the
 136 rate of five per cent(((;
 137 4. On all net income above fifteen thousand dollars, at the
 138 rate of six per cent))).

139 If any part of this Act is invalidated or disapproved in any
 140 way other than by action of the legislative assembly or by the
 140a action
 141 of any court, this section shall then have no effect.

142 SECTION 9. AMENDMENT.) Section 57-38-31 of the
 143 North Dakota Century Code is hereby amended and reenacted
 143a to read

144 as follows:

145 57-38-31. DUTY OF INDIVIDUALS AND FIDUCIARIES
 146 TO MAKE RETURN.) (((The following individuals shall
 147 be required to make returns:)))

- 148 1. (((Each individual, including minor children, subject to
 149 taxation under the provisions of this chapter, having a
 150 net income during the income year of six hundred dollars
 151 or over, if single, or if married and not living with
 152 husband or wife at the close of the income year, or having
 153 a net income, for the fiscal year of fifteen hundred dollars
 154 or over, if married and living with husband or wife at the
 155 close of the income year, and every individual having a
 156 gross income during the income year of five thousand
 157 dollars ,or more, regardless of the amount of his net
 157a income,
 158 shall make a return, stating specifically the items of his
 159 gross income and the deductions and exemptions allowed
 159a by

160 this chapter and claimed by him.))) Every resident
 161 individual, every fiduciary for a resident individual, estate or
 162 trust, and every individual or fiduciary who receives income
 162a derived
 163 from sources in this state, who is required by the provisions of
 163a the
 164 United States Internal Revenue Code of 1954, as amended, to
 164a file a federal
 165 income tax return, shall file an income tax return with the
 165a state
 166 tax commissioner in such form as he may prescribe. Any
 166a person
 167 required to file an income tax return pursuant to the provi-
 167a sions of
 168 the United States Internal Revenue Code in 1954, as amended,
 168a with
 169 respect to income that is exempt from taxation under this
 169a chapter
 170 either because it cannot be constitutionally taxed or because
 170a it is
 171 exempt by any provision of law shall file a return prescribed
 171a by the
 172 tax commissioner in such form as will permit computation
 172a of the tax
 173 liability under this chapter on only that part of the income
 173a which
 174 is subject to taxation pursuant to the provisions of this chapter,
 175 provided such person elects to use that form of return rather
 175a than
 176 any other form of return that may be prescribed. The return
 176a shall
 177 be signed by the person required to make it and shall contain a
 178 written declaration that it is made and subscribed under
 178a penalties
 179 of perjury(((;))).
 180 2. (((If a husband and wife living together have an
 180a aggregate
 181 net income of fifteen hundred dollars or over, each shall
 182 make such a return, unless the income of each is included
 183 in a single joint return. If a husband and wife have
 184 filed a joint return for a taxable year for which separate
 185 returns could have been filed by them under this sub-
 185a section,
 186 and the time prescribed by law for filing returns for such
 187 taxable year has expired, such husband and wife may
 188 nevertheless, elect to file separate returns for such
 189 taxable year, provided that the election to file such
 190 returns may not be made after the expiration of three
 190a years
 191 from the last date prescribed by law for filing returns for
 192 such taxable year, such taxable year to be determined
 192a without
 193 regard to any extension of time granted for filing the
 193a joint
 194 return;))) A husband and wife each having separate
 194a income
 195 may include their income in a single joint return, or if they
 195a have
 196 separate income from personal or professional services or from
 197 business or property in which the other has no ownership and
 197a if they
 198 file a joint federal income tax return in which such income is
 199 reported, they may file separate returns in which the separate
 199a income

200 of each and the deductions and exemptions for themselves or
200a their
201 dependents are reported in the same way that they would have
201a been
202 required to report them in separate federal returns if they had
202a filed
203 separate federal returns.
204 A husband and wife who have income from property or
204a business in
205 which both have an ownership interest may file a single joint
205a return
206 in which the income of both, along with any other income
206a they may be
207 required to report, is included, or they may file separate
207a returns
208 in the same way as provided in the preceding paragraph, pro-
208a vided
209 that the income from the property or business in which both
209a have an
210 ownership interest shall be allocated between them according
210a to the
211 capital interest of each, the management and control exercised
211a by
212 each, and the services performed by each with respect to such
213 property or business, pursuant to rules and regulations
213a promulgated
214 by the tax commissioner for the reasonable allocation thereof.
215 3. If the taxpayer is unable to make his own return, the
215a return
216 shall be made by a duly authorized agent or by a guardian or
216a other
217 person charged with the care of the person or property of the
218 taxpayer((;)).
219 4. Every fiduciary subject to taxation under the provisions
219a of
220 this chapter shall make a return for the individual, estate or
220a trust
221 for which he acts, if (((the net income thereof amounts to six
222 hundred dollars or over;))) he is required to make a return
222a pursuant
223 to the provisions of the United States Internal Revenue Code of
223a 1954,
224 as amended; the return shall be signed by the person required
224a to
225 make it and shall contain a written declaration that it is made
225a and
226 subscribed under penalties of perjury. (((Subsections 4 and 5
226a of
227 this section shall apply to every income year beginning after
228 December 31, 1952;)))
229 5. The return made by a fiduciary shall state (((specifically
230 the items of gross income and the deductions and exemptions
230a allowed
231 by this chapter, and))) such (((other))) facts as the tax
231a commissioner
232 may prescribe. (((Under such regulations as the tax
232a commissioner
233 may prescribe a return may be made by one or more joint
234 fiduciaries;)))
235 6. A fiduciary required to make a return under this chapter
236 shall be subject to all of the provisions of the chapter which
236a apply
237 to an individual(((;))).
238 7. The return shall be accompanied by a true copy of the

239 federal income tax return of the taxpayer or by equivalent
 239a informa-
 240 tion on forms furnished and under regulations promulgated by
 240a the
 241 state tax commissioner if required by the tax commissioner, or
 241a a
 242 true copy of the federal income tax return of the taxpayer or
 243 equivalent information shall be furnished to the tax
 243a commissioner by
 244 the taxpayer or fiduciary at any time after he has filed the
 244a return
 245 required by this chapter if so required by the tax
 245a commissioner.
 246 SECTION 10. AMENDMENT.) Section 57-38-32 of the
 247 North Dakota Century Code is hereby amended and reenacted
 247a to read
 248 as follows:
 249 57-38-32. DUTY OF CORPORATIONS TO MAKE
 249a RETURN.)
 250 Each corporation that receives income from the sources
 250a designated
 251 in section 57-38-30 and which is required to file an income tax
 252 return pursuant to the provisions of the United States Internal
 253 Revenue Code of 1954, as amended, (((subject to taxation)))
 253a shall,
 254 unless exempted by the provisions of section 57-38-09, make a
 254a return
 255 (((under oath))) in such form as the tax commissioner may
 255a prescribe,
 256 stating specifically (((the items of gross income, the deduc-
 256a tions,
 257 and))) such (((other))) facts as the tax commissioner may
 257a require
 258 for the purpose of making any computation required by this
 258a chapter.
 259 Any foreign loan and investment company engaged in business
 259a in this
 260 state, and whose income in this state consists solely of income
 261 exempt from taxation under this chapter, need not file an
 261a annual
 262 report unless specially requested to do so by the tax commis-
 262a sioner,
 263 but may file in lieu thereof an affidavit claiming exemption
 263a under
 264 this chapter. The return shall be signed by the president, vice
 265 president, treasurer, assistant treasurer, chief accounting
 265a officer
 266 or any other officer duly authorized so to act and it and any
 266a other
 267 declaration, statement or document required to be made shall
 267a contain
 268 or be verified by a written declaration that it is made under the
 269 penalties of perjury.
 270 SECTION 11. AMENDMENT.) Chapter 57-38 is
 271 hereby amended by creating and enacting a new section
 271a thereto to
 272 read as follows:
 273 WITHHOLDING TAX ON WAGES.) 1. Every employer
 274 who makes any payment of wages on or after the first day of
 274a July,
 275 1965, to a resident of this state or to a nonresident performing
 276 services in this state shall deduct and withhold from such
 276a payment a
 277 percentage or amount of such wages or a percentage of the

277a federal
 278 income tax withheld from such wages as determined by the tax
 279 commissioner. The amount of tax withheld shall be computed
 279a without
 280 regard to any other amount withheld from such wages and
 280a shall be
 281 computed from tables or schedules prescribed from time to
 281a time by
 282 the tax commissioner but such tables or schedules shall be
 282a computed
 283 so that the tax withheld shall, as closely as possible, pay any
 283a tax
 284 liability imposed by this Act.
 285 2. The terms "wages", "employer", "employee", "with-
 285a holding
 286 exemption certificate" and other terms peculiar to an income
 286a tax
 287 withholding law shall have the same meaning as prescribed for
 288 withholding of income taxes on wages by the United States
 288a Internal
 289 Revenue Code of 1954, as amended; the term "wages" as used
 289a in this
 290 section specifically excludes wages paid to agricultural labor
 290a or to
 291 employees performing domestic service.
 292 3. The employee shall be required to file with the tax
 293 commissioner an annual return and pay any tax, in addition
 293a to that
 294 withheld by the employer, which may be due from him, all in
 294a accordance
 295 with the applicable provisions of this chapter.
 296 If the amount withheld from an employee's wages exceeds
 296a the
 297 amount of his income tax liability under this chapter, he shall
 297a be
 298 entitled to a refund of the excess. In order to facilitate
 298a issuance
 299 of refund checks or warrants to such taxpayers, the tax
 299a commissioner
 300 and the director of accounts and purchases shall make such
 300a arrange-
 301 ments as may be necessary to permit the refund checks or
 301a warrants
 302 to be prepared by the tax commissioner and mailed by him or
 302a by the
 303 director of accounts and purchases to the taxpayers entitled
 303a thereto.
 304 SECTION 12. AMENDMENT.) Chapter 57-38 of the
 305 North Dakota Century Code is hereby amended by creating
 305a and enacting
 306 a new section thereto to read as follows:
 307 EMPLOYER'S RETURNS AND REMITTANCES.)
 308 1. Every employer shall, on or before the last day of April,
 309 July, October, and January, pay over to the tax commissioner
 309a the
 310 amount required to be deducted and withheld from wages
 310a paid to all
 311 employees during the preceding calendar quarter under the
 311a provisions
 312 of section 11 of this Act, provided that the tax commissioner
 312a may
 313 alter the time or period for making reports and payment when
 313a in his
 314 opinion, the tax is in jeopardy, or may prescribe the use of any

315 other time or period as will facilitate the collection and pay-
315a ment
316 of the tax by the employer.

317 2. Every employer shall file a return on forms prescribed by
318 the tax commissioner with each payment made to the tax
318a commissioner
319 under the provisions of this section which shall show the total
320 amount of wages paid to his employees, the amount of federal
320a income
321 tax deducted and withheld during the period covered by the
321a return,
322 the amount of tax imposed under the provisions of this chapter
322a that
323 was deducted and withheld during the period covered by the
323a return,
324 and such other information as the tax commissioner may
324a require.

325 3. Every employer shall make an annual return to the tax
326 commissioner on forms provided and approved by him,
326a summarizing the
327 total compensation paid, the federal income tax deducted and
327a withheld
328 and the state tax deducted and withheld for each employee
328a during the
329 calendar year and shall file the same with the tax
329a commissioner on
330 or before the thirty-first day of January of the year following
330a that
331 for which the report is made. Every employer shall also, in
331a accord-
332 ance with such regulations as may be prescribed by the tax
332a commis-
333 sioner, provide each employee from whom state income tax
333a has been
334 withheld, with a statement of the amounts of total
334a compensation paid
335 and the amounts deducted and withheld for such employee
335a during the
336 preceding calendar year in accordance with the provisions of
336a section
337 11 of this Act, and said statement shall be made available to the
338 employee on or before the thirty-first day of January of the
338a year
339 following that for which the report is made.

340 4. The employer shall be liable to the tax commissioner for
341 the payment of the tax required to be deducted and withheld
341a under
342 section 11 of this Act, and the employee shall not thereafter be
343 liable to any person for the amount of any such payment. For
343a the
344 purpose of making penalty provisions of this Act applicable,
344a any
345 amount deducted or required to be deducted and remitted to
345a the tax
346 commissioner under this section shall be considered to be the
346a tax of
347 the employer and with respect to such amounts he shall be
347a considered
348 the taxpayer.

349 5. Every employer who deducts and withholds any amounts
349a under
350 the provisions of section 11 of this Act shall hold the same in
351 trust for the state of North Dakota for the payment thereof to
351a the

352 tax commissioner in the manner and at the time provided for
352a in this
353 section, and the state of North Dakota shall have a lien on the
354 property of the employer to secure the payment of any amounts
355 withheld and not remitted as provided herein, which lien shall
355a attach
356 at the time prescribed and to the property described in section
357 57-38-40 and shall be subject to the provisions of sections
357a 57-38-49,
358 57-38-50, and 57-38-51.

359 SECTION 13. AMENDMENT.) Chapter 57-38 of the
360 North Dakota Century Code is hereby amended by creating
360a and enacting

361 thereto a new section to read as follows:

362 DECLARATION OF ESTIMATED INCOME — PAYMENT
363 OF ESTIMATED TAX—AMENDMENT OF DECLARATION—
364 EFFECTIVE DATE.) 1. Every taxpayer shall, at the time
365 prescribed in this section make a declaration of his estimated
365a tax

366 on taxable income from sources from which no income tax was
366a withheld
367 pursuant to this Act if his tax thereon can reasonably be ex-
367a pected
368 to exceed forty dollars.

369 2. No later than April fifteenth of the taxable year the tax-
370 payer shall file the declaration of estimated tax and make pay-
370a ment of
371 no less than one-quarter of the amount of tax due thereon with
371a the tax
372 commissioner. If at this time payment of at least one-quarter
372a but
373 less than the entire amount of tax due is made by the taxpayer,
373a the
374 balance of the tax shall then be paid in three equal installments
374a on
375 the fifteenth day of the following months of June, September,
375a and
376 January.

377 3. Any taxpayer may amend a declaration of estimated
377a income
378 and make the adjusted payments of tax due thereon under the
379 regulations of the tax commissioner.
380 4. Notwithstanding any other provision of this section, a
381 taxpayer shall not be required to file a declaration of estimated
382 tax if, by compliance with the provisions of the United States
383 Internal Revenue Code of 1954, as amended, such taxpayer
383a does not
384 file a declaration of estimated income for federal income tax
385 purposes.

386 5. The provisions of this section shall become effective for
387 wages paid and income received after June 30, 1965.

1A SECTION 14. AMENDMENT.) Chapter 57-38 of the
2A North Dakota Century Code is hereby amended by creating
2Aa and enacting
3A thereto a new section to read as follows:

4A ADJUSTMENTS TO TAXABLE INCOME.) The taxable
5A income of an individual, estate, trust or corporation as
5Aa computed

6A pursuant to the provisions of the United States Internal
6Aa Revenue Code

7A of 1954, as amended, shall be —

8A 1. Reduced by any interest received from obligations of the
9A United States that is included in taxable income or in
10A the computation thereof on the federal return, provided

- 11A that the taxpayer elects to use such form of return as
 11Aa may
 12A be prescribed by the tax commissioner for the purpose
 13A of entering such adjustment;
 14A 2. Reduced by any other income included in the taxable
 14Aa income,
 15A or in the computation thereof, on the federal return
 15Aa which
 16A is exempt from taxation because of the provisions of the
 17A Constitutions of this state or the United States.
 18A The tax commissioner is hereby authorized to prescribe
 18Aa rules
 19A and regulations to prevent requiring income that had been
 19Aa previously
 20A taxed under this chapter from being taxed again because of
 20Aa the
 21A provisions of this Act and to prescribe rules and regulations
 21Aa to
 22A prevent any income from becoming exempt from taxation
 22Aa because of the
 23A provisions of this Act if it would otherwise have been subject
 23Aa to
 24A taxation under the provisions of this chapter.
 25A SECTION 15. AMENDMENT.) Section 57-35-02 of the
 26A North Dakota Century Code is hereby amended and
 26Aa reenacted to read
 27A as follows:
 28A 57-35-02. IMPOSITION OF TAX.) An annual tax
 29A is imposed hereby upon every national banking association
 29Aa or corpor-
 30A ation and upon every banking corporation or association
 30Aa other than a
 31A national bank, and upon every trust company, for the grant
 31Aa to it of
 32A the privilege of transacting, or for the actual transacting,
 32Aa by it,
 33A of business within this state during any part of each tax year;
 34A provided that federal income taxes and taxes imposed
 34Aa under this
 35A chapter, whether paid or accrued, shall not be deducted for
 35Aa the
 36A purpose of computing the net income of any such banking
 36Aa association
 37A or corporation or of any such trust company.
 38A SECTION 16. AMENDMENT.) Subsection 2 of section
 39A 57-35.1-01 of the 1963 Supplement to the North Dakota
 39Aa Century Code
 40A is hereby amended and reenacted to read as follows:
 41A 2. "Net income" means gross income less the following
 41Aa deductions:
 42A a. Ordinary and necessary expenses paid or incurred in
 43A carrying on association business;
 44A b. Interest or dividends paid;
 45A c. Taxes, other than federal income taxes and taxes
 45Aa imposed
 46A under the provisions of this chapter, paid or accrued
 47A within the taxable year; and
 48A d. Losses incurred during the taxable year not
 48Aa compensated
 49A for by insurance or other reimbursement.
 50A SECTION 17. OFFICIAL RECORDS — AVAILABILITY
 51A FOR INCOME TAX PURPOSES.) For the purpose of
 52A administration of the income tax laws of this state, the state
 52Aa tax

53A commissioner, notwithstanding any provision of Sections
53Aa 52-01-03
54A and 65-04-15, is hereby authorized to examine any records,
54Aa reports,
55A returns and statistical informatin gathered or maintained by
55Aa the
56A workmen's compensation bureau and the unemployment
56Aa compensation
57A division of that bureau. The tax commissioner shall not
57Aa disclose
58A or make public any information obtained from such records,
58Aa except
59A that such records or information may be subject to subpoena
59Aa by the
60A tax commissioner or by any court for use in any proceeding
60Aa or action
61A to establish the amount of or enforce the collection of any
61Aa income
62A tax administered by the tax commissioner.

63A SECTION 18. EFFECTIVE DATES.) The provisions of
64A sections 4 through 10, inclusive, of this Act shall apply to all
65A income years of income taxpayers beginning after December
65Aa 31, 1964.
66A In the case of corporations or associations taxed under the
66Aa provisions
67A of chapter 57-35 or chapter 57-35.1 the provisions of section 15
68A and 16 of this Act shall apply to the returns filed by them in
69A which the net income for the year 1965 and each year there-
69Aa after
70A is reported.

71A SECTION 19. AMENDMENT.) Subsections 1, 2, 3, 5 and
71Aa 6 of
72A 57-39-01 of the 1963 Supplement to the North Dakota Century
72Aa Code
73A are hereby amended and reenacted to read as follows:
74A 1. "Person" includes any individual, firm, partnership,
75A joint adventure, association, corporation, estate,
76A business trust, receiver, or any other group or
77A combination acting as a unit and the plural as well as
78A the singular number and shall also include the state of
79A North Dakota or any other state or any subdivision,
80A department, institution or political subdivision of the
81A state of North Dakota or of any other state which fur-
81Aa nishes
82A or sells to members of the public in its proprietary
83A capacity any article, service, amusement, accommoda-
83Aa tion,
84A or any other thing that is subject to taxation under
85A the provisions of this chapter or chapter 57-40 of the
86A North Dakota Century Code;
87A 2. "Sale" means any transfer of title or possession, ex-
87Aa change
88A or barter, conditional or otherwise, in any manner or by
89A any means whatsoever, for a consideration, and includes
89Aa the
90A furnishing of services relating to personal property, the
91A furnishing of personal, business or professional services,
92A the furnishing or sale of advertising, the furnishing of
93A services relating to any property that is attached to a
94A building and thereby becomes real property but which
94Aa remains
95A distinct from the building to which attached, the fur-
95Aa nishing
96A or service of steam, gas, electricity, water, or

- 96Aa communicacion, the furnishing of hotel, motel, or tourist court accommodations, the furnishing of tickets or admissions
- 97A to
- 98A any place of amusement, athletic event or place of entertain-
- 98Aa entertainment including the playing of any machine for
- 99A amusement or
- 99Aa entertainment in response to the use of a coin, and sales
- 100A of
- 100Aa subscriptions to magazines and other periodicals
- 101A regardless
- 101Aa of whether or not such magazines or periodicals are to
- 102A be
- 102Aa delivered in the future and regardless of whether or not
- 103A they are in existence at the time of the sale of any
- 103Aa subscription; provided that the words "magazines and
- 104A other
- 105A periodicals" as used herein shall not include newspapers
- 106A nor
- 106Aa shall they include magazines or periodicals that are
- 107A furnished free by a nonprofit corporation or
- 107Aa organization
- 108A to its members or because of payment by its members of
- 109A membership fees or dues; provided further that the
- 109Aa furnishing
- 110A of a service shall not include a service furnished to a
- 111A consumer or user by an employee of the consumer or
- 111Aa user;
- 112A provided further that the words "the furnishing or sale
- 113A of
- 113Aa advertising" shall mean the furnishing or sale of
- 114A advertising whether by newspapers, magazines,
- 114Aa periodicals,
- 115A radio, television, billboard or otherwise, including
- 116A charges made by advertising agencies for preparing or
- 116Aa placing advertising in media;
- 117A
- 118A
- 119A
- 120A 3. "Retail sale" or "sale at retail" means the sale, including
- 121A the sale for the purpose of leasing or renting and the
- 122A leasing or renting, to a consumer or to any person for
- 122Aa any
- 123A purpose, other than for processing or for resale, of
- 123Aa tangible
- 124A personal property normally carried in stock by a
- 124Aa retailer;
- 125A the sale of steam, gas, electricity, water, and
- 125Aa communica-
- 126A tion service to retail consumers or users; the ordering,
- 127A selecting or aiding a customer to select any goods,
- 127Aa wares,
- 128A or merchandise from any price list or catalog, which the
- 129A customer might order, or be ordered for such customer
- 129Aa to be
- 130A shipped directly to such customer; the sale or furnishing
- 131A of hotel, motel, or tourist court accommodations,
- 131Aa services
- 132A relating to personal property, the furnishing or sale of
- 133A personal, business or professional services, the
- 133Aa furnishing
- 134A or sale of advertising, the furnishing or sale of services
- 135A relating to any property that it attached to a building
- 135Aa and
- 136A thereby becomes real property but which remains
- 136Aa distinct

- 137A from the building to which attached, tickets or admissions
 137Aa
 138A to any place of amusement, athletic event or place of
 139A entertainment including the playing of any machine for
 140A amusement or entertainment in response to the use of
 140Aa a coin;
 141A and the sales of magazines and other periodicals. By the
 142A term "processing" is meant any tangible personal
 142Aa property
 143A including containers which it is intended, by means of
 144A fabrication, compounding, manufacturing, producing or
 145A germination shall become an integral or an ingredient or
 146A component part of other tangible personal property
 146Aa intended
 147A to be sold ultimately at retail. The sale of an item of
 148A tangible personal property for the purpose of incorpo-
 148Aa rating
 149A it in or attaching it to other real or personal property
 150A otherwise exempt from the sales tax shall be considered
 151A as a sale of tangible personal property for a purpose
 152A other than for processing; the delivery of possession
 153A within the state of North Dakota of tangible personal
 154A property by a wholesaler or distributor to an out-of-
 154Aa state
 155A retailer who does not hold a North Dakota retail sales
 155Aa tax
 156A permit or to a person who by contract incorporates such
 157A tangible personal property into, or attaches it to, real
 158A property situated outside of North Dakota shall not be
 159A considered a taxable sale; "retail sale" or "sale at
 159Aa retail"
 160A shall not mean the furnishing of a service to a consumer
 160Aa or
 161A user by an employee of a consumer or user; as used in
 161Aa this
 162A subsection the word "consumer" shall include any
 162Aa hospital,
 163A infirmary, sanatorium, nursing home, home for the
 163Aa aged
 164A or similar institution that furnishes services to any
 164Aa patient
 165A or occupant;"
5. "Retailer" includes every person engaged in the
 166A business of
 166Aa leasing or renting hotel, motel, or tourist court
 167A accommoda-
 167Aa tions, and every person engaged in the business of
 168A selling
 168Aa tangible goods, wares, or merchandise at retail, or
 169A furnish-
 169Aa ing of steam, gas, electricity, water and communication
 170A services, or tickets or admissions to places of amuse-
 171A ment,
 171Aa entertainment and athletic events including the playing
 172A of any machine for amusement or entertainment in
 173A response
 173Aa to the use of a coin, or services relating to personal
 174A property, or personal, business or professional services
 175A the furnishing or sale of advertising, or services
 176A relating to any property that is attached to a building
 177A and thereby becomes real property but which remains
 178A distinct
 178Aa from the building to which attached, or magazines, or
 179A other periodicals; and shall include any person as herein
 180A

- 181A defined who by contract or otherwise agrees to furnish
 182A for a consideration a totally or partially finished
 182Aa product
 183A consisting in whole or in part of tangible personal
 184A property subject to the sales tax herein provided, and
 185A all items of tangible personal property entering into the
 186A performance of such contract as a component part of the
 187A product agreed to be furnished under said contract shall
 187Aa be
 188A subject to the sales tax herein provided and the sales tax
 189A thereon shall be collected by the contractor from the
 189Aa person
 190A for whom the contract has been performed in addition
 190Aa to the
 191A contract price agreed upon, and shall be remitted to the
 192A state in manner provided in this chapter; ((and shall
 193A include the state or any municipality furnishing steam,
 194A gas, electricity, water, or communication service to
 195A members of the public in its proprietary capacity;)))
 195Aa but
 196A "retailer shall not include an employee of a consumer or
 197A user;
 198A 6. "Gross receipts" means the total amount of the sales of
 199A retailers, valued in money, whether received in money
 199Aa or
 200A otherwise, including any excises or taxes that are a part
 200Aa of
 201A or added to the price paid or to be paid by the
 201Aa purchaser at
 202A retail except retail excise taxes imposed by the United
 203A States, provided, however, that discounts for any
 203Aa purposes
 204A allowed and taken on sales shall not be included, nor
 204Aa shall
 205A the sale price of property returned by customers when
 205Aa the
 206A full sale price thereof is refunded either in cash or by
 207A credit. Provided further, however, that when tangible
 208A personal property is taken in trade or in a series of
 208Aa trades
 209A as a credit or part payment of a retail sale taxable under
 210A this chapter, if the tangible personal property traded in
 211A will be subject to the sales tax imposed by this chapter
 212A when sold, the credit or trade-in value allowed by the
 213A retailer shall not be regarded as gross receipts. Pro-
 213Aa vided
 214A further, however, that on all sales of retailers, valued in
 215A money, when such sales are made under conditional
 215Aa sales
 216A contract, or under other forms of sale wherein the
 216Aa payment
 217A of the principal sum thereunder be extended over a
 217Aa period
 218A longer than sixty days from the date of sale thereof that
 219A only such portion of the sale amount thereof shall be
 220A accounted for, for the purpose of imposition of tax
 220Aa imposed
 221A by this chapter, as has actually been received in cash by
 222A the retailer during each quarterly period as defined
 222Aa herein.
 223A "Gross receipts" shall also mean, with respect to the
 224A leasing or renting of tangible personal property, the
 224Aa amount
 225A of consideration, valued in money, whether received in
 225Aa money

- 226A or otherwise, received from the fair rental value of
 227A leasing or renting of (((only))) such tangible personal
 228A property the transfer of title to which has (((not)))
 228Aa been
 229A subjected to a retail sales tax in this State, provided,
 229Aa however,
 230A any person purchasing tangible personal property for
 230Aa the
 231A purpose of leasing or renting may credit the actual
 231Aa amount
 232A of sales or use tax paid against the tax due on the
 232Aa leasing
 233A or rental of such property if adequate records are
 233Aa maintained
 234A substantiating such leasing or rental transactions in
 235A accordance with such rules and regulations as the tax
 236A commissioner shall prescribe. "Gross receipts" shall
 236Aa also
 237A mean, with respect to subscriptions to magazines and
 237Aa other
 238A periodicals, the amount of consideration, valued in
 238Aa money,
 239A whether received in money or otherwise, received from
 239Aa the
 240A sale of such subscriptions regardless of whether or not
 241A such magazines or periodicals are to be delivered in the
 242A future and regardless of whether or not they are in
 243A existence at the time of the sale of any subscription;
- 244A SECTION 20. AMENDMENT.) Section 57-39-02 of the 1963
 245A Supplement to the North Dakota Century Code is hereby
 245Aa amended and
 246A reenacted to read as follows:
- 247A 57-39-02. TAX IMPOSED.) Except as otherwise expressly
 248A provided in this chapter, there is hereby imposed, beginning
 248Aa the
 249A first day of July, (((1963, and ending the first day of July,)))
 250A 1965, a tax of two (((and one-quarter))) percent upon the
 250Aa gross
 251A receipts of retailers from all sales at retail including the
 252A leasing or renting of tangible personal property as hereinafter
 253A provided in this section, within the state of North Dakota of
 253Aa the
 254A following to consumers or users:
- 255A 1. Tangible personal property, consisting of goods, wares,
 255Aa or
 256A merchandise, including, but not limited to, liquor, beer,
 257A wine, tobacco, cigars, cigarettes, cigarette papers, snuff,
 258A and oleomargarine;
 - 259A 2. The furnishing or service of steam, gas, electricity,
 259Aa water,
 260A or communication services;
 - 261A 3. Tickets or admissions to places of amusement or
 261Aa entertain-
 262A ment or athletic events, including amounts charged for
 263A participation in an amusement, entertainment or
 263Aa athletic
 264A activity, and including the playing of any machine for
 265A amusement or entertainment in response to the use of a
 266A coin;
 - 267A 4. Magazines and other periodicals, including subscriptions
 268A thereto;
 - 269A 5. The leasing or renting of hotel, motel, or tourist court
 270A accommodations for periods of less than thirty con-
 270Aasecutive

- 271A calendar days or one month;
 272A
 273A 6. Services furnished in repairing, altering, restoring, or
 273Aa cleaning any tangible personal property provided that
 274A this
 275A subsection shall not apply to ((retailers who furnish
 276A such services to agricultural producers with respect
 276Aa to agricultural products; and))) the harvesting,
 277A including
 278A threshing, of any crop;
 278Aa 7. The purchase of tangible personal property for the
 279A purpose
 280A of leasing or renting and the fair rental value of the
 281A leasing or renting of tangible personal property (((the
 282A transfer of title to which has not been subjected to a
 283A retail sales tax under this chapter or a use tax under
 284A the provisions of chapter 57-40 or chapter 57-40.1)))
 284Aa , provided, however, any person purchasing tangible
 285A personal
 285Aa property for the purpose of leasing or renting may
 286A credit
 286Aa the actual sales or use tax paid on such personal
 287A property
 288A against the tax due on the leasing or renting of such
 288Aa property if adequate records are maintained substanti-
 289A ating
 289Aa such leasing or rental transactions in accordance with
 290A such
 291A rules and regulations as the tax commissioner shall
 292A prescribe;
 292Aa 8. The following personal, business or professional
 293A services:
 294A legal; accounting, bookkeeping and auditing; title
 295A abstracting; architectural; engineering; veterinarian;
 296A sign painting and artistic; photographic; photofinishing;
 297A printing, mailing and duplicating; appraisal; barber
 298A and beautician; credit bureau; collections; brokers or
 299A agents of tangible personal property or of real property
 300A provided that the value of such services shall not
 301A include the price paid to the seller for the property;
 302A auctioneering; janitorial and custodian; stenographic,
 303A secretarial, including reporting or transcribing; garbage
 304A and sewer; parking; storage of personal property;
 305A disinfecting and exterminating;
 306A 9. The furnishing or sale of advertising of anything, except
 307A that the sale or furnishing of advertising which is de-
 308A signed to promote the sale of any product on a national
 309A or multi-state basis shall not be taxed hereunder if such
 310A advertising does not solicit sales for any expressly
 311A named or identifiable business in this state; and
 312A 10. Services furnished in repairing, altering, restoring or
 313A cleaning of any property, which by attachment to a
 314A building constitutes real property but which remains
 315A distinct from the building to which attached such as
 316A furnaces, air conditioning units, water heaters,
 317A humidifiers, stoves, ranges, refrigeration units,
 317Aa disposals, dishwashers, awnings, venetian blinds,
 318A draperies,
 319A carpeting and other like items of a nature that may
 320A ordinarily be built in or constitute an accessory to a
 321A building but which do not lose their identity as
 322A accessories when attached or installed therein.
 323A If any part of this Act is invalidated or disapproved in
 324A any way other than by action of the legislative assembly
 325A or by the action of any court, this section shall then
 have no effect.

1B SECTION 21. AMENDMENT.) Subsections 5 and 10 of
2B section 57-39-03 of the North Dakota Century Code are hereby
3B amended and reenacted to read as follows:

- 4B 5. Gross receipts from the sale ((by any school board of
5B this state)) of books and school supplies to regularly
6B enrolled students when sold at cost by any school board
7B of this state or by any parochial or private nonprofit
8B school conducting courses of study similar to those in
9B public schools in this state;
- 10B 10. Gross receipts from the sale of gasoline, ((cigarettes,
11B snuff,)) insurance premiums, or any other article or
12B product upon which the state of North Dakota imposes a
13B special tax except gross receipts from the sale of liquor,
14B beer, wine, cigarettes, cigars, cigarette papers, snuff,
15B other tobacco products, oleomargarine and aircrafts shall
16B not be exempt from the tax imposed by this chapter.

17B SECTION 22. AMENDMENT.) Section 57-39-06 of the 1963
18B Supplement to the North Dakota Century Code is hereby amended
18Ba and

19B reenacted to read as follows:

20B 57-39-06. TAX TO BE ADDED TO PURCHASE PRICE AND BE
21B A DEBT.) Retailers shall add the tax imposed under this
22B chapter, or the average equivalent thereof, to the sales price or
23B charge and when added such taxes shall constitute a part of such
24B price or charge, shall be a debt from the consumer or user to the
25B retailer until paid, and shall be recoverable at law in the same
26B manner as other debts.

27B In adding such tax to the price or charge, retailers shall
28B adopt the following bracket system for the application of the tax:

29B	(\$0.01 to \$0.19	no tax
30B	.20 to .59	1c tax
31B	.60 to .99	2c tax
32B	1.00 to 1.49	3c tax
33B	1.50 to 1.99	4c tax
34B	2.00 to 2.49	5c tax
35B	2.50 to 2.99	6c tax
36B	3.00 to 3.49	7c tax
37B	3.50 to 3.99	8c tax

38B An additional tax of 1c for each 50c or fraction thereof,
39B over \$3.99 except that for each full \$4.00 there shall be
40B collected a tax of 9c.))

41B	\$0.01 to \$0.14	no tax
42B	.15 to .33	1c tax
43B	.34 to .67	2c tax
44B	.68 to 1.00	3c tax
45B	Each additional \$1.00	3c additional tax
46B	or each additional 33c or fraction thereof	
47B	over \$1.00	1c additional tax.

48B SECTION 23. AMENDMENT.) Section 57-39-03 of the North
49B Dakota Century Code is hereby amended by creating and enacting
50B thereto a new subsection to read as follows:

51B Gross receipts from the sale of all services furnished
52B by any hospital, infirmary, sanatorium, nursing home,
53B home for the aged or similar institution to any patient
54B or occupant.

55B SECTION 24. AMENDMENT.) Subsections 1, 2, 4, 7 and
56B 8 of section 57-40-01 of the North Dakota Century Code and sub-
57B sections 5 and 10 of section 57-40-01 of the 1963 Supplement to
58B the North Dakota Century Code are hereby amended and
58Ba reenacted to

59B read as follows:

60B 1. "Persons," "sale," "retail sale," "business," ((("gross

- 61B receipts,)))) "relief agency," "commissioners," "local
62B government unit" each shall have the meaning given to
63B it in section 57-39-01;
- 64B 2. "Use" shall mean the exercise by any person of any right or
65B power over tangible personal property incident to the
66B ownership or possession of that property, except that it
67B shall not include processing, or the sale of that property
68B in the regular course of business. "Use" shall also mean
69B the severing of sand or gravel from the soil of this state.
70B "Use" shall also include the purchasing of advertising for
71B dissemination in this state. The words "the purchasing of
72B advertising" shall mean the furnishing or purchase of
73B advertising whether by newspapers, magazines, periodicals,
74B radio, television, billboards or otherwise, including
75B charges made by advertising agencies for preparing or
76B placing advertising in media;
- 77B 4. "Purchase" means any transfer of title or possession,
77Ba exchange
78B or barter, conditional or otherwise, in any manner or by any
79B means whatsoever, for a consideration, including but not
79Ba limited
80B to the receipt of advertising services and the receipt of
81B services furnished by advertising agencies for preparing or
82B placing advertising in media(((;))). "Purchase" shall
82Ba also mean
83B the severing of sand or gravel from the soil of this state;
- 84B 5. "Purchase price" means the total amount without any
84Ba deduction
85B for trade-in allowances for which tangible personal property
86B sold, leased, or rented, and includes the total amount for
86Ba which
87B advertising is sold, or the charges made for preparing or
87Ba placing
88B advertising in media valued in money, whether paid in money
88Ba or
89B otherwise, but cash discounts allowed and taken on sales shall
90B not be included(((;))). "Purchase price" shall also mean, in
91B those instances where sand and gravel is not sold at retail as
92B tangible personal property by the person severing the sand or
93B gravel, the fair market value of the sand or gravel severed.
94B If the sand or gravel is not sold at retail by the person
95B severing the sand or gravel, it shall be presumed until the
96B contrary is shown by the tax commissioner or by the person
97B severing the sand or gravel that the fair market value of the
98B sand or gravel is eight cents per ton of two thousand
98Ba pounds.
99B Where records are not kept as to the tonnage of sand or
99Ba gravel
100B severed from the soil it shall be presumed for the purpose of
101B this chapter that one and one-half tons of sand or gravel of
102B two thousand pounds per ton shall be equal to one cubic yard
103B of sand or gravel;
- 104B 7. "Retailer" includes every person engaged in the business of
105B selling tangible personal property or advertising service
106B including the preparing or placing advertising in media
107B for use within the meaning of this chapter, every vendor
108B who makes deliveries into this state in his own vehicle
109B or by contract carrier as defined in subsection 9 of
110B section 49-18-01, and every vendor sending catalogs or other
111B circulars into this state offering merchandise for sale to
112B North Dakota customers but, when in the opinion of the

113B commissioner, it is necessary for the efficient administration
 114B of this chapter to regard any salesman, representative,
 115B trucker, peddler, or canvasser as the agent of the dealer,
 116B distributor, supervisor, employer, or other person under
 117B whom he operates or from whom he obtains the tangible
 118B personal property or advertising service sold by him, whether
 119B he is making sales in his own behalf or in behalf of such
 120B dealer, distributor, supervisor, employer, or other person,
 121B the commissioner may regard him as such agent, and may regard
 122B the dealer, distributor, supervisor, employer, or other
 123B person as a retailer for the purposes of this chapter;

124B 8. "Retailer maintaining a place of business in this state,"
 125B or any like term, shall mean any retailer having or
 126B maintaining within this state, directly or by a subsidiary,
 127B an office, distribution house, sales house, warehouse, or
 128B other place of business, any vendor making deliveries into
 129B this state by his own vehicle or by contract carrier as
 130B defined in subsection 9 of section 49-18-01, and any
 131B vendor sending catalogs or other circulars into this
 132B state offering merchandise for sale to North Dakota
 133B customers, or any agent operating within this state under
 134B the authority of the retailer or its subsidiary, whether
 135B such place of business or agent is located in the state
 136B permanently or temporarily, or whether or not such retailer
 137B or subsidiary is authorized to do business within this
 138B state;

139B 10. "Purchased at retail" shall include, but shall not be
 140B limited to:

- 141B a. the completion of the fabricating, compounding, or
- 142B manufacturing of tangible personal property by a person
- 143B for storage, use, or consumption by that person;
- 144B b. the purchase of tangible personal property for the
- 145B purpose of leasing or renting and the fair rental
- 146B value of the leasing or renting of tangible personal
- 147B property, (((the sale, storage, use, or consumption of
- 148B which has not been previously subjected to a retail sales
- 149B or use tax in this state))) provided, however, any person
- 150B purchasing tangible personal property for the purpose of
- 151B leasing or renting may credit the actual amount of sales
- 152B or use tax paid against the tax due on the leasing or
- 153B rental of such property if adequate records are
- 154B maintained substantiating such leasing or rental
- 155B transactions in accordance with such rules and
- 156B regulations as the tax commissioner shall prescribe;
- 157B c. the purchase of subscriptions to magazines or other
- 158B periodicals regardless of whether or not such magazines
- 159B or periodicals are to be delivered in the future and
- 160B regardless of whether or not they are in existence at
- 161B the time of the sale of any subscriptions; provided that
- 162B the words "magazines and other periodicals" as used
- 163B herein shall not include newspapers nor shall they
- 164B include magazines or periodicals that are furnished
- 165B free by a nonprofit corporation or organization to its
- 166B members or because of payment by its members of mem-
- 167B bership fees or dues (((.)));
- 168B d. the purchase of advertising including the furnishing or
- 169B purchase of advertising whether by newspapers, maga-
- 170B zines, periodicals, radio, television, billboard or otherwise,
- 171B including charges made by advertising agencies for
- 172B preparing or placing advertising in media;
- 173B e. the severing of sand or gravel for use in this state.

174B SECTION 25. AMENDMENT.) Subdivision a of subsection 6
 175B of section 57-40-01 of the 1963 supplement to the North Dakota

176B Century code is hereby amended and reenacted to read as follows:
 177B a. tangible goods, wares and merchandise, including but
 178B not limited to, liquor, beer, wine, tobacco, cigars,
 179B cigarettes, cigarette papers, snuff, and oleomargarine;
 180B and gas, electricity, and water, when furnished or
 181B delivered to consumers or users within this state;

182B SECTION 26. AMENDMENT.) Subsection 6 of section
 183B 57-40-01 of the 1963 Supplement to the North Dakota Century Code
 184B is hereby amended by creating and enacting a new subdivision to
 185B read as follows:

186B Sand or gravel severed from the soil.

187B SECTION 27. AMENDMENT.) Section 57-40-01 of the North
 188B Dakota Century Code is hereby amended by creating and enacting
 189B a new subsection thereto to read as follows:

190B "Gross receipts" means the total amount of the sales of
 191B retailers, valued in money, whether received in money or
 192B otherwise, provided, however, that discounts for any
 193B purposes allowed and taken on sales shall not be included,
 194B nor shall the sale price of property returned by customers
 195B when the full sale price thereof is refunded either in
 196B cash or by credit. Provided, however, that on all sales
 197B of retailers, valued in money, when such sales are made
 198B under conditional sales contract, or under other forms of
 199B sale wherein the payment of the principal sum thereunder
 200B be extended over a period longer than sixty days from the
 201B date of sale thereof that only such portion of the sale
 202B amount thereof shall be accounted for, for the purpose of
 203B imposition of tax imposed by this chapter, as has actually
 204B been received in cash by the retailer during each quarterly
 205B period as defined herein. "Gross receipts" shall also mean,
 206B with respect to the leasing or renting of tangible personal
 207B property, the amount of consideration, valued in money,
 208B whether received in money or otherwise, received from the
 209B leasing or renting of only such tangible personal property
 210B the transfer of title to which has not been subjected to a
 211B retail sales tax in this state. "Gross receipts" shall also
 212B mean, with respect to subscriptions to magazines and other
 213B periodicals, the amount of consideration, valued in money,
 214B whether received in money or otherwise, received from the
 215B sale of such subscriptions regardless of whether or not
 216B such magazines or periodicals are to be delivered in the
 217B future and regardless of whether or not they are in
 218B existence at the time of the sale of any subscription.

219B SECTION 28. AMENDMENT.) Section 57-40-02 of the 1963
 220B Supplement to the North Dakota Century Code is hereby amended
 221B and reenacted to read as follows:

222B 57-40-02. TAX IMPOSED.) Beginning July 1, 1965, an
 223B (((An))) excise tax is imposed on the storage, use, or
 223Ba consumption
 224B in this state of tangible personal property purchased at retail for
 225B storage, use or consumption in this state, at the rate of two
 226B (((and one-quarter))) percent of the purchase price of such
 226Ba property.
 227B Except as limited by section 57-40-10, an excise tax is imposed on
 228B the storage, use, or consumption in this state of tangible personal
 229B property not originally purchased for storage, use, or consumption
 230B in this state at the rate of two (((and one-quarter))) percent of the
 231B fair market value of such property at the time it was brought into
 232B this state. An excise tax is imposed on the use, storage or
 233B consumption in this state of advertising of anything, including the
 234B preparing or placing of advertising in media, purchased at retail
 235B for use in this state, at the rate of two percent of the purchase
 236B price of such advertising, Purchase or furnishing of advertising

237B which is designed to promote the sale of any product on a national
238B or multi-state basis shall not be taxed hereunder if such

238Ba advertising

239B does not solicit sales for any expressly named or identifiable

240B business in this state.

241B SECTION 29. AMENDMENT.) Subsection 5 of section 57-40-03

242B of the North Dakota Century Code is hereby amended and

242Ba reenacted

243B to read as follows:

244B 5. Tangible personal property, except for liquor, beer, wine,
245B cigarettes, cigars, cigarette papers, snuff, other tobacco
246B products, oleomargarine, and aircrafts, upon which the state
247B now imposes and collects a special tax, whether in the form
248B of license tax, stamp tax, or otherwise;

249B SECTION 30. AMENDMENT.) Section 57-40-17 of the 1963

250B Supplement to the North Dakota Century Code is hereby amended

250Ba and

251B reenacted to read as follows:

252B 57-40-17. CONTRACTOR'S PERFORMANCE BONDS FOR

252Ba PAYMENT

253B OF USE TAX.) For the purposes of this section the term

254B "surety" shall mean a bond or undertaking executed by a surety

255B company authorized to do business in the state of North Dakota;

256B "surety company" means any person, firm, or corporation

256Ba executing

257B such surety; "contractor" includes any individual, firm, copartner-

258B ship, association, corporation, or other group or combination

259B thereof acting as a unit, and the plural as well as the singular

260B number; and "subcontractor" includes any individual, firm, co-

261B partnership, association, corporation, or other group or

262B combination thereof acting as a unit, and the plural as well as the

263B singular number, who undertakes to perform all or any part of

263Ba work

264B covered by the original contract entered into by the contractor,

265B including the furnishing of any supplies, materials, equipment, or

266B any other tangible personal property.

267B Whenever any contractor or subcontractor enters into any

268B contract for the erection of buildings or the alteration, improve-

268Ba ment

269B or repair of real property in this state and the contractor or

270B subcontractor furnishes surety for the faithful performance of

270Ba such

271B contract, there is hereby imposed the additional obligation upon

272B the surety company to the state of North Dakota that said

272Ba contractor

273B or subcontractor shall promptly pay all use taxes which may

273Ba accrue

274B to the state of North Dakota under the provisions of chapter 57-40.

275B In the case of a contractor and his surety company this addi-

275Ba tional

276B obligation shall include liability to pay to the tax commissioner

277B on purchases made by either the contractor or the subcontractor

278B all such use taxes which have not been paid to a retailer author-

278Ba ized

279B or required to collect such taxes; and the contractor or his surety

280B company is hereby authorized to recover from the subcontractor

280Ba the

281B amount of any use taxes accruing with respect to purchases

281Ba made by

282B the subcontractor which the contractor or the surety company

282Ba may

283B be required to pay to the tax commissioner, or to withhold from

283Ba the

284B amount due the subcontractor under the subcontract an amount
 284Ba equal
 285B to any use taxes accruing with respect to purchases of the subcon-
 286B tractor which have not been paid by the subcontractor to the tax
 287B commissioner or to a retailer authorized or required to collect
 288B such taxes. Such liability on the part of the surety company shall
 289B be limited to (((two))) three per cent of the amount of the contract
 290B price beginning July 1, 1965.
 291B The surety company within sixty days after executing such
 291Ba surety
 292B shall send written notice of the same to the state tax commis-
 292Ba sioner,
 293B which notice shall give the names and addresses of the parties
 294B contracting with respect to the real property and the place where
 295B the contract is to be performed. After the completion of the
 296B contract and the acceptance of the improvement by the owner of
 296Ba the
 297B real property improved, the surety company shall give written
 298B notice of such completion and acceptance to the state tax com-
 299B missioner.
 300B Six months after the completion of the contract and the
 301B acceptance of the improvement by the owner thereof, the
 301Ba additional
 302B obligation imposed upon said surety company shall cease unless
 303B written notice, within such period of time, of unpaid use taxes, is
 304B given to the surety company by the state tax commissioner.
 305B This section shall not be construed to modify or repeal in any
 306B way any of the provisions of section 48-01-05 and 48-01-06.

1C SECTION 31. AMENDMENT.) Section 57-40.1-02 of the 1963

2C Supplement to the North Dakota Century Code is hereby amended
 2Ca and

3C reenacted to read as follows:

4C 57-40.1-02. TAX IMPOSED.) There is hereby imposed beginning

5C July 1, 1965, an excise tax of two ((and one-quarter))) per cent
 5Ca of the

6C purchase price of any motor vehicle purchased or acquired

6Ca outside of the

7C state of North Dakota for use on the streets and highways of this

7Ca state and

8C required to be registered under the laws of this state, and a like

8Ca rate of

9C tax upon the purchase price of any mobile home purchased or

9Ca acquired

10C for use in this state.

11C SECTION 32. AMENDMENT.) Chapter 57-39 of the North

11Ca Dakota

12C Century Code is hereby amended by creating and enacting a

12Ca section

13C thereto to read as follows:

14C SEPARATE AND ADDITIONAL TAX ON RETAIL SALES —

14Ca COLLECTION —

15C ALLOCATION OF REVENUE — APPROPRIATION.)

16C 1. There is hereby imposed, beginning on July 1, 1965, an

16Ca additional

17C tax of one per cent upon the gross receipts of retailers from all

17Ca sales at

18C retail that are subject to the tax imposed by section 57-39-02, which

19C additional tax of one per cent shall be collected by the tax

19Ca commissioner

20C in the same way that the tax imposed by section 57-39-02 is

20Ca collected,

21C and which shall be subject to all of the provisions for

21Ca definitions, de-
22C linquency, enforcement of collection, exemptions, assessments,
22Ca penalties,
23C refund, notice and appeals to which the tax imposed by section
23Ca 57-39-02
24C is subject. If any part of this Act is invalidated or disapproved
24Ca in any
25C way other than by action of the legislative assembly or by the
25Ca action of any
26C court, this section shall then have no effect.
27C 2. All monies collected and received by the tax commissioner
28C pursuant to this section shall be paid into the state treasury and
28Ca credited
29C to a special fund to be known as the "personal property tax
29Ca replacement
30C fund". Out of this fund the state treasurer shall first provide for
30Ca payment
31C of any refunds of the tax that are allowed. The net amount of
31Ca moneys
32C remaining in said personal property tax replacement fund are
32Ca hereby
33C appropriated for allocation and distribution annually as follows:
34C a. The state tax commissioner, with the aid and assistance of
35C the county auditor of each county, shall determine for each
36C of the years 1962, 1963 and 1964 the cost to the county to
37C the various political subdivisions in the county of assessing
37Ca and
38C of equalizing the assessments of all personal property as-
38Ca sessed
39C in the county on an ad valorem basis by locally appointed or
40C elected assessors or other officers performing assessment
41C duties and the cost of levying and collecting the taxes levied
42C thereon. The total amount of such costs in each political
43C subdivision in each county for each of the three years then
44C shall be added together and the total divided by three to
44Ca obtain
45C the average yearly cost of personal property tax admini-
45Ca stration
46C for the three years in each political subdivision in each
46Ca county,
47C which amounts shall be certified to the state treasurer by the
48C state tax commissioner.
49C b. For the purposes of administration of this subsection 2, the
50C state tax commissioner, with the aid and assistance of the
51C county auditor of each county, shall, on or before the first
52C day of December, 1966, determine and certify to the auditor
53C of each county the following two kinds of proportions ap-
53Ca plicable
54C to the county: the first kind of proportion shall be known as
55C "proportion A" and shall be, as to the state, as to each
55Ca county,
56C and as to each taxing district or part thereof in each county,
57C the proportion of the assessed value of personal property in
58C such taxing district that is exempted from taxation by this
58Ca Act
59C to the assessed value of all taxable property within the taxing
60C district that is not exempted from taxation by this Act; the
61C second kind of proportion shall be known as "proportion B"
62C and shall be, as to the state, as to each county, and as to each
63C taxing district or part thereof in each county, the proportion
64C of the assessed value of the personal property in such taxing
65C district that is exempted from taxation by this Act to the
66C assessed value of all taxable property within the taxing dis-

- 67C trict; for the purposes of computing these proportions the
67Ca term
68C "assessed value" shall mean the value at which the assess-
68Ca ments
69C were finally equalized in the year 1964. These proportions
70C shall be used in computing the amount to be allocated and
71C distributed to each of the various taxing districts, including
72C the state, in the year 1967 and in each year thereafter until
73C changed by law and shall be calculated to the nearest five
73Ca place
74C decimal amount.
- 75C c. For the purpose of ascertaining the amount to be allocated
75Ca and
76C distributed in 1967 and in each year thereafter to the state and
77C its political subdivisions for replacement of taxes on the
77Ca personal
78C property exempted by this Act, the county auditor shall
78Ca increase
79C the total of the assessed value of all taxable property in such
80C political subdivision in 1966 and in each year thereafter by
81C proportion A for the political subdivision as determined in
82C subdivision b of this subsection. The county auditor shall
83C then multiply one half of the assessed value of the political
84C subdivision as so increased by proportion A by the mill rate
85C necessary to raise the amount in dollars of taxes actually
86C levied against such taxable property in the political
86Ca subdivision
87C for that year; the amount so obtained shall then be
87Ca multiplied
88C by proportion B to determine the amount allocable to the
89C political subdivision in the following year, which amount
89Ca for each
90C political subdivision in the county shall be certified to the
90Ca state
91C treasurer by the auditor of the county.
- 92C d. The state treasurer, after receiving the certificates
92Ca provided
93C for in the preceding subdivision and after correcting any
93Ca errors
94C that may have been made therein, shall transfer from the
94Ca personal
95C property tax replacement fund to the state general fund
95Ca ninety-
96C five percent of the total amount allocable to the state
96Ca pursuant
97C to the preceding subdivision; and of the amount so transferred
98C the part which is allocable to the North Dakota state medical
99C center and the part which is allocable to the Korean veterans
100C adjusted compensation bond principal and interest fund shall
101C be transferred to the credit of those respective funds.
- 102C e. The state treasurer shall allocate and distribute from the
103C personal property tax replacement fund to the treasurer of
103Ca each
104C county an amount computed as follows: the amount allocated
104Ca to
105C each taxing district in the county by the county auditor's
105Ca certi-
106C ficate furnished to the state treasurer pursuant to subdivision
107C c of this subsection shall be reduced by the cost of personal
108C property tax administration for that political subdivision as
109C certified by the state tax commissioner pursuant to
109Ca subdivision

110C a of this subsection; ninety-five percent of the difference so
 110Ca com-
 111C puted shall be allocated by the state treasurer for the credit
 111Ca of
 112C the political subdivision and the total of such amounts for the
 113C political subdivisions in the county shall be distributed by the
 114C state treasurer to the county treasurer, except that no part of
 115C the amount transferred to the state general fund pursuant to
 115Ca the
 116C preceding subdivision shall be allocated or distributed to the
 117C county. The county treasurer, after receiving the amount
 118C distributed by the state treasurer, shall credit to each
 119C political subdivision the amount allocated to the political sub-
 120C division in the certificate of the state treasurer and the
 120Ca amount
 121C so credited shall be apportioned and credited to each of the
 122C various funds in the proportion that the actual tax levies made
 123C the preceding year by the political subdivisions on the
 123Ca taxable
 124C property therein is apportioned to the various funds, except
 125C that any amount that would be apportioned and credited to
 125Ca the
 126C retirement of a bonded indebtedness existing in 1966 for
 126Ca which
 127C a tax levy was made in 1966 and in any year thereafter,
 127Ca shall be
 128C credited instead to the general fund of the political
 128Ca subdivision.
 129C f. The formula for allocation and distribution of moneys out of
 130C the personal property tax replacement fund shall be the same
 131C for each year after 1967 as that used for the year 1967 until
 132C such time as it may be changed by law. The allocation and
 133C distribution of moneys out of the personal property tax
 133Ca replace-
 134C ment fund shall be made as soon after January first of 1967
 135C and of each year thereafter as can reasonably be done.
 136C g. It is hereby provided that any political subdivision which
 136Ca has
 137C an existing bonded indebtedness for which a tax levy must
 138C be made in 1966 or any year thereafter shall reduce its levy
 139C in each such year for current operating purposes by the
 139Ca amount
 140C which its tax levy on taxable property in that year for re-
 140Ca tirement
 141C of the bonded indebtedness is increased because of the
 141Ca exemption
 142C of personal property by this Act.
 143C SECTION 33. AMENDMENT.) Chapter 57-40 of the North Dakota
 144C Century Code is hereby amended by creating and enacting a new
 144Ca section
 145C thereto to read as follows:
 146C SEPARATE AND ADDITIONAL EXCISE TAX-COLLECTION-
 147C ALLOCATION OF REVENUE-APPROPRIATION.) 1. There is
 147Ca hereby
 148C imposed, beginning July 1, 1965, an additional tax of one per
 148Ca cent upon the
 149C storage, use or consumption in this state of all tangible personal
 149Ca property
 150C and advertising that is subject to the excise tax imposed by
 150Ca section 57-40-02,
 151C which additional tax of one per cent shall be collected by the
 151Ca tax commissioner
 152C in the same way that the taxes imposed by section 57-40-02 are

152Ca collected
 153C and which shall be subject to all of the provisions for definitions,
 153Ca delinquency,
 154C enforcement of collection, exemptions, assessments, penalties,
 154Ca refund,
 155C notice and appeals to which the taxes imposed by section 57-40-02
 155Ca are sub-
 156C ject.
 157C 2. All moneys collected and received by the tax commis-
 157Ca sioner pur-
 158C suant to this section shall be paid into the state treasury and
 158Ca credited to the
 159C "personal property tax replacement fund" established by sec-
 159Ca tion 32 of this
 160C Act and such moneys are hereby appropriated for allocation
 160Ca distribution
 161C in accordance with the provisions of subsection 2 of section 32
 161Ca of this Act.
 162C SECTION 34. AMENDMENT.) Chapter 57-40.1 of the 1963 Sup-
 162Ca plement
 163C to the North Dakota Century Code is hereby amended by creat-
 163Ca ing and enacting
 164C a new section thereto to read as follows:
 165C SEPARATE AND ADDITIONAL EXCISE TAX-COLLECTION-
 166C ALLOCATION OF REVENUE - APPROPRIATION.) 1. There is
 166Ca hereby
 167C imposed, beginning July 1, 1965, an additional excise tax of one
 167Ca per cent of
 168C the purchase price of any motor vehicle purchased or acquired
 168Ca for use on
 169C the streets and highways of this state and required to be regi-
 169Ca stered under the
 170C laws of this state, and a like rate of additional tax upon the
 170Ca purchase
 171C price of any mobile home purchased or acquired for use in this
 171Ca state,
 172C which additional tax of one per cent shall be collected by the motor
 172Ca vehicle
 173C registrar in the same way that the taxes imposed by section
 173Ca 57-40.1-02
 174C are collected and which shall be subject to all of the provisions for
 174Ca definitions,
 175C exemptions, enforcement of collection, presumptions and
 175Ca penalties to which
 176C the taxes imposed by section 57-40.1-02 are subject.
 177C 2. All moneys collected and received by the motor vehicle
 177Ca registrar
 178C pursuant to this section shall be paid into the state treasury
 178Ca and credited
 179C to the "personal property tax replacement fund" established
 179Ca by section 32
 180C of this Act and such moneys are hereby appropriated for
 180Ca allocation and
 181C distribution in accordance with the provisions of subsection
 181Ca 2 of section 32
 182C of this Act.
 183C SECTION 35. SEPARATE AND ADDITIONAL EXCISE
 183Ca TAX —
 184C COLLECTION — ALLOCATION OF REVENUE —
 184Ca APPROPRIATION.)
 185C There is hereby imposed, beginning July 1, 1965, an additional
 185Ca excise tax
 186C of one per cent of the purchase price of any motor vehicle
 186Ca purchased or

187C acquired in the state of North Dakota for use on the streets
187Ca and highways
188C of this state and required to be registered under the laws of
188Ca this state,
189C which additional tax of one per cent shall be collected by the
189Ca motor vehicle
190C registrar in the same way that the tax imposed by House Bill
190Ca Number 692
191C of the Thirty-ninth Legislative Assembly is collected and
191Ca which shall be
192C subject to all of the provisions for definitions, exemptions,
192Ca enforcement of
193C collection, and penalties to which the tax imposed by said
193Ca House Bill is
194C subject.
195C 2. All moneys collected and received by the motor vehicle
195Ca registrar
196C pursuant to this section shall be paid into the state treasury
196Ca and credited
197C to the "personal property tax replacement fund" established
197Ca by section 32
198C of this Act and such moneys are hereby appropriated for
198Ca allocation and
199C distribution in accordance with the provisions of subsection
199Ca 2 of
200C section 32 of this Act.
201C SECTION 36. REPEAL.) Subsections 9, 10 and 11 of
201Ca section
202C 57-02-05, relating to definitions of personal property for
202Ca property tax
203C purposes, sections 18-03-09, 37-01-27 and 57-15-23, relating to
203Ca the
204C per capita school tax and exemptions therefrom, sections
204Ca 57-38-20,
205C 57-38-21, 57-38-22, 57-38-24, 57-38-26, 57-38-27 and 57-38-28,
205Ca re-
206C lating to definitions, to the basis for reporting income, and to
206Ca deductions
207C and exemptions all for income tax purposes, of the North
207Ca Dakota Century
208C Code, and section 5-03-26, providing for an excise tax on
208Ca commodities
209C used in mixed drinks, section 15-39-23, relating to payments
209Ca from the
210C county equalization fund, and sections 57-38-22.1 and 57-38-36,
210Ca relating
211C to deductions and to installment payments of tax for income
211Ca tax purposes,
212C of the 1963 Supplement to the North Dakota Century Code,
212Ca are hereby re-
213C pealed.
214C Chapters 57-03 and 57-31 of the North Dakota Century
214Ca Code, relating
215C to taxation of grain and to taxation of transient stocks of
215Ca merchandise,
216C of the North Dakota Century Code are hereby repealed,
216Ca provided that the
217C repeal of such chapters shall not become effective until
217Ca January 1, 1966.
218C SECTION 37. APPROPRIATION.) There is hereby
219C appropriated on a continuing basis out of any monies in the
220C general fund the annual amount of two million eight
220Ca hundred
221C thousand dollars to be transferred and credited on the first

222C day of January, 1967 and of each year thereafter to the
 222Ca personal
 223C property tax replacement fund created by this Act, such
 223Ca monies
 224C to be available for allocation and distribution pursuant to the
 225C provisions of this Act relating to that fund.

Rep. Backes moved that the rules be suspended and the amendments to House Bill No. 698 be adopted at this time, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Bill No. 698 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 698. A Bill for an Act relating to tax equalization and simplification and declaring legislative intent; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for property tax purposes; to amend and reenact subsection 20 of section 57-38-01, sections 57-38-06, 57-38-07, 57-38-30, 57-38-31, and 57-38-32 of the North Dakota Century Code and section 57-38-29 of the 1961 Supplement to the North Dakota Century Code, relating to definitions, nonresidents, fiduciaries, filing of returns, and income tax rates for income tax purposes; to amend and reenact section 57-35-02 of the North Dakota Century Code relating to taxation of banks and trust companies; to amend and reenact section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code relating to taxation of building and loan associations; to amend and reenact subsection 10 of section 57-39-03, subsections 2 and 4 of section 57-40-01, subsection 7 of section 57-40-01, and subsection 5 of section 57-40-03, all of the North Dakota Century Code, subsections 2, 3, 5 and 6 of section 57-39-01, sections 57-39-02 and 57-39-06, subsections 5 and 10 and subdivision a of subsection 6 of section 57-40-01, and sections 57-40-02, 57-40-17 and 57-40.1-02 of the 1963 Supplement to the North Dakota Century Code, all relating to definitions, tax rates, exemptions, and contractor's bonds for purposes of retail sales and use or excise taxes; to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code, relating to exemption of personal property from assessment and taxation; to create and enact four new sections to chapter 57-38 of the North Dakota Century Code, relating to withholding of taxes from wages, payment of taxes withheld, filing and paying declarations of estimated income taxes and providing for adjustments to taxable income, all relating to administration of the income tax law; to create and enact a new section to chapter 57-39, and a new section to chapter 57-40 of the North Dakota Century Code and to create and enact a new section to chapter 57-40.1 of the 1963 Supplement to the North Dakota Century Code, to provide for a separate and additional one percent retail sales tax and separate and additional one percent excise or use taxes, to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for a separate and additional one percent excise tax on any casual sales or transfers in this state of motor vehicles that may be subjected to any other similar tax imposed by any other provision of law and to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for effective dates for amendments to the income tax law, bank and trust company tax law and building and loan association tax law; to provide the tax commissioner with access to official records of other state departments for income tax purposes; to provide for a tax levy on property by counties, cities, villages and city and village park districts; to provide a continuing appropriation for the school foundation payments program; to repeal subsections 9, 10, and 11 of section

57-02-05, sections 18-03-09, 37-01-27, 57-15-23, 57-38-20, 57-38-21, 57-38-22, 57-38-23, 57-38-24, 57-38-26, 57-38-27 and 57-38-28 and chapters 57-03 and 57-31 of the North Dakota Century Code and sections 5-03-26, 57-38-22.1 and 57-38-36 of the 1963 Supplement to the North Dakota Century Code; and declaring an emergency.

Which had 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, 71; nays, 36; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Gengler	Larson	Rundle
Backes	Gietzen	Leer	Rustan
Belquist	Giffey	Linderman	Sanstead
Bergman	Glaspey	Loerch	Schoenwald
Bloom	Gronhovd	Lundene	Shablow
Borstad	Gudajtes	Meschke	Shorma
Bowles	Hardmeyer	Meyer	Skaar
Bowman	Harrison	Montplaisir	Solberg
Breum	Hauf	Myhre	Stallman
Bruner	Haugen	Obie	Staven
Burk	Haugland	Olafson	Stenhjem
Christensen	Hertz	Olson	Stockman
Collette	Hilleboe	Opedahl	Strand
Dahlen	Hoffner	Poling	Vogel
Erickson,	Ivesdal	Powers, Cass	Wilkie
Mountrail	Jungroth	Rieger	Williamson
Erickson, Ward	Krenz	Rivinius	Winge
Froeschle	Kvasager	Rosendahl	Mr. Speaker

Those voting in the negative were:

Aamoth	Dornacker	Johnson, G. V.	Schaffer
Bier	Duncan	Knudsen	Streibel
Bilden	Elkin	Lang	Tough
Boustead	Fossum	Larsen	Tweten
Brown	Frank	Miller	Unruh
Christopher	Ganser	Mueller	Wagner
Coles	Hickle	Olienyk	Wastvedt
Connolly	Johnson,	Powers, Barnes	Welder
Davis	Barnes	Reimers	Wentz
Dick			

Absent and not voting:

Ruddy Whittlesey

So the bill passed and the title was agreed to.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that since we failed to agree a new Conference Committee be appointed.

For the Senate

Kisse
Nelson
Van Horn

For the House:

Lundene
Opedahl
Dornacker

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 506 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:
 Senator Sorlie
 Senator Beck
 Senator Van Horn

For the House:
 Rep. Solberg
 Rep. Anderson
 Rep. Reimers

Rep. Solberg moved that the report be adopted, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 506 be considered properly re-engrossed and placed on final passage, 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, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rustan
Anderson	Mountrail	Kvasager	Sanstead
Backes	Erickson, Ward	Larsen	Schaffer
Belquist	Fossum	Larson	Schoenwald
Bergman	Frank	Leer	Shablow
Bier	Froeschle	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Lundene	Solberg
Borstad	Gietzen	Meschke	Stallman
Boustead	Giffey	Meyer	Staven
Bowles	Glaspay	Miller	Stenhjem
Bowman	Gronhovd	Montplaisir	Stockman
Breum	Gudajtes	Mueller	Strand
Brown	Hardmeyer	Myhre	Streibel
Bruner	Harrison	Olafson	Tough
Burk	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Unruh
Christopher	Haugland	Opedahl	Vogel
Coles	Hertz	Poling	Wagner
Collette	Hickle	Powers, Barnes	Wastvedt
Connolly	Hilleboe	Powers, Cass	Welder
Dahlen	Hoffner	Reimers	Wentz
Davis	Ivesdal	Rieger	Wilkie
Dick	Johnson,	Rivinius	Williamson
Dornacker	Barnes	Rosendahl	Winge
Duncan	Johnson, G. V.	Rundle	Mr. Speaker
Elkin	Knudsen		
Absent and not voting:			
Jungroth	Obie	Ruddy	Whittlesey
Lang			

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 839 has had the same under consideration and recommends that the House does not concur with the Senate amendments. The Conference Committee recommends that House Bill No. 839 be indefinitely postponed.

For the Senate:
 Senator Longmire
 Senator Trenbeath
 Senator Sinner

For the House:
 Rep. Christensen
 Rep. Myhre
 Rep. Dornacker

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 340 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:
 Senator Ringsak
 Senator Morgan
 Senator Ecker

For the House:
 Rep. Haugen
 Rep. Geitzen
 Rep. Dornacker

Rep. Haugen moved that the report be adopted, which motion prevailed.

Mr. Speaker: 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.

For the Senate:
 Senator Lips
 Senator Torgerson
 Senator Witteman

For the House:
 Rep. Hauf
 Rep. Poling
 Rep. Ganser

Rep. Hauf moved that the report be adopted, which motion prevailed.

Rep. Poling moved that the rules be suspended and Senate Bill No. 28 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 28. A Bill for an Act to provide for a national guard operating fund and expenditures therefrom, and to create and enact section 50-21-02.1 of the North Dakota Century Code, relating to the revolving fund for the construction of nursing homes, and to amend and reenact section 2 of chapter 56 of the 1963 Session Laws of North Dakota, sections 25-01-10, 26-22-07, 26-22-16, 26-22-52, 26-23-04, 26-23-12, 26-23-16, 26-24-03, 26-24-12, 26-24-13, 26-24-14, 26-24-17, 27-12-06, 37-14-08, 39-16-10, 50-06-04, 50-06-14, 50-24-26, 50-24-27, 52-09-03, 52-09-06, subsection d of section 52-10-06, sections 54-23-25, 54-23-40, 54-23-41, 57-52-15, 65-02-05, and 65-04-30 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the Bank of North Dakota, withdrawal of such moneys by vouchers and abstracts approved by state officials or the state auditing board, the preparation of warrant-checks and the supervision of check-writing procedures by the department of accounts and purchases, and generally providing uniform fiscal procedures for state agencies, and to repeal section 26-24-20, subsection 5 of section 37-02-06, chapter 37-06, section 54-11-02, and 54-23-41.1 of the North Dakota Century Code, relating to procedures for the payments from appropriations and funds of state educational institutions, payment of insurance adjustment expenses, the office of paymaster general in the national guard, the disposition of vouchers by the state treasurer, and the monthly purchases abstract for the board of administration.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as received from the Senate, the roll was called and there were: 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Rundle
Belquist	Erickson, Ward	Kvasager	Rustan
Bergman	Fossum	Larsen	Sanstead
Bier	Frank	Larson	Schaffer
Bilden	Froeschle	Leer	Schoenwald
Bloom	Ganser	Linderman	Shablow
Borstad	Gengler	Loerch	Shorma
Boustead	Gietzen	Lundene	Skaar
Bowles	Giffey	Meschke	Solberg
Bowman	Glaspey	Meyer	Stallman
Breum	Gronhovd	Miller	Staven
Brown	Gudajtes	Montplaisir	Stenhjem
Bruner	Hardmeyer	Mueller	Stockman
Burk	Harrison	Myhre	Strand
Christensen	Hauf	Obie	Streibel
Christopher	Haugen	Olafson	Tough
Coles	Haugland	Olienyk	Unruh
Collette	Hertz	Olson	Vogel
Connolly	Hickle	Opedahl	Wagner
Dahlen	Hilleboe	Poling	Wastvedt
Davis	Hoffner	Powers, Barnes	Welder
Dick	Ivesdal	Powers, Cass	Wentz
Dornacker	Johnson,	Reimers	Wilkie
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G. V.	Rivinius	Mr. Speaker
	Jungroth		
Absent and not voting:			
Backes	Ruddy	Whittlesey	Williamson
Lang	Tweten		

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 822 has had the same under consideration and recommends the amendments of the Senate be accepted as follows:

In line 273 of the bill after the period add the following language: "The rate or rates of levy for any year shall be established by the commissioner of insurance before applications for hail insurance coverage are solicited."

And the bill be further amended as follows:

At the end of line 3 of the title add the following language "and providing for a temporary suspension of the issuing of hail insurance coverage."

At the end of the bill, after line 370 add the following new section: SECTION 6. TEMPORARY SUSPENSION.) Notwithstanding any other provision of law, the state hail insurance department shall not issue further insurance coverage during the six months period beginning July 1, 1965 and ending December 31, 1965, and the operations of the state hail insurance department shall be suspended for such period except for the processing and disposition of insurance coverage issued prior to July 1, 1965, and the adjustment and payment of claims arising under insurance coverage issued prior to July 1, 1965.

And renumber the lines accordingly.

For the Senate:

Senator Ruemmele
 Senator Redlin
 Senator Bopp

For the House:

Rep. Leer
Rep. Elkin
Rep. Hardmeyer

Rep. Leer moved that the report be adopted, which motion prevailed.

Rep. Leer moved that the rules be suspended and House Bill No. 822 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 822. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-32, 26-22-54 and 26-22-09 of the North Dakota Century Code, relating to state hail insurance, and declaring an emergency.

Which had 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, 64; nays, 40; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rosendahl
Backes	Mountrail	Kvasager	Rundle
Belquist	Erickson, Ward	Leer	Rustan
Bergman	Gengler	Linderman	Sanstead
Bier	Gietzen	Loerch	Schoenwald
Bloom	Giffey	Lundene	Shablow
Borstad	Glaspey	Meyer	Skaar
Bowles	Gronhovd	Montplaisir	Solberg
Bowman	Gudajtes	Myhre	Staven
Breum	Hardmeyer	Olafson	Strand
Bruner	Harrison	Olson	Tough
Burk	Hauf	Opedahl	Vogel
Christopher	Hertz	Poling	Wilkie
Coles	Hoffner	Powers, Cass	Williamson
Collette	Ivesdal	Rieger	Winge
Dahlen	Johnson, G. V.	Rivinius	Mr. Speaker
	Jungroth		

Those voting in the negative were:

Aamoth	Fossum	Knudsen	Shorma
Bilden	Frank	Larsen	Stallman
Boustead	Froeschle	Larson	Stenhjem
Brown	Ganser	Miller	Stockman
Christensen	Haugen	Mueller	Streibel
Connolly	Haugland	Obie	Unruh
Davis	Hickle	Olienyk	Wagner
Dick	Hilleboe	Powers, Barnes	Wastvedt
Dornacker	Johnson,	Reimers	Welder
Duncan	Barnes	Schaffer	Wentz
Elkin			

Absent and not voting:

Lang	Ruddy	Tweten	Whittlesey
Meschke			

So the bill passed and the title was agreed to, and the emergency clause lost.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bills Nos. 544, 653, 518, 650, and 925:

To act on House Bill No. 544, Senators:

Roen
Trenbeath
Urdahl

To act on House Bill No. 653, Senators:

Nelson
Chesrown
Witteman

To act on House Bill No. 518, Senators:

Luick
Robinson
Lashkowitz

To act on House Bill No. 650, Senators:

Strinden
Hernett
Sinner

To act on House Bill No. 925, Senators:

Lips
Redlin
Lashkowitz

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House be at ease to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair.

Speaker Link announced that the House would be on the seventh order of business.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate,

On Senate Bill No. 7, Representatives

Meyer
Erickson of Ward
Rivinius

On Senate Bill No. 163, Representatives:

Powers of Cass
Williamson
Larsen

DONNELL HAUGEN, Chief Clerk

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 925 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be further amended as follows:

On line 1, after the word "corporation" insert "by a two-thirds vote"

In line 4, delete "or purposes".

And renumber the lines accordingly.

For the Senate:

Senator Lips
Senator Redlin
Senator Lashkowitz

For the House:

Rep. Schoenwald
Rep. Borstad
Rep. Whittlesey

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Rep. Schoenwald moved that the rules be suspended and House Bill No. 925 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 925. A Bill for an Act providing for a tax levy for emergency purposes by municipal corporations.

Which had 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, 84; nays, 3; absent and not voting, 22.

Those voting in the affirmative were:

Anderson	Fossum	Linderman	Schoenwald
Backes	Frank	Loerch	Shablow
Belquist	Froeschle	Lundene	Shorma
Bergman	Gietzen	Meschke	Skaar
Bier	Giffey	Meyer	Solberg
Bloom	Glaspey	Miller	Stallman
Borstad	Hardmeyer	Mueller	Staven
Boustead	Hauf	Myhre	Stenhjem
Bowman	Haugen	Obie	Stockman
Breum	Haugland	Olienyk	Strand
Bruner	Hickle	Olson	Streibel
Burk	Hilleboe	Opedahl	Tough
Christensen	Hoffner	Poling	Tweten
Christopher	Ivesdal	Powers, Barnes	Unruh
Coles	Johnson, G.V.	Reimers	Vogel
Dahlen	Knudsen	Rieger	Wagner
Davis	Krenz	Rivinius	Wastvedt
Dick	Lang	Rosendahl	Wentz
Dornacker	Larsen	Rundle	Wilkie
Elkin	Larson	Rustan	Winge
Erickson,	Leer	Schaffer	Mr. Speaker

Mountrail

Those voting in the negative were:

Aamoth	Ganser	Welder
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Absent and not voting:

Bilden	Erickson, Ward	Johnson,	Powers, Cass
Bowles	Gengler	Barnes	Ruddy
Brown	Gronhovd	Jungroth	Sanstead
Collette	Gudajtes	Kvasager	Whittlesey
Connolly	Harrison	Montplaisir	Williamson
Duncan	Hertz	Olafson	

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 244 has had the same under consideration and recommends:

That the Senate do concur with the House amendments.

For the Senate:

Senator Becker
 Senator Torgerson
 Senator Weber

For the House:

Rep. Christensen
 Rep. Strand
 Rep. Miller

Rep. Christensen moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 172 has had the same under consideration and recommends:

That the Senate do concur with the House amendments.

For the Senate:

Senator Reichert
Senator Kjos
Senator Forkner

For the House:

Rep. Stallman
Rep. Bruner
Rep. Coles

Rep. Stallman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 238 has had the same under consideration and recommends:

That the House recede from its amendments and the following amendments be inserted in lieu thereof:

In line 6 of the engrossed bill delete the underlined language and the triple parentheses

In line 7 delete the underline language and the triple parentheses

Following line 18 insert the following new subsection:

"6. Whenever he has reasonable cause to believe that the offense of driving while under the influence of intoxicating liquors has been committed in his presence by the person arrested."

In line 25 delete the underlined language and the triple parentheses

Following line 29 insert the following new subsection:

"3. Whenever he has reasonable cause to believe that the offense of driving while under the influence of intoxicating liquors has been committed in his presence by the person arrested."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

For the Senate:

Senator Ringsak
Senator Torgerson
Senator Walz

For the House:

Rep. Jungroth
Rep. Vogel
Rep. Powers of Barnes

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Rep. Vogel moved that the rules be suspended and Senate Bill No. 238 be placed on final passage, which motion prevailed.

Rep. Dornacker moved that Senate Bill No. 238 be laid on the table, which motion was withdrawn.

Rep. Dornacker moved that Senate Bill No. 238 be laid on the table, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Hertz moved that the House accede to the request of the Senate for the return of House Bills Nos. 589 and 657, to that body, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 697 has had the same under consideration and recommends:

That the House recedes from its objections to the Senate amendments and concurs therewith.

For the Senate:

Senator Longmire
Senator Solberg
Senator Torgerson

For the House:

Rep. Shablow
Rep. Harrison
Rep. Brown

Rep. Shablow moved that the report be adopted, which motion prevailed.

Rep. Shablow moved that the rules be suspended and House Bill No. 697 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 697. A Bill for an Act to amend and reenact section 57-36-10 of the North Dakota Century Code, relating to the discount on the sales of cigarette stamps by the tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were: ayes, 51; nays, 46; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Schaffer
Backes	Gengler	Larson	Shablow
Belquist	Glaspey	Leer	Shorma
Bier	Gudajtes	Linderman	Stallman
Bloom	Harrison	Obie	Stenhjem
Boustead	Haugen	Opedahl	Stockman
Brown	Haugland	Poling	Strand
Christensen	Hilleboe	Powers, Barnes	Streibel
Christopher	Hoffner	Powers, Cass	Unruh
Coles	Ivesdal	Reimers	Wagner
Dahlen	Johnson, G.V.	Rivinius	Wentz
Dick	Jungroth	Rundle	Winge
Duncan	Krenz	Rustan	

Those voting in the negative were:

Anderson	Erickson,	Kvasager	Rosendahl
Bergman	Mountrail	Loerch	Sanstead
Bilden	Erickson, Ward	Lundene	Skaar
Borstad	Frank	Meyer	Solberg
Breum	Froeschle	Miller	Staven
Bruner	Ganser	Montplaisir	Tough
Burk	Gietzen	Mueller	Vogel
Connolly	Giffey	Myhre	Wastvedt
Davis	Gronhovd	Olafson	Welder
Dornacker	Hauf	Olienyk	Wilkie
Elkin	Hickle	Olson	Williamson
	Knudsen	Rieger	Mr. Speaker

Absent and not voting:

Bowles	Hertz	Larsen	Schoenwald
Bowman	Johnson,	Meschke	Tweten
Collette	Barnes	Ruddy	Whittlesey
Hardmeyer			

So the bill was declared lost for lack of a constitutional majority.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 547 has had the same under consideration and recommends:

That the House concur with the Senate amendments.

For the Senate:

Senator Hernet
 Senator Forkner
 Senator Sinner

For the House:

Rep. Burk
 Rep. Krenz
 Rep. Bilden

Rep. Burk moved that the report be adopted, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 547 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 547. A Bill for an Act to amend and reenact sections 49-05-04, 49-05-06, and 49-06-01 of the North Dakota Century Code, relating to public utility rate changes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Rosendahl
Anderson	Mountrail	Krenz	Rundle
Backes	Erickson, Ward	Kvasager	Rustan
Belquist	Fossum	Lang	Sanstead
Bergman	Frank	Larsen	Schaffer
Bier	Froeschle	Larson	Shablow
Bilden	Ganser	Leer	Shorma
Bloom	Gengler	Linderman	Skaar
Borstad	Gietzen	Loerch	Stallman
Boustead	Giffey	Lundene	Staven
Bowman	Glaspay	Meyer	Stenhjem
Breum	Gronhovd	Miller	Stockman
Brown	Gudajtes	Montplaisir	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Myhre	Tough
Christopher	Hauf	Obie	Unruh
Coles	Haugen	Olafson	Vogel
Connolly	Haugland	Olienyk	Wagner
Dahlen	Hertz	Olson	Wastvedt
Davis	Hickle	Opedahl	Welder
Dick	Hilleboe	Poling	Wentz
Dornacker	Hoffner	Powers, Barnes	Wilkie
Duncan	Ivesdal	Reimers	Williamson
Elkin	Johnson, G. V.	Rieger	Winge
	Jungroth	Rivinius	Mr. Speaker

Absent and not voting:

Bowles	Johnson,	Powers, Cass	Solberg
Christensen	Barnes	Ruddy	Tweten
Collette	Meschke	Schoenwald	Whittlesey

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 7 has had the same under consideration and recommends:

That the Senate do concur with the House amendments and further amends by deleting lines 10 and 11.

And when so amended recommends that the same do pass.

For the Senate:

Senator Lips
 Senator Saumur
 Senator Bopp

For the House:

Rep. Meyer
Rep. Erickson of Ward
Rep. Rivinius

Rep. Meyer moved that the report be adopted, which motion prevailed.

Rep. Meyer moved that the rules be suspended and Senate Bill No. 7 be considered properly reengrossed and placed on final passage, which motion prevailed.

Rep. Hauf moved that the House reconsider the action by which Conference Committee on Senate Bill No. 7 was adopted, which motion lost.

Senate Bill No. 7. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and for veterinary inspectors fees and expenses pertaining to licensed quarantined feedlots and livestock sales rings.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate and the Conference Committee, the roll was called and there were: ayes, 83; nays, 19; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Skaar
Bloom	Giffey	Loerch	Solberg
Boustead	Glaspey	Lundene	Staven
Bowman	Gudajtes	Meschke	Stenhjem
Breum	Hardmeyer	Meyer	Stockman
Brown	Harrison	Miller	Strand
Burk	Haugen	Montplaisir	Streibel
Christensen	Haugland	Mueller	Tough
Christopher	Hertz	Myhre	Tweten
Coles	Hickle	Obie	Unruh
Connolly	Hoffner	Olienyk	Wagner
Dahlen	Ivesdal	Poling	Wastvedt
Davis	Johnson, G. V.	Powers, Barnes	Welder
Dick	Jungroth	Powers, Cass	Wentz
Dornacker	Knudsen	Reimers	Wilkie
Elkin	Krenz	Rivinius	Williamson
Erickson,	Kvasager	Rundle	Winge
Mountrail	Lang	Rustan	Mr. Speaker

Those voting in the negative were:

Anderson	Gengler	Olafson	Schoenwald
Bergman	Gietzen	Olson	Shorma
Borstad	Gronhovd	Opedahl	Stallman
Bruner	Hauf	Rieger	Vogel
Frank	Hilleboe	Rosendahl	

Absent and not voting:

Backes	Collette	Johnson,	Ruddy
Bowles	Duncan	Barnes	Whittlesey

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 8 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 8 be further amended as follows:

In line 3 of the engrossed bill delete the figure "\$109,000.00" and insert in lieu thereof the figure "\$45,000.00" and before the word

"or" insert the words "and out of the veteran's aid fund the sum of \$64,000.00,"

And renumber the lines accordingly.

For the Senate:
 Senator Kelly
 Senator Kjos
 Senator Lashkowitz

For the House:
 Rep. Olson
 Rep. Obie
 Rep. Wastvedt

Rep. Olson moved that the report be adopted, which motion prevailed.

Rep. Olson moved that the rules be suspended and Senate Bill No. 8 be placed on final passage, which motion prevailed.

Senate Bill No. 8. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission.

Which had 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, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Sanstead
Anderson	Frank	Larson	Schaffer
Backes	Froeschle	Leer	Schoenwald
Belquist	Ganser	Linderman	Shablow
Bergman	Gengler	Loerch	Shorma
Bier	Gietzen	Lundene	Skaar
Bilden	Giffey	Meschke	Solberg
Bloom	Glaspey	Meyer	Stallman
Borstad	Gronhovd	Miller	Staven
Boustead	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Tweten
Christensen	Hertz	Olson	Unruh
Christopher	Hickle	Opedahl	Vogel
Coles	Hilleboe	Poling	Wagner
Connolly	Hoffner	Powers, Barne:	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson, G. V.	Reimers	Wentz
Dick	Jungroth	Rieger	Wilkie
Dornacker	Knudsen	Rivinius	Williamson
Duncan	Krenz	Rosendahl	Winge
Elkin	Kvasager	Rundle	Mr. Speaker
Erickson,	Lang	Rustan	

Mountrail

Absent and not voting:

Bowles	Erickson, Ward	Johnson,	Ruddy
Collette		Barnes	Whittlesey

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 531 has had the same under consideration and recommends:

That the Senate recede from it's amendments and that the bill be amended as follows:

After line 52 add the following:

"5. Provided, however, that the preceding four subsections shall not be applicable unless the person concerned has been out of the headquarters or normal place of employment for six hours or overnight."

Renumber the lines accordingly.

For the Senate:

Senator Longmire
Senator Mutch
Senator Larson

For the House:

Rep. Glaspey
Rep. Christensen
Rep. Haugland

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Rep. Glaspey moved that the rules be suspended and House Bill No. 531 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 531. A Bill for an Act to create and enact sections 44-08-05.1 and 54-14-07 of the North Dakota Century Code, relating to the approval of vouchers for the expenditure of public funds and the penalty for violation thereof, and to the promulgation of rules by the state auditing board; to amend and reenact sections 44-08-03, 44-08-04, 44-08-05, 54-06-09, 54-14-03, and 54-14-04 of the North Dakota Century Code, relating to the claiming, paying, and receiving of travel expenditures and the violation thereof, and to repeal section 54-14-05 of the North Dakota Century Code, relating to printing on vouchers penalty for false certification.

Which had 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, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Rundle
Anderson	Mountrail	Lang	Rustan
Backes	Erickson, Ward	Larsen	Sanstead
Belquist	Fossum	Larson	Schaffer
Bergman	Frank	Leer	Schoenwald
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar
Borstad	Gietzen	Meschke	Solberg
Boustead	Giffey	Meyer	Stallman
Bowman	Glaspey	Miller	Staven
Breum	Gronhovd	Montolaisir	Stenhjem
Brown	Gudajtes	Mueller	Stockman
Bruner	Hardmeyer	Myhre	Strand
Burk	Harrison	Obie	Streibel
Christensen	Hauf	Olafson	Tough
Christopher	Haugen	Olienyk	Twetten
Coles	Haugland	Olson	Unruh
Connolly	Hertz	Opedahl	Vogel
Dahlen	Hickle	Poling	Wagner
Davis	Hilleboe	Powers, Barne:	Wastvedt
Dick	Hoffner	Powers, Cass	Welder
Dornacker	Ivesdal	Reimers	Wentz
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Knudsen	Rivinius	Winge
	Krenz	Rosendahl	Mr. Speaker

Absent and not voting:

Bowles	Johnson,	Jungroth	Whittlesey
Collette	Barnes	Ruddy	Williamson

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 641 has had the same under consideration and recommends:

That the committee has been unable to agree and recommends that no other conference committee be appointed and that House Bill No. 641 be indefinitely postponed.

For the Senate:

Senator Ringsak
Senator Ruemmele
Senator Larson

For the House:

Rep. Jungroth
Rep. Hertz
Rep. Boustead

Rep. Jungroth moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 24 has had the same under consideration and recommends:

That the House recede from its amendments and further amends as follows:

Delete all of the language in Lines 8a and 8b except the sum \$70,000.00 and insert in lieu thereof the following: "Wheat and durum quality and economic research through North Dakota Experiment Station"

For the Senate:

Senator Sorlie
Senator Beck
Senator Solberg

For the House:

Rep. Glaspey
Rep. Rieger
Rep. Reimers

Rep. Glaspey moved that the report be adopted, which motion prevailed.

Rep. Glaspey moved that the rules be suspended and Senate Bill No. 24 be placed on final passage, which motion prevailed.

Senate Bill No. 24. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

Which had 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, 87; nays, 14; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rundle
Anderson	Frank	Lang	Rustan
Bier	Froeschle	Larsen	Sanstead
Bilden	Ganser	Larson	Schaffer
Bloom	Gengler	Leer	Schoenwald
Borstad	Giffey	Linderman	Shablow
Boustead	Glaspey	Loerch	Shorma
Bowman	Gronhovd	Meyer	Solberg
Breum	Gudajtes	Miller	Stallman
Brown	Hardmeyer	Montplaisir	Staven

Christensen	Harrison	Mueller	Stockman
Christopher	Hauf	Olafson	Strand
Coles	Haugen	Olienyk	Streibel
Connolly	Haugland	Olson	Tough
Dahlen	Hickle	Opedahl	Tweten
Davis	Hilleboe	Poling	Unruh
Dick	Hoffner	Powers, Barnes	Wagner
Dornacker	Ivesdal	Powers, Cass	Wastvedt
Duncan	Johnson, G. V.	Reimers	Welder
Erickson,	Jungroth	Rieger	Wentz
Mountrail	Knudsen	Rivinius	Wilkie
Erickson, Ward	Krenz	Rosendahl	Winge
Those voting in the negative were:			
Backes	Burk	Myhre	Stenhjem
Belquist	Elkin	Obie	Vogel
Bergman	Gietzen	Skaar	Mr. Speaker
Bruner	Lundene		
Absent and not voting:			
Bowles	Hertz	Meschke	Whittlesey
Collette	Johnson,	Ruddy	Williamson
	Barnes		

So the bill passed and the title was agreed to.

Rep. Poling moved that the House do concur in the Senate amendments to House Bill No. 530 on page 1228 of the House Journal, which motion prevailed.

Rep. Poling moved that the rules be suspended and House Bill No. 530 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 530. A Bill for an Act requiring that all departments that pay salaries or expenses of special assistant attorneys general, report monthly such expenditures to the attorney general upon such forms as attorney general may prescribe.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1228 of the House Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson,	Lang	Sanstead
Anderson	Mountrail	Larsen	Schaffer
Backes	Erickson, Ward	Larson	Schoenwald
Belquist	Fossum	Leer	Shablow
Bergman	Frank	Linderman	Shorma
Bier	Froeschle	Loerch	Skaar
Bilden	Ganser	Lundene	Solberg
Borstad	Gengler	Meyer	Stallman
Boustead	Gietzen	Miller	Staven
Bowman	Giffey	Montplaisir	Stenhjem
Breum	Glaspey	Mueller	Stockman
Brown	Gudajtes	Obie	Strand
Bruner	Hardmeyer	Olafson	Streibel
Burk	Harrison	Olienyk	Tough
Christensen	Hauf	Olson	Tweten
Christopher	Haugen	Opedahl	Unruh
Coles	Haugland	Poling	Vogel
Connolly	Hickle	Powers, Barnes	Wagner
Dahlen	Hoffner	Powers, Cass	Wastvedt
Davis	Ivesdal	Reimers	Welder
Dick	Johnson, G.V.	Rieger	Wentz
Dornacker	Jungroth	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Wilkie

Elkin	Krenz Kvasager	Rundle Rustan	Winge Mr. Speaker
Absent and not voting:			
Bloom	Gronhovd	Johnson,	Myhre
Bowles	Hertz	Barnes	Ruddy
Collette	Hilleboe	Meschke	Whittlesey

So the bill passed and the title was agreed to.

Rep. Stallmon moved that the House do concur in the Senate amendments to House Bill No. 677 on page 1230 of the House Journal, which motion prevailed.

Rep. Stallman moved that the rules be suspended and House Bill No. 677 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 677. A Bill for an Act to amend and reenact subsections 2 and 3 of section 11-10-10 of the 1963 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate on page 1230 of the House Journal, the roll was called and there were: ayes, 91; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rundle
Anderson	Froeschle	Larsen	Rustan
Belquist	Ganser	Larson	Sanstead
Bergman	Gengler	Leer	Schaffer
Bier	Gietzen	Linderman	Schoenwald
Bilden	Giffey	Loerch	Shablow
Bloom	Glasphey	Lundene	Shorma
Borstad	Gronhovd	Meschke	Skaar
Boustead	Gudajtes	Miller	Stallman
Bowman	Hardmeyer	Montplaisir	Staven
Breum	Harrison	Mueller	Stenhjem
Brown	Hauf	Obie	Stockman
Bruner	Haugen	Olafson	Strand
Christensen	Haugland	Olienyk	Streibel
Christopher	Hertz	Olson	Tough
Coles	Hickle	Opedahl	Tweten
Dahlen	Hoffner	Poling	Unruh
Dick	Ivesdal	Powers, Barnes	Wagner
Dornacker	Johnson, G. V.	Powers, Cass	Wastvedt
Duncan	Jungroth	Reimers	Welder
Erickson,	Knudsen	Rieger	Wentz
Mountrail	Krenz	Rivinius	Williamson
Erickson, Ward	Kvasager	Rosendahl	Winge

Those voting in the negative were:

Burk	Elkin	Solberg	Wilkie
Connolly	Frank	Vogel	Mr. Speaker
Davis	Meyer		

Absent and not voting:

Backes	Collette	Johnson,	Ruddy
Bowles	Hilleboe	Barnes	Whittlesey
		Myhre	

So the bill was passed and the title was agreed to.

Rep. Burk moved that the House do concur in the Senate amendments to House Bill No. 717 on page 1230 of the House Journal, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 717 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 717. A Bill for an Act to amend and reenact sections 40-21-02, 40-21-03, and 40-07-03 relating to municipal elections.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, on page 1230 of the the House Journal, the roll was called and there were: ayes, 98; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Sanstead
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Lang	Schoenwald
Belquist	Fossum	Larsen	Shablow
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Leer	Skaar
Bilden	Ganser	Linderman	Solberg
Bloom	Gengler	Lundene	Stallman
Borstad	Gietzen	Meyer	Staven
Boustead	Giffey	Miller	Stenhjem
Bowman	Glaspay	Montplaisir	Stockman
Brown	Gronhovd	Mueller	Strand
Bruner	Gudajtes	Obie	Streibel
Burk	Hardmeyer	Olafson	Tough
Christensen	Harrison	Olienyk	Tweten
Christopher	Hauf	Olson	Unruh
Coles	Haugen	Opedahl	Vogel
Connolly	Haugland	Poling	Wagner
Dahlen	Hertz	Powers, Barnes	Wastvedt
Davis	Hickle	Powers, Cass	Welder
Dick	Hoffner	Reimers	Wentz
Dornacker	Ivesdal	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Williamson
Elkin	Jungroth	Rosendahl	Winge
	Knudsen	Rustan	Mr. Speaker

Those voting in the negative were:

Rundle

Absent and not voting:

Bowles	Hilleboe	Loerch	Ruddy
Breum	Johnson,	Meschke	Whittlesey
Collette	Barnes	Myhre	

So the bill passed and the title was agreed to.

Rep. Haugland moved that the House do concur in the Senate amendments to House Bill No. 834 on page 1231 of the House Journal, which motion prevailed.

Rep. Haugland moved that the rules be suspended and House Bill No. 834 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 834. A Bill for an Act to amend and reenact section 52-09-09 of the North Dakota Century Code, as amended by chapter 338, Session Laws 1963, pertaining to rate of contribution of the Old Age And Survivor Insurance System.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, on page 1231 of the House Journal, the roll was called and there were: ayes, 98; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Sanstead
Anderson	Mountrail	Kvasager	Schaffer
Backes	Erickson, Ward	Lang	Schoenwald
Belquist	Fossum	Larsen	Shablow

Bergman	Frank	Larson	Shorma
Bier	Froeschle	Linderman	Skaar
Bilden	Ganser	Lundene	Solberg
Bloom	Gengler	Meyer	Stallman
Borstad	Gietzen	Miller	Staven
Boustead	Giffey	Montplaisir	Stenhjem
Bowman	Glaspey	Mueller	Stockman
Breum	Gronhovd	Obie	Strand
Brown	Gudajtes	Olafson	Streibel
Bruner	Hardmeyer	Olienyk	Tough
Burk	Harrison	Olson	Tweten
Christensen	Hauf	Opedahl	Unruh
Christopher	Haugen	Poling	Vogel
Coles	Haugland	Powers, Barnes	Wagner
Connolly	Hertz	Powers, Cass	Wastvedt
Dahlen	Hickle	Reimers	Welder
Davis	Hoffner	Rieger	Wentz
Dick	Ivesdal	Rivinius	Wilkie
Dornacker	Johnson, G. V.	Rosendahl	Winge
Duncan	Jungroth	Rundle	Mr. Speaker
Elkin	Knudsen	Rustan	
Absent and not voting:			
Bowles	Johnson,	Loerch	Ruddy
Collette	Barnes	Meschke	Whittlesey
Hilleboe	Leer	Myhre	Williamson

So the bill was passed and the title was agreed to.

Rep. Belquist moved that the reading of the amendments to House Bill No. 914 be dispensed with, which motion prevailed.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 914 on page 1231 of the House Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 914 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 914. A Bill for an Act to establish the North Dakota heritage commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, on page 1231 of the House Journal, the roll was called and there were: ayes, 98; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Shallow
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Gietzen	Lundene	Stallman
Boustead	Giffey	Meschke	Staven
Bowman	Glaspey	Meyer	Stenhjem
Breum	Gronhovd	Miller	Stockman
Brown	Gudajtes	Montplaisir	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Myhre	Tough
Christensen	Hauf	Obie	Tweten
Christopher	Haugen	Olafson	Unruh
Coles	Haugland	Olienyk	Vogel
Dahlen	Hertz	Opedahl	Wagner
Davis	Hickle	Poling	Wastvedt

Dick	Hoffner	Powers, Barnes	Welder
Dornacker	Ivesdal	Powers, Cass	Wentz
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Winge
	Knudsen	Rosendahl	Mr. Speaker

Those voting in the negative were:

Connolly

Absent and not voting:

Bowles

Johnson,

Reimers

Whittlesey

Collette

Barnes

Ruddy

Williamson

Hilleboe

Olson

Schoenwald

So the bill was passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: In order to correct the procedure on Senate Bill No. 163, it is suggested that you request the Senate to return Senate Bill No. 163 in order that it may be properly messaged to the Senate.

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Christensen moved that the reading of amendments to House Bill No. 926 be dispensed with, which motion prevailed.

Rep. Christensen moved the House do not concur in the Senate amendments to House Bill No. 926, page 1232 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Powers of Cass moved that the Conference Committee on Senate Bill No. 163 be dissolved and the bill be requested to be returned to the House from the Senate, which motion prevailed.

Rep. Harrison moved that the House reconsider the action by which House Bill No. 697 was lost, which motion prevailed.

Rep. Shablow moved that the rules be suspended on House Bill No. 697 and be placed on the calendar for final passage at this time, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

House Bill No. 589 - 657

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to request the return of:

Senate Bill No. 163

DONNELL HAUGEN, Chief Clerk

SECOND READING OF A HOUSE BILL

House Bill No. 697. A Bill for an Act to amend and reenact section 57-36-10 of the North Dakota Century Code, relating to the discount on the sales of cigarette stamps by the tax commissioner.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Rundle
Anderson	Fossum	Kvasager	Rustan
Backes	Frank	Larson	Sanstead
Belquist	Froeschle	Leer	Shablow
Bergman	Ganser	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Myhre	Strand
Brown	Hardmeyer	Obie	Streibel
Bruner	Harrison	Olafson	Tweten
Burk	Hauf	Olienyk	Turuh
Christensen	Haugen	Olson	Vogel
Christopher	Haugland	Opedahl	Wagner
Coles	Hertz	Poling	Wastvedt
Dahlen	Hilleboe	Powers, Barnes	Wentz
Dornacker	Hoffner	Powers, Cass	Wilkie
Duncan	Ivesdal	Rieger	Williamson
Elkin	Johnson, G. V.	Rivinius	Winge
Erickson,	Jungroth	Rosendahl	Mr. Speaker
Mountrail	Knudsen		

Those voting in the negative were:

Bilden	Hickle	Montplaisir	Schaffer
Connolly	Lang	Mueller	Tough
Davis	Larsen	Reimers	Welder
Dick			

Absent and not voting:

Bowles	Johnson,	Ruddy	Stenhjem
Collette	Barnes	Schoenwald	Whittlesey

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bills No. 12 - 44 - 53 - 103 - 158 - 159 - 266 - 270 - 283 - 323

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Brown moved that the House do concur in the Senate amendments to House Concurrent Resolution "U" on page 1232 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Concurrent Resolution "U" be considered properly reengrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "U". A concurrent resolution complimenting the North Dakota Territory Centennial Committee for the work done on our recent territorial centennial observation and requesting a final report.

Which had been read.

The question being on the final passage of the resolution, as amended, by the Senate, page 1232 of the House Journal, the question was put by the Speaker and declared carried, so the resolution was adopted.

Rep. Hertz moved that the House do concur in the Senate amendments to House Bill No. 797 on page 1230 of the House Journal, which motion prevailed.

Rep. Hertz moved that the rules be suspended and House Bill No. 797 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 797. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 and section 34-12-08 of the 1963 Supplement to the North Dakota Century Code relating to labor management relations and to qualify the state or political subdivision as an employer within the meaning of the Act; and empowering the commissioner of agriculture and labor to provide for the reinstatement of employees with or without back pay and to repeal chapter 34-10 of the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1230 of the House Journal, the roll was called and there were: ayes, 93; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Aamoth	Fossum	Leer	Rustan
Anderson	Frank	Linderman	Sanstead
Backes	Froeschle	Loerch	Schaffer
Belquist	Ganser	Lundene	Shablow
Bergman	Gietzen	Meschke	Shorma
Bier	Giffey	Meyer	Skaar
Bilden	Glaspey	Miller	Solberg
Bloom	Gudajtes	Montplaisir	Stallman
Borstad	Hardmeyer	Mueller	Staven
Boustead	Harrison	Myhre	Stockman
Bowman	Hauf	Obie	Strand
Brown	Haugen	Olafson	Streibel
Bruner	Haugland	Olienyk	Tough
Burk	Hertz	Olson	Tweten
Christensen	Hoffner	Opedahl	Unruh
Christopher	Ivesdal	Poling	Vogel
Coles	Johnson, G. V.	Powers, Barnes	Wagner
Connolly	Jungroth	Powers, Cass	Wastvedt
Dahlen	Knudsen	Reimers	Wentz
Davis	Krenz	Rieger	Wilkie
Dick	Kvasager	Rivinius	Williamson
Duncan	Lang	Rosendahl	Winge
Erickson,	Larsen	Rundle	Mr. Speaker
Mountrail	Larson		

Those voting in the negative were:

Welder

Absent and not voting:

Bowles	Elkin	Hickle	Ruddy
Breum	Erickson, Ward	Hilleboe	Schoenwald
Collette	Gengler	Johnson,	Stenhjem
Dornacker	Gronhovd	Barnes	Whittlesey

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 163

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Backes moved that the reading of the amendments to House Concurrent Resolution "M" be dispensed with, which motion prevailed.

Rep. Backes moved that the House do concur in the Senate amendments to House Concurrent Resolution "M" on page 1260 of the House Journal, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Concurrent Resolution "M" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "M". A concurrent resolution for an amendment to the Constitution of the state of North Dakota granting to the legislative assembly power to issue full faith and credit bonds for the construction and equipping of buildings for state-operated institutions of higher learning and vocational education.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the Senate, on page 1260 of the House Journal, the roll was called and there were: ayes, 76; nays, 16; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Frank	Larsen	Rivinius
Backes	Froeschle	Larson	Rosendahl
Bergman	Ganser	Leer	Sanstead
Bier	Giffey	Linderman	Schaffer
Bloom	Glaspey	Loerch	Shorma
Borstad	Gronhovd	Lundene	Skaar
Boustead	Harrison	Meyer	Staven
Bowman	Hauf	Miller	Stenhjem
Breum	Haugen	Montplaisir	Stockman
Brown	Haugland	Mueller	Strand
Bruner	Hertz	Myhre	Streibel
Christensen	Hoffner	Obie	Tough
Christopher	Ivesdal	Olafson	Tweten
Coles	Johnson, G. V.	Olson	Unruh
Dahlen	Jungroth	Opedahl	Wagner
Dick	Knudsen	Poling	Wastvedt
Dornacker	Krenz	Powers, Barnes	Wentz
Erickson, Ward	Kvasager	Powers, Cass	Winge
Fossum	Lang	Reimers	Mr. Speaker

Those voting in the negative were:

Belquist	Davis	Rieger	Stallman
Bilden	Erickson,	Rustan	Vogel
Burk	Mountrail	Shablow	Welder
Connolly	Gietzen	Solberg	Wilkie
	Olienyk		

Absent and not voting:

Aamoth	Gengler	Johnson,	Rundle
Bowles	Gudajtes	Barnes	Schoenwald
Collette	Hardmeyer	Meschke	Whittlesey
Duncan	Hickle	Ruddy	Williamson
Elkin	Hilleboe		

So the resolution was adopted, and the title was agreed to.

Rep. Bloom moved that the House do concur in the Senate amendments to House Concurrent Resolution "O", on page 1262 of the House Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Concurrent Resolution "O" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "O". A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota, relating to the office of the county superintendent of schools.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the Senate, on page 1262 of the House Journal, the roll was called and there were: ayes, 94; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Fossum	Larson	Rustan
Backes	Frank	Leer	Sanstead
Belquist	Froeschle	Linderman	Schaffer
Bergman	Ganser	Loerch	Schoenwald
Bier	Gengler	Lundene	Shablow
Bilden	Gietzen	Meschke	Shorma
Bloom	Giffey	Meyer	Solberg
Borstad	Gaspey	Miller	Stallman
Boustead	Gronhovd	Montplaisir	Staven
Bowman	Hardmeyer	Mueller	Stockman
Brown	Harrison	Myhre	Strand
Bruner	Hauf	Obie	Streibel
Burk	Haugen	Olafson	Tough
Christensen	Haugland	Olienyk	Tweten
Christopher	Hertz	Olson	Unruh
Coles	Hoffner	Opedahl	Vogel
Connolly	Ivesdal	Poling	Wagner
Dahlen	Johnson, G. V.	Powers, Barnes	Wastvedt
Davis	Jungroth	Powers, Cass	Wentz
Dick	Knudsen	Reimers	Wilkie
Dornacker	Krenz	Rieger	Williamson
Erickson,	Kvasager	Rivinius	Winge
Mountrail	Lang	Rosendahl	Mr. Speaker
Erickson, Ward	Larsen	Rundle	

Those voting in the negative were:

Breum Skaar

Absent and not voting:

Aamoth	Elkin	Johnson,	Stenhjem
Bowles	Gudajtes	Barnes	Welder
Collette	Hickle	Ruddy	Whittlesey
Duncan	Hilleboe		

So the resolution was declared adopted, and the title was agreed to.

Rep. Belquist moved that the House do not concur in the Senate amendments to House Concurrent Resolution "X", page 1262 of the House Journal and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Belquist moved that the House do concur in the Senate amendments to House Concurrent Resolution "O-1" on page 1263 of the House Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Concurrent Resolution "O-1" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "O-1". A concurrent resolution urging participation in the construction of the State Heritage Center by citizens, business firms, and school children.

Which had been read.

The question being on the final passage of the resolution, as amended by the Senate, on page 1263 of the House Journal, the question was put by the Speaker and declared adopted.

So the resolution was declared adopted, and the title was agreed to.

Rep. Brown moved that the House do concur in the Senate amendments to House Concurrent Resolution "C-2" on page 1263 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Concurrent Resolution "C-2" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "C-2". A concurrent resolution directing the governor and the board of administration to act on behalf of the state of North Dakota in accepting title to facilities at Fort Abraham Lincoln as authorized by law.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the Senate, on page 1263 of the House Journal, the roll was called and there were: ayes, 94; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Larsen	Schaffer
Backes	Fossum	Larson	Schoenwald
Belquist	Frank	Leer	Shablow
Bergman	Froeschle	Linderman	Shorma
Bier	Gengler	Loerch	Skaar
Bilden	Gietzen	Lundene	Solberg
Bloom	Giffey	Meschke	Stallman
Borstad	Glaspey	Miller	Staven
Boustead	Gronhovd	Montplaisir	Stockman
Bowman	Hardmeyer	Mueller	Strand
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olienyk	Tweten
Burk	Haugland	Olson	Unruh
Christensen	Hertz	Opedahl	Vogel
Christopher	Hilleboe	Poling	Wagner
Coles	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson, G. V.	Reimers	Wentz
Dick	Jungroth	Rivinius	Wilkie
Dornacker	Knudsen	Rosendahl	Williamson
Elkin	Krenz	Rundle	Winge
Erickson,	Kvasager	Rustan	Mr. Speaker
Mountrail	Lang	Sanstead	

Absent and not voting:

Aamoth	Duncan	Johnson,	Rieger
Bowles	Ganser	Barnes	Ruddy
Collette	Gudajtes	Meyer	Stenhjem
Connolly	Hickle	Myhre	Whittlesey

So the resolution was adopted and the title was agreed to.

Rep. Stallman moved that the House do concur in the Senate amendments to House Concurrent Resolution "D-2" on page 1263 of the House Journal, which motion prevailed.

Rep. Stallman moved that the rules be suspended and House Concurrent Resolution "D-2" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "D-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 had been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the Senate, on page 1263 of the House Journal, the roll was called and there were: ayes, 92; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Froeschle	Larson	Sanstead
Backes	Ganser	Leer	Schaffer
Belquist	Gengler	Linderman	Schoenwald
Bergman	Gietzen	Loerch	Shablow
Bier	Giffey	Lundene	Shorma
Bilden	Glaspay	Meschke	Skaar
Bloom	Gronhovd	Meyer	Solberg
Borstad	Hardmeyer	Miller	Stallman
Boustead	Harrison	Montplaisir	Staven
Bowman	Hauf	Mueller	Stockman
Breum	Haugen	Obie	Strand
Brown	Haugland	Olafson	Streibel
Bruner	Hertz	Olienyk	Tough
Burk	Hilleboe	Olson	Tweten
Christopher	Hoffner	Opedahl	Unruh
Dahlen	Ivesdal	Poling	Vogel
Dick	Jungroth	Powers, Barnes	Wagner
Dornacker	Johnson, G. V.	Powers, Cass	Wastvedt
Elkin	Knudsen	Reimers	Wentz
Erickson,	Krenz	Rivinius	Wilkie
Mountrail	Kvasager	Rosendahl	Williamson
Erickson, Ward	Lang	Rundle	Winge
Fossum	Larsen	Rustan	Mr. Speaker
Frank			

Absent and not voting:

Aamoth	Connolly	Johnson,	Ruddy
Bowles	Davis	Barnes	Stenhjem
Christensen	Duncan	Myhre	Welder
Coles	Gudajtes	Rieger	Whittlesey
Collette	Hickle		

So the resolution was adopted and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

Senate Bill No. 163

Which the House has requested.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "X-1"

Which the Senate passed unchanged.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "H-H" - "I-I"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 753 - 754

House Concurrent Resolution "Y"

Which the Senate has amended.

AMENDMENTS TO ENGROSSED HOUSE BILL No. 753

In the twelfth line of the title in the engrossed bill delete the word "appropriation" and insert in lieu thereof the words "effective date"

Delete lines 25 through 37 inclusive and insert in lieu thereof the following language: "labor who shall be elected for a four-year term on a no-party ballot in the year 1966 and every four years thereafter in the same manner as provided for no-party candidates pursuant to chapter 16-08. Following his election, the term of the commissioner of labor shall commence on the same day as the terms for other elected state officials. The commissioner of labor shall possess the same qualifications for office as the commissioner of agriculture and labor and he shall receive an annual salary to be determined by legislative appropriation."

Delete lines 43 through 48 inclusive and renumber the subsections accordingly.

In line 56 delete "indus-" and insert in lieu thereof the word "industries" and a semicolon

Delete lines 210 through 214 inclusive and insert in lieu thereof the following new section:

"SECTION 16. EFFECTIVE DATE.) The provisions of this Act, other than those relating to the election of the commissioner of labor, shall become effective on January 1, 1967."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 754

In line 4 delete the first word "Commissioner" and insert in lieu thereof the words "Executive director"; and after the word "the" delete the word "Commissioner" and insert in lieu thereof the words "executive director"; and delete the word "state"

In line 5 delete the words "department of labor" and insert in lieu thereof the words "employment security bureau"

In line 22 delete the word "commissioner" and insert in lieu thereof the words "executive director"

In lines 64 and 65 delete the words "in the State Department of Labor"

In line 68 delete the phrase "commissioner of labor" and insert in lieu thereof the word "governor"; and at the end of the line delete the word "commissioner" and insert in lieu thereof the word "governor"

In line 69 delete the words "of labor"

In line 73 delete the word "The"

Delete lines 74 through 80 inclusive

In line 91 delete the word "commissioner" and insert in lieu thereof the words "executive director"

In line 125 delete the words "commissioner of labor" and insert in lieu thereof the words "executive director"

In line 139 after the period insert the sentence:

"Expenses for the administration of the old age and survivor insurance system shall be within the limits of legislative appropriation and funds shall be expended by warrant-checks prepared by the department of accounts and purchases after the approval by the state auditing board."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "Y"

In the third line of the title delete the word "abolishing" and insert in lieu thereof the word "consolidating"; after the word "laboratories" insert a comma, and delete the words "department and investing" and insert the word "and"

In the fourth line of the title insert a comma after the word "duties", delete the words "with other", and insert in lieu thereof the words "so as to better serve all"

In line 15 delete the word "department"

In line 16 delete the word "protecting"; delete the word "health" and insert in lieu thereof the word "protection"; and delete the words "the state" and insert in lieu thereof the words "a consolidated"

In line 17 delete the words "of health and its health districts"

In line 18 delete the words "the other" and insert in lieu thereof the word "all"

In line 20 delete the words "other state departments or educational" and insert in lieu thereof the word "centralized"

In line 30 delete all of the wording after the word "and" and delete all of line 31 and insert in lieu thereof the words "other state departments and agencies" and a period

In line 34 delete all of the wording after the word "advisable"

Delete all of lines 35, 36, and 37.

In line 38 delete the words "their comments in writing" and the comma

In line 39 delete the word "abolition" and insert in lieu thereof the word "consolidation"; and after the word "of" delete the word "the" and insert in lieu thereof the word "a"

In line 41 after the word "of" insert the word "the", and delete the words "health within the"

In line 42 delete the words "state department of health and its health districts"

In line 44 delete all of the wording after the word "products"

Delete all of line 45 and insert in lieu thereof the words "in one consolidated laboratories department."

And renumber the lines accordingly.

GERALD L. STAIR, Secretary

Speaker Link announced the following Conference Committees to act with like committees from the Senate:

On House Bill No. 926, Representatives:

Glaspey
Opedahl
Tweten

On House Concurrent Resolution "X", Representatives:

Christensen
Gronhovd
Davis

On Senate Bill No. 42, Representatives:

Lundene
Opedahl
Davis

Rep. Giffey moved that the House now be at ease, subject to the Call of the Chair.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The House reconvened at the Call of the Chair.

Speaker Link announced that the House would be on the 12th order of business.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 503 - 512 - 520 - 540

House Bill No. 542 - 578 - 634 - 664

House Bill No. 688 - 690 - 699

Which the President has signed.

GERALD L. STAIR, Secretary

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 503 - 512 - 520 - 540

House Bill No. 542 - 578 - 634 - 664

House Bill No. 688 - 690 - 699

Were delivered to the Governor for his approval at the hour of 9:30 o'clock, March 5, 1965.

REP. SHABLOW, Chairman

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "H-H". A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

Was read for the first time.

Senate Concurrent Resolution "I-I". A concurrent resolution urging the United States department of agriculture to maintain its present grain grading standards for durum wheat.

Was read for the first time.

Rep. Brown moved that the rules be suspended and Senate Concurrent Resolution "H-H" be placed on the calendar at this time for final consideration, which motion prevailed.

Senate Concurrent Resolution "H-H". A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

Rep. Giffey moved that the rules be suspended and Senate Concurrent Resolution "I-I" be placed on the calendar for final consideration at this time, which motion prevailed.

Senate Concurrent Resolution "I-I". A concurrent resolution urging the United States department of agriculture to maintain its present grain grading standards for durum wheat.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared carried and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 945 - 949

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 945

Delete lines B41 through B47 inclusive and insert in lieu thereof the following:

"25-04-05. COMMITMENT TO STATE SCHOOL UPON ORDER OF COUNTY MENTAL HEALTH BOARD—JUDICIAL PROCEDURE.) ((Feeble-minded)) Mentally retarded persons shall be committed to the state school in the same manner and pursuant to the same course of legal commitment as governs admission to the state hospital on forms provided by the state school. Such commitment shall comply with such rules and regulations as may be ((made by the board of administration)) prescribed by the superintendent and his governing authority or body."

Delete lines B95 through B105 inclusive and insert in lieu thereof the following:

"25-04-08. ((REMOVAL)) DISCHARGE OF INMATE FROM INSTITUTION ((PAROLE OR GRANTING LEAVE OF ABSENCE TO INMATE)).) ((An inmate of the state school shall not be removed therefrom except upon the written request of his parent, guardian, or custodian. Such request shall receive the approval of the board of administration and of the superintendent of the school before the inmate can be removed.)) The superintendent may grant any inmate of the school a ((parole)) discharge or leave of absence under such rules and regulations as the ((board shall adopt)) superintendent and his governing authority may prescribe. Prior notification shall also be given to such inmate's parents or guardian, if any, by registered or certified mail to such parents' or guardian's last address, if known and to the county mental health board which committed the patient and to the county mental health board of the parents' or guardian's legal residence.

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 945

In the second and third lines of the title delete the words "and Grafton state school for the feeble-minded"; and in the third line delete the last word "and"

Delete all of the fourth line of the title

In the fifth line of the title delete the words "of health"

In the eleventh line of the title after the comma after the numeral "25-03-26" delete the remainder of the line

Delete all of the twelfth, thirteenth, and fourteenth lines inclusive of the title

In the fifteenth line of the title delete the numerals and commas "25-05-27, 25-05-30, 25-05-33, 25-05-34,"

In the nineteenth line of the title delete the numeral and comma "48-05-04,"

In lines 4 and 5 delete the words "and the Grafton state school for the feeble-minded are" and insert in lieu thereof the word "is"

In line 7 after the period delete the remainder of the line and delete lines 8 through 10 inclusive

In lines 16 and 17 delete the words and commas ", Grafton state school, and state tuberculosis sanatorium."

Delete lines A642 through A654 inclusive and lines B1 through B371 inclusive

In line B381 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In lines B389 and B390 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In lines B396 and B397 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B400 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B406 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B419 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B429 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B430 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B441 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B447 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B454 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B457 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B467 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B469 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B474 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B477 delete the words "state health officer" and insert in lieu thereof the words "supervising department" and delete the triple parentheses before and after the word "its"; and delete the word "his"

In line B486 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B499 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In lines B512 and B513 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B515 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B517 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B532 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In line B535 delete the words "state health officer" and insert in lieu thereof the words "supervising department"

In lines C65 and C66 delete all the triple parentheses

Delete lines C142 through C185 inclusive

In line C228 delete the triple parentheses

In line C229 delete all of the triple parentheses and the word "and" and after the comma after the words "industrial school" insert the word "and"

In line C230 before the comma following the word "sanatorium" insert beginning triple parentheses

Delete lines C142 through C185.

Renumber the sections and lines accordingly.

AMENDMENTS TO HOUSE BILL No. 949

In line 9 delete the word "directed" and insert the word "urged" in lieu thereof

In line 11 after the word "Welk" insert a period and delete the balance of the line

Delete all of line 12

And renumber the lines accordingly.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "Q". A concurrent resolution directing the Legislative Research Committee to study the feasibility of establishing an Interstate Boundary Commission with the state of South Dakota to promote the preservation of the quartzite markers used to define the boundary separating North Dakota and South Dakota.

Which had been read.

The question being on the final passage of the resolution, the Speaker put the question and it was declared carried.

So the resolution was declared adopted and the title was agreed to.

House Concurrent Resolution "P-1". A concurrent resolution directing the legislative research committee to study the possibilities of adopting a tax upon real estate transactions in North Dakota.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

House Concurrent Resolution "A-1". A concurrent resolution directing the legislative research committee to study requirements, standards, and desirability of state participation in various federal aid programs.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

House Concurrent Resolution "G-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of state business operations for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "J". A concurrent resolution di-

recting the legislative research committee to study the feasibility of a North Dakota grain exchange.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

Senate Concurrent Resolution "H". A concurrent resolution directing the legislative research committee to study the facilities of the Grafton State School and consider the establishment of a second school in the state of North Dakota for the treatment and care of mentally retarded children and adults.

Which had been read.

The question being on the final passage of the resolution, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

Senate Concurrent Resolution "E". A concurrent resolution directing the legislative research committee in conjunction with the teachers' insurance and retirement fund board of trustees to conduct a study of the laws governing the teachers' insurance and retirement fund, the benefits therefrom to the teachers, and the obligations and assessments of teachers and school districts to the fund.

Which had been read.

The question being on the final passage of the resolution, as amended, by the House, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

Rep. Hauf requested a short recess for the Legislative Research Resolutions Committee, which was granted.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you the Senate requests the return of:

House Bill No. 822

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House refused to concur in the Senate amendment to House Bill No. 926 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Glaspey
Opedahl
Tweten

Also to House Concurrent Resolution "X":

Christensen
Gronhovd
Davis

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the conference report on Senate Bill No. 42 and the Speaker

has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Lundene
Opedahl
Davis

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 530 - 677 - 717 - 797 - 834 - 914
House Concurrent Resolution "U" - "M" - "O" - "O-1" - "C-2"
House Concurrent Resolution "D-2"

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I regret to inform you that the House has messaged to the Senate in error Senate Bill No. 323 as being amended.

Instead the bill was indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 541 on page 837 of the Senate Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 541 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 541. A Bill for an Act to create and enact sections 55-01-10, 55-02-07, 55-08-01, 55-08-02, 55-08-03, 55-08-04, 55-08-05, 55-08-06, 55-08-07, 55-08-08, 55-08-09, 55-08-10, 55-08-11, 55-08-12, 55-08-13 and 55-08-14, and to amend and reenact sections 55-01-01, 55-01-02, 55-01-03, 55-01-04, 55-01-05, 55-01-06, 55-01-07, 55-02-01, 55-02-01.1, 55-02-01.2, 55-02-02, 55-02-03, 55-02-04, 55-02-05, 55-02-06, 55-03-01, 55-03-02, 55-03-03, 55-03-04, 55-03-05, 55-03-06, 55-03-07 and Subsection 7 of section 55-05-02, and to repeal sections 55-07-01, 55-07-02, 55-07-03, 55-07-04 of the 1963 Supplement to the North Dakota Century Code, to provide for a state historical board and a superintendent for the state historical board; to provide for the protection of prehistoric and historic artifacts and sites found, located, or in the possession of another department of the state, county, or local government; to provide for the protection and licensing of paleontological sites, deposits, and materials; to establish a North Dakota Park Service, to provide for a director of state parks, powers and duties, operation, administration and maintenance of the state parks and the issuance and payment of revenue bonds.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on pages 751 and 837 of the Senate Journal, the roll was called and there were: ayes, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg

Boustead	Giffey	Meyer	Stallman
Bowles	Glaspay	Miller	Staven
Bowman	Gronhovd	Mueller	Stenhjem
Breum	Gudajtes	Obie	Strand
Brown	Hardmeyer	Olafson	Streibel
Bruner	Harrison	Olienyk	Tweten
Burk	Hauf	Olson	Unruh
Christensen	Haugen	Opedahl	Vogel
Christopher	Haugland	Poling	Wagner
Coles	Hickle	Powers, Barne:	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Davis	Barnes	Rieger	Whittlesey
Dick	Johnson, G. V.	Rivinius	Wilkie
Dornacker	Jungroth	Rosendahl	Williamson
Duncan	Knudsen	Ruddy	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail	Kvasager		
Absent and not voting:			
Aamoth	Hertz	Meschke	Schoenwald
Backes	Hilleboe	Montplaisir	Stockman
Collette	Hoffner	Myhre	Tough
Elkin			

So the bill passed and the title was agreed to.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 608, on page 850 of the Senate Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 608 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 608. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the employment of a state architect.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on page 850 of the Senate Journal, the roll was called and there were: ayes, 91; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

Anderson	Froeschle	Lang	Schaffer
Backes	Ganser	Larsen	Shablow
Belquist	Gengler	Larson	Shorma
Bier	Gietzen	Leer	Skaar
Bloom	Giffey	Linderman	Solberg
Borstad	Glaspay	Loerch	Stallman
Boustead	Gronhovd	Lundene	Staven
Bowles	Gudajtes	Meyer	Stenhjem
Bowman	Hardmeyer	Myhre	Strand
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olafson	Tough
Bruner	Haugen	Olson	Tweten
Burk	Haugland	Opedahl	Unruh
Christensen	Hertz	Poling	Vogel
Christopher	Hickle	Powers, Barnes	Wagner
Coles	Hoffner	Powers, Cass	Wastvedt
Dick	Ivesdal	Reimers	Welder
Dornacker	Johnson,	Rieger	Wentz
Duncan	Barnes	Rivinius	Whittlesey
Erickson,	Johnson, G. V.	Rosendahl	Wilkie
Mountrail	Knudsen	Ruddy	Williamson
Erickson, Ward	Krenz	Rustan	Winge
Fossum	Kvasager	Sanstead	Mr. Speaker
Frank			

Those voting in the negative were:

Bilden	Elkin	Miller	Olienyk
Connolly	Jungroth	Mueller	Rundle
Davis			

Absent and not voting:

Aamoth	Dahlen	Meschke	Schoenwald
Bergman	Hilleboe	Montplaisir	Stockman
Collette			

So the bill passed and the title was agreed to.

Rep. Glaspey requested that consideration of House Bill No. 712 be delayed at this time, which request was granted.

Rep. Haugen moved that the House do concur in the Senate amendments to House Bill No. 724, on pages 756 and 871 of the Senate Journal, which motion prevailed.

Rep. Haugen moved that the rules be suspended and House Bill No. 724 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 724. A Bill for an Act to amend and reenact sections 49-03-01 and 49-03-05 of the North Dakota Century Code relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated areas.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on pages 756 and 871 of the Senate Journal, the roll was called and there were: ayes, 69; nays, 29; absent and not voting, 11.

Those voting in the affirmative were:

Anderson	Gietzen	Kvasager	Rosendahl
Belquist	Giffey	Lang	Ruddy
Bier	Glaspey	Larson	Rundle
Bloom	Gronhovd	Leer	Rustan
Borstad	Gudajtes	Linderman	Sanstead
Bowles	Harrison	Loerch	Shablow
Bowman	Hauf	Lundene	Skaar
Bruner	Haugen	Meyer	Solberg
Burk	Haugland	Montplaisir	Stallman
Christensen	Hertz	Mueller	Staven
Dahlen	Hickle	Myhre	Strand
Dick	Ivesdal	Olafson	Tough
Erickson,	Johnson,	Olson	Vogel
Mountrail	Barnes	Poling	Wilkie
Erickson, Ward	Johnson, G. V.	Powers, Barnes	Williamson
Frank	Jungroth	Powers, Cass	Winge
Ganser	Knudsen	Rieger	Mr. Speaker
Gengler	Krenz	Rivinius	

Those voting in the negative were:

Bilden	Duncan	Olienyk	Tweten
Boustead	Elkin	Reimers	Unruh
Brown	Fossum	Schaffer	Wagner
Christopher	Froeschle	Shorma	Wastvedt
Coles	Larsen	Stenhjem	Welder
Connolly	Miller	Stockman	Wentz
Davis	Obie	Streibel	Whittlesey
Dornacker			

Absent and not voting:

Aamoth	Breum	Hilleboe	Opedahl
Backes	Collette	Hoffner	Schoenwald
Bergman	Hardmeyer	Meschke	

So the bill passed and the title was agreed to.

Rep. Haugen moved that the House do not concur in the Senate

amendments to House Bill No. 726, page 872 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Backes moved that the House do not concur in the Senate amendments to House bill No. 794, page 739 of the Senate Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Lundene moved that the reading of the amendments to House Bill No. 800 be dispensed with, which motion prevailed.

Rep. Lundene moved that the House do concur in the Senate amendments to House Bill No. 800 on page 761 of the House Journal, which motion prevailed.

Rep. Lundene moved that the rules be suspended and House Bill No. 800 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 800. A Bill for an Act amending section 51-10-06 of the North Dakota Century Code relating to enforcement of the provisions of the unfair trade practices law, and creating the North Dakota Trade Commission, its powers, duties, and procedures, providing for licensure of retailers, and providing penalties and an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 761 of the Senate Journal, the roll was called and there were: ayes, 84; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Anderson	Erickson,	Johnson, G. V.	Ruddy
Bergman	Mountrail	Knudsen	Rundle
Bier	Erickson, Ward	Krenz	Rustan
Bilden	Fossum	Kvasager	Schaffer
Bloom	Frank	Lang	Shorma
Borstad	Ganser	Larsen	Skaar
Boustead	Gengler	Larson	Staven
Bowles	Gietzen	Leer	Stenhjem
Bowman	Giffey	Linderman	Strand
Breum	Glaspey	Loerch	Streibel
Brown	Gronhøvd	Lundene	Tough
Bruner	Gudajtes	Meyer	Tweten
Burk	Hardmeyer	Miller	Unruh
Christopher	Harrison	Mueller	Vogel
Coles	Haugen	Obie	Wagner
Connolly	Haugland	Olienyk	Wastvedt
Dahlen	Hertz	Opedahl	Welder
Davis	Hickle	Powers, Barnes	Wentz
Dick	Hoffner	Powers, Cass	Williamson
Dornacker	Ivesdal	Rieger	Winge
Duncan	Johnson,	Rivinius	Mr. Speaker
Elkin	Barnes		

Those voting in the negative were:

Backes	Jungroth	Poling	Solberg
Belquist	Montplaisir	Reimers	Stallman
Christensen	Myhre	Rosendahl	Whittlesey
Froeschle	Olafson	Sanstead	Wilkie
Hauf	Olson	Shablow	

Absent and not voting:

Aamoth	Hilleboe	Schoenwald	Stockman
Collette	Meschke		

.So the bill passed and the title was agreed to.

Rep. Loerch 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, on a division vote.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 531 and passed the bill by a vote of:

- Ayes, 102; nays, 0; absent and not voting, 7.
- Also on House Bill No. 506, vote:
Ayes, 104; nays, 0; absent and not voting, 5.
- Also on House Bill No. 547, vote:
Ayes, 98; nays, 0; absent and not voting, 11.
- Also on House Bill No. 697, vote:
Ayes, 89; nays, 13; absent and not voting, 7.
- Also on House Bill No. 698, vote:
Ayes, 71; nays, 36; absent and not voting, 2.
- Also on House Bill No. 822, vote:
Ayes, 64; nays, 40; absent and not voting, 5.
- Also on House Bill No. 925, vote:
Ayes, 84; nays, 3; absent and not voting, 22.
- Also on House Bill No. 641, indefinitely postponed.
- Also on House Bill No. 839, indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 7 and passed the bill by a vote of:

- Ayes, 83; nays, 19; absent and not voting, 7.
- Also on Senate Bill No. 8, vote:
Ayes, 103; nays, 0; absent and not voting, 6.
- Also on Senate Bill No. 24, vote:
Ayes, 87; nays, 14; absent and not voting, 8.
- Also on Senate Bill No. 28, vote:
Ayes, 103; nays, 0; absent and not voting, 6.
- Also on Senate Bill No. 172, by which the Senate concurs with House amendments.
- Also on Senate Bill No. 244, by which the Senate concurs with House amendments.
- Also on Senate Bill No. 340, by which the Senate concurs with House amendments.
- Also on Senate Bill No. 238, and then laid the bill on the table.

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Burk moved that the House do concur in the Senate amendments to House Bill No. 806 on page 1273 of the House Journal, which motion prevailed.

Rep. Burk moved that the rules be suspended and House Bill No. 806 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 806. A Bill for an Act to transfer certain moneys from the accumulated profits of the Bank of North Dakota and from the accumulated profits of the state mill and elevator association to the general fund of this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1273 of the House Journal, the roll was called and there were: ayes, 97; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Lang	Ruddy
Belquist	Fossum	Larsen	Rundle
Bergman	Frank	Larson	Rustan
Bier	Froeschle	Leer	Shorma
Bilden	Ganser	Linderman	Skaar
Bloom	Gengler	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman
Boustead	Glaspay	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Connolly	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Welder
Dick	Johnson,	Powers, Barnes	Wentz
Dornacker	Barnes	Powers, Cass	Whittlesey
Duncan	Jungroth	Reimers	Williamson
Elkin	Knudsen	Rieger	Winge
Erickson,	Krenz	Rivinius	Mr. Speaker
Mountrail	Kvasager	Rosendahl	

Those voting in the negative were:

Shablow Wilkie

Absent and not voting:

Aamoth	Davis	Johnson, G. V.	Schaffer
Backes	Gietzen	Sanstead	Schoenwald
Collette	Hilleboe		

So the bill passed and the title was agreed to.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 706 on page 750 of the Senate Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 706 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 706. A Bill for an Act to repeal section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on page 750 of the Senate Journal, the roll was called and there were: ayes, 103; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rustan
Backes	Fossum	Lang	Sanstead
Belquist	Frank	Larsen	Schaffer
Bergman	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Loerch	Solberg
Borstad	Giffey	Lundene	Stallman

Boustead	Glaspey	Meschke	Staven
Bowles	Gronhovd	Meyer	Stenhjem
Bowman	Gudajtes	Miller	Stockman
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Connolly	Hilleboe	Opedahl	Wastvedt
Dahlen	Hoffner	Poling	Welder
Davis	Ivesdal	Powers, Barnes	Wentz
Dick	Johnson,	Powers, Cass	Whittlesey
Dornacker	Barnes	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail			

Those voting in the negative were:

Rundle

Absent and not voting:

Aamoth	Johnson, G. V.	Reimers	Schoenwald
Collette			

So the bill passed and the title was agreed to.

Rep. Backes moved that the House do concur in the Senate amendments to House Bill No. 809, on page 1273 of the House Journal, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Bill No. 809 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 809. A Bill for an Act to amend and reenact subsection 6 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, subsection 1 of section 57-40-01 of the North Dakota Century Code, subsection 5 of section 57-40-01 of the 1963 Supplement to the North Dakota Century Code, and to create and enact subsection 11 of section 57-40-01, all relating to definitions for sales and use tax purposes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on page 1273 of the House Journal, the roll was called and there were: ayes, 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Anderson	Frank	Lang	Rundle
Backes	Froeschle	Larsen	Rustan
Belquist	Ganser	Larson	Sanstead
Bergman	Gietzen	Leer	Shablow
Bier	Giffey	Linderman	Skaar
Bilden	Glaspey	Loerch	Solberg
Bloom	Gronhovd	Lundene	Staven
Borstad	Gudajtes	Meschke	Stenhjem
Boustead	Hardmeyer	Meyer	Stockman
Bowles	Harrison	Miller	Strand
Bowman	Hauf	Montplaisir	Streibel
Breum	Haugen	Mueller	Tough
Brown	Haugland	Myhre	Tweten
Bruner	Hertz	Obie	Unruh
Burk	Hickle	Olafson	Vogel
Christensen	Hilleboe	Olson	Wagner
Christopher	Hoffner	Opedahl	Wastvedt

Coles	Ivesdal	Poling	Welder
Connolly	Johnson,	Powers, Barnes	Wentz
Dahlen	Barnes	Powers, Cass	Whittlesey
Dick	Johnson, G. V.	Reimers	Wilkie
Dornacker	Jungroth	Rieger	Williamson
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward			
Absent and not voting:			
Collette	Elkin	Schaffer	Shorma
Davis	Gengler	Schoenwald	Stallman
Duncan	Olienyk		

So the bill passed and the title was agreed to.

Rep. Winge moved that the House do concur in the Senate amendments to House Bill No. 712, on page 1271 of the House Journal, which motion prevailed.

Rep. Winge moved that the rules be suspended and House Bill No. 712 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 712. A Bill for an Act to amend and reenact section 39-12-02 of the 1963 Supplement to the North Dakota Century Code relating to special permits for vehicles of excessive size and weight, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on page 1271 of the House Journal, the roll was called and there were: ayes, 96; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Krenz	Ruddy
Anderson	Fossum	Kvasager	Rundle
Backes	Frank	Lang	Rustan
Belquist	Froeschle	Larsen	Shablow
Bergman	Ganser	Larson	Shorma
Bier	Gengler	Leer	Skaar
Bilden	Gietzen	Linderman	Solberg
Bloom	Giffey	Loerch	Stallman
Borstad	Glaspey	Lundene	Staven
Boustead	Gudajtes	Meschke	Stenhjem
Bowles	Hardmeyer	Meyer	Stockman
Bowman	Harrison	Miller	Strand
Breum	Hauf	Mueller	Streibel
Brown	Haugen	Obie	Tough
Bruner	Haugland	Olafson	Tweten
Burk	Hertz	Olson	Unruh
Christensen	Hickle	Opedahl	Vogel
Christopher	Hilleboe	Poling	Wagner
Coles	Hoffner	Powers, Barnes	Wastvedt
Connolly	Ivesdal	Powers, Cass	Welder
Dahlen	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Whittlesey
Duncan	Johnson, G. V.	Rivinius	Wilkie
Erickson,	Jungroth	Rosendahl	Winge
Mountrail	Knudsen		

Those voting in the negative were:

Myhre

Absent and not voting:

Collette	Elkin	Olienyk	Schoenwald
Davis	Gronhovd	Sanstead	Williamson
Dornacker	Montplaisir	Schaffer	Mr. Speaker

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Dornacker moved that House Bill No. 814 be placed at the foot of the eleventh order of business, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to House Bill No. 753 be dispensed with, which motion prevailed.

Rep. Hertz moved that the House do not concur in the Senate amendments to House Bill No. 753, page 1332 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Hertz moved that the reading of the amendments to House Bill No. 754 be dispensed with, which motion prevailed.

Rep. Hertz moved that the House do concur in the Senate amendments to House Bill No. 754, on page 1332 of the House Journal, which motion prevailed.

Rep. Hertz moved that the rules be suspended and House Bill No. 754 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 754. A Bill for an Act to create and enact subsection 26 of Section 52-01-01, and to amend and reenact subsections 6, 7 and 25 of section 52-01-01, sections 52-01-04, 52-02-01, 52-06-14, 52-08-03, 52-09-03, subsection d of section 52-10-02 and to repeal sections 52-08-04, 52-08-05, 52-08-06 and 52-08-07, of the North Dakota Century Code, relating to definitions and creation of Employment Security Bureau.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on page 1332 of the House Journal, the roll was called and there were: ayes, 88; nays, 7; absent and not voting, 14.

Those voting in the affirmative were:

Aamoth	Gietzen	Leer	Rustan
Anderson	Giffey	Linderman	Sanstead
Belquist	Glaspey	Loerch	Shablow
Bergman	Gronhovd	Lundene	Shorma
Bier	Gudajtes	Meschke	Skaar
Bloom	Harrison	Meyer	Solberg
Bowles	Haugen	Miller	Stallman
Bowman	Haugland	Mueller	Staven
Breum	Hertz	Myhre	Stenhjem
Bruner	Hickle	Obie	Strand
Christensen	Hilleboe	Olafson	Streibel
Christopher	Hoffner	Olson	Tough
Coles	Ivesdal	Opedahl	Tweten
Connolly	Johnson,	Poling	Unruh
Dahlen	Barnes	Powers, Barnes	Vogel
Dick	Johnson, G. V.	Powers, Cass	Wagner
Dornacker	Jungroth	Reimers	Wastvedt
Duncan	Knudsen	Rieger	Wentz
Erickson,	Krenz	Rivinius	Whittlesey
Mountrail	Kvasager	Rosendahl	Wilkie
Erickson, Ward	Lang	Ruddy	Winge
Ganser	Larsen	Rundle	Mr. Speaker
Gengler	Larson		

Those voting in the negative were:

Bilden	Brown	Frank	Welder
Boustead	Fossum	Froeschle	

Absent and not voting:

Backes	Davis	Montplaisir	Schoenwald
Borstad	Elkin	Olienyk	Stockman
Burk	Hardmeyer	Schaffer	Williamson
Collette	Hauf		

So the bill passed and the title was agreed to.

Speaker Link announced that House Concurrent Resolution "Y" would be placed at the foot of the eleventh order of business.

SEVENTEENTH ORDER OF BUSINESS

Speaker Link announced the appointment of the following Representatives to meet with like committees from the Senate on,

House Bill No. 762, Representatives:

Burk
Breum
Tough

House Bill No. 794, Representatives:

Backes
Ivesdal
Whittlesey

House Bill No. 753, Representatives:

Burk
Lundene
Aamoth

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 654 - 701 - 714 - 715
House Bill No. 716 - 763 - 773 - 777
House Bill No. 779 - 807 - 813 - 854
House Bill No. 857 - 908
House Concurrent Resolution "B"
House Resolution No. 8
Senate Bill No. 16- 26 - 30 - 87
Senate Bill No. 141 - 194 - 243 - 263
Senate Bill No. 274 - 318 - 348 - 360
Senate Concurrent Resolution "L" - "N" - "P" - "S" - "Y"

And the Speaker signed the same in the presence of the House.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 8

Was delivered to the Secretary of State at the hour of 1:30 o'clock p.m., March 5, 1965.

REP. SHABLOW, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 539
House Bill No. 618
House Bill No. 623
House Bill No. 684
House Bill No. 700
House Bill No. 705
House Bill No. 811
House Bill No. 832
House Bill No. 856
House Bill No. 888
House Bill No. 900
House Bill No. 918
House Bill No. 927
House Bill No. 940
House Bill No. 943
House Bill No. 947
House Concurrent Resolution "H"
House Concurrent Resolution "Z-1"

And find the same correctly engrossed.

REP. SHABLOW, Chairman

Rep. Larsen of Grand Forks moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 654 - 701 - 714 - 715 - 716

House Bill No. 763 - 773 - 777 - 779 - 807

House Bill No. 813 - 854 - 857 - 908

House Concurrent Resolution "B"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "L" - "N" - "P" - "S" - "Y"

Senate Bill No. 16 - 26 - 30 - 87

Senate Bill No. 141 - 194 - 243 - 263

Senate Bill No. 274 - 318 - 348 - 360

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "D-1" - "S"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

Rep. Giffey moved that the House recess to the Call of the Chair, which motion prevailed.

Speaker Link announced that the House would be on the fifth order of business.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 41 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title delete the words "excise taxes" and insert in lieu thereof the following: "sales and use taxes and motor fuels taxes, but shall be exempt from the payment of fees based upon membership".

In line 4 delete the triple brackets after the word "EXEMPTION"

In line 5 insert triple brackets after the word "FEE" and insert in lieu thereof the words "LIMITED EXCISE TAX EXEMPTION."

In line 7 insert triple brackets before the word "annually"

In line 9 insert triple brackets after the word "thereof" and insert in lieu thereof the words "sales and use taxes and motor fuels taxes". In line 9 delete triple brackets before the comma

In line 11 delete the triple brackets after the word "taxation"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BACKES, Chairman

Rep. Christensen moved that the report be adopted, which motion prevailed.

Rep. Backes moved that the rules be suspended and the amendments to Senate Bill No. 41 be placed in sixth order for consideration at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Backes moved that the amendments to Senate Bill No. 41, as recommended by the Committee on Finance and Taxation, be adopted, which motion prevailed.

Rep. Backes moved that the rules be suspended and Senate Bill No. 41 be considered properly re-engrossed and placed on final passage, which motion prevailed.

Senate Bill No. 41. A Bill for an Act to amend and reenact section 10-13-07 of the North Dakota Century Code, to provide that electric cooperative corporations shall not be exempt from the payment of excise taxes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Committee on Finance and Taxation, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Rundle
Anderson	Fossum	Lang	Rustan
Backes	Frank	Larsen	Sanstead
Belquist	Froeschle	Larson	Schaffer
Bergman	Ganser	Leer	Schoenwald
Bier	Gengler	Linderman	Shablow
Bilden	Gietzen	Loerch	Shorma
Bloom	Giffey	Lundene	Skaar
Borstad	Glaspey	Meyer	Solberg
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Obie	Streibel
Bruner	Haugen	Olafson	Tough
Burk	Haugland	Olienyk	Unruh
Christensen	Hertz	Olson	Vogel
Christopher	Hickle	Opedahl	Wagner
Coles	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Jungroth	Rosendahl	Winge
Elkin	Knudsen	Ruddy	Mr. Speaker
Erickson,	Krenz		
Mountrail			

Absent and not voting:

Collette	Meschke	Stallman	Tweten
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So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Williamson moved that the House be on a special order of business at this time, which motion prevailed.

Rep. Williamson called Reps. Giffey, Streibel, Hoffner, Fossum, Solberg, Christensen, Davis, Miller, and Brown to the rostrum.

Rep. Williamson called on Rep. Christensen.

Rep. Christensen:

"Mr. Chairman, Mr. Speaker and Members of the Thirty-ninth Legislative Assembly. It is my privilege to present to Rep. Fossum an attache case from the members of this assembly. Rep. Fossum has known the responsibilities of majority and has known the frustration of serving with the minority and performed very well in both instances. I'm sure all of us have admired Chet's attention

to detail and we trust that this attache case will assist him in keeping his files in order. Good luck and best wishes."

Rep. Fossum:

"Thank you, Rep. Christensen, Speaker Link, Fellow Representatives, Desk Staff and Employees.

With the time of adjournment near, we no doubt will look back at our work as a legislative body with pride or disappointment, knowing our personal contributions to the activities and duties of this assembly were either recognized or lost in processing our legislative assignments.

Although we may have strong emotions when we share defeat or victory with other members of this body, we must keep in mind that we are holding one of the most ennobling offices in our form of government. Because of our position as members in this body, we find many forces prying upon us for decisions in the economic and social orders of our society; however, the greatest force before this body or any legislative body is the force to allow our children the opportunity to become stronger citizens from an economic, moral, and spiritual point of view.

At this point, I wish to express my gratitude and appreciation to Speaker Link, respected Floor Leaders and fellow Legislators for being able to serve as the Assistant Minority Floor Leader, and trust that my contributions to this legislative body will provide the necessary needs of our North Dakota people.

This gift will be accepted with humility and I extend to you my personal thanks."

Rep. Davis:

"Mr. Speaker and members of this House:

It is my privilege to speak for this body in presenting this gift to the Assistant Majority floor leader, Rep. Hoffner.

Rep. Hoffner, the members of the minority, as well as those of the majority party in this House recognize your effectiveness as an arm-twister and whip. You have done your job well.

It is natural that some of us should disagree on issues during the session. The important thing is that we be ladies and gentlemen while debating the issues. Although tensions do develop at times during this legislative process, I am sure we will all leave here grateful for the friends we have made on both sides of the political aisle.

On behalf of this assembly, I present you this gift as an expression of our appreciation of your efforts in the position to which you were elected at the beginning of this session."

Rep. Hoffner:

"It has been a most interesting experience for me to serve as assistant floor leader. The Speaker, Representative Link, has done a very commendable job. The desk force — Ruth, Donnell, and the rest have kept things well in order. The pages have been so helpful, presentable and pleasant, and the stenographers and other employees have displayed fine cooperation and efficiency in the performance of their duties. It is fine service to have our bill books kept up. I want especially to thank Representative Giffey for a fine job and for not overworking me, his assistant. It has been a pleasure working with Representatives Streibel and Fossum and I have certainly enjoyed getting to know all of you and serving with you. What I really want to say is you have been a wonderful bunch of characters. Thank you very much."

Rep. Solberg:

"Mr. Chairman and Members of the Assembly:

The term "Veteran Legislator" is often applied to those of us who have served in this body for several sessions. Today I feel like a

veteran, for when I entered the Legislature sixteen years ago, I served with the father of the man I am about to recognize.

One of the most difficult and trying jobs of the legislative session is that of minority floor leader. I speak from experience for I was the assistant both officially and unofficially for several sessions to the man now occupying the speaker's chair when he served as minority floor leader. It is a trying and often thankless position, but it is an important one. You represent a minority whose philosophy is somewhat different from the majority, but in our democratic form of government, that philosophy should be clearly expounded.

Representative Streibel, this has been an unusually busy session with tax programs, reapportionment, Constitutional revision, plus a great number of bills. It has left little time for visiting, even for members who sit in the same area of the house. But, I have often heard you behind me conferring with the majority floor leader suggesting to him and helping him. This is a sign of good leadership when you can fight one minute and be helping each other the next with the many complex parliamentary problems that come up.

Representative Streibel, it is an honor for me to present you with this gift from the members of this, the Thirty-ninth Legislative Assembly, in appreciation of the service which you have rendered in this session and with it goes our best wishes for you and for your family."

Rep. Streibel:

"Mr. Speaker and my fellow colleagues of the Thirty-ninth Legislative Assembly. Representative Solberg, I am sure your generous and kind remarks far exceed any small contribution I might have given in my role as Minority Floor Leader during this session. For this gift I thank each of you and it shall always be a fitting reminder of your many kind and tolerant considerations during the course of this Thirty-ninth Legislative Assembly.

There are many in this body that are more deserving of recognition than I and, if it were not for the position I hold, I am sure many of you would feel much like a certain examiner for the Department of Internal Revenue felt upon receiving a typed income tax return from a bachelor who listed one dependent son. The examiner returned the blank with a penciled notation, "This must be a stenographic error". The blank came back in the next mail with this notation, "You're telling me".

I would like to address myself first to the members of the majority. You could have on any given occasion out-voted us by a 65 to 44 margin, but never did you accede to this for the sole purpose of denying the minority the right of expression and representation. Mr. Speaker and Majority Floor Leader Giffey, your many courtesies and kind considerations in behalf of the minority and myself have been appreciated, you can be sure.

To you, the members of the minority, I have much to be grateful for indeed. Your unflinching dedication to our philosophy of government and your loyal response to my position has been inspiring to say the least. I know that on too frequent an occasion my human frailties perhaps supplanted judgments that should have been obvious.

The great lesson a legislative body collectively imparts to the member is that no one individual gets his way. This undoubtedly is the greatest "arena of compromise" known to man.

It has been a most gratifying experience to share with each member of this assembly the responsibility and concern for the well being of the citizens, and destiny of our state.

Undoubtedly we will be judged in varying degrees. Some will criticize our deliberations, others will be more tolerant and some perhaps will ask questions similar to the question a boy returning

home from school asked his father — "Dad, was the white man superior to the Indian?" The father thought a moment, then replied, "Well, son, when the Indians were running things, they had no taxes, they had no debts, and the women did all the work. Now how in the heck could you improve on that?"

It would be my fond hope that the portion of heritage we will transfer to generations to follow will in some small manner aid in the furtherance of the goals and objectives that all of us have and which bring us together as a body."

Rep. Miller:

"Mr. Chairman, Mr. Speaker, Friends: Rep. Giffey, most of the really meaningful gifts — those things of greatest value to be derived from your position are already yours. Yours is the honor of having been selected to be the floor leader of your party. The acquaintances made, the new friendships formed, the broadening of the services you have been able to render — all of these are the foundation for the memories that shall be yours. And pleasant memories are the real rewards for a successful life.

Now, Don, we seek one more favor from you. We ask that you accept this gift as tangible evidence of the esteem in which you are held by the members of this house. We want you to know that all of us admire you for the quiet and efficient manner in which you have taken care of your duties. We are all proud to consider you as our friend."

Rep. Giffey:

"I certainly want to express my sincere thanks and appreciation for this gift. It is wonderful to be remembered by one's friends, and I shall always be deeply appreciative of this remembrance.

I feel I have already received many gifts from the members and personnel of the Thirty-ninth Legislative Assembly, and those gifts are the new and the continuing friendships that just naturally grow out of legislative membership.

I think we all have one important characteristic in common to be interested in politics; to be willing to be political candidates and to leave our families and homes to serve here; that characteristic is a concern for people.

Without this concern for people, we each would have spent the past several months in our homes, working at our daily jobs and perhaps just simply protecting our own interests — oftentimes in a selfish manner. I am sure the members who are serving their first term in this Thirty-ninth Legislative Assembly will agree that most of the legislation and most of the decisions are non-political. The decisions that are political, or get political for some reason, and often times unfortunately, are still made for the benefit and concern of people. The difference of opinion comes for the difference of approach and method, not from the difference in the desired end result.

I want to express my appreciation to all the members and employees of this Thirty-ninth Legislative Assembly. Without your sincere desire to do your work and do it well, it would be impossible to get the tremendous task completed. While I have tried to treat each member and each employee with equal respect and consideration, I ask to deviate from that position just a bit at this time. Any member who has served as a committee chairman knows that with this position of honor also goes added responsibility and often added criticism. I believe, as usual, we have a fine group of committee chairmen this session, and I want to express my thanks for their extra efforts.

I would be remiss in my remarks if I didn't mention my respect and appreciation for Rep. Hoffner. He is truly a sincere and dedicated floor leader. The two gentlemen who sit across the aisle have

done their work well and have cooperated whenever it was necessary for us to ask for their cooperation. Rep. Streibel and Rep. Fossum, I wish you well in the future, and appreciate your friendship.

The desk force is of invaluable assistance to the floor leaders and to all of us, and I appreciate their usual cooperation beyond the normal call of duty. Of course, we all know it would be impossible to get our work completed without the help of the efficient and dedicated employees in all the supporting facets of the legislature. I am thinking now of the dedicated and sincere people all the way from the stenographers' office, postoffice and telephone ladies, to all those who work here on the floor of the House to the good people in the clerks' office and Speaker's office; and let's not forget the parking lot attendants, the doorkeepers and the crew of custodians who keep our chamber clean.

I am glad each of you has been a part of this Thirty-ninth Legislative Assembly.

I pray that the work done here and the decisions made here will be good for the people and State of North Dakota.

May God bless each one of you."

Rep. Brown:

"Mr. Speaker, Distinguished Guests, Members of the Thirty-ninth Legislative Assembly, my Colleagues:

It is a distinct privilege to have been chosen to make the presentation that I am about to give.

I have warned Ruth that I have no prepared remarks. The things I am about to say to this man, can only come from within the heart of one that has sat in the same position.

You have come to know Speaker Link at a distance, especially you freshmen — but it has been my privilege to know him intimately since I came into the legislature in 1953. He has served since 1947 so I would like to direct my remarks to four facets of this individual's life. When you put them all together you will realize the outstanding job he has done in this thirty-ninth legislative assembly.

As I stand here I think we have reached the point in this legislative session where party lines are joined together because the man whom we are now going to honor — and whom we did honor by unanimously electing as Speaker of the House.

So first I would like to speak of him as a politician.

Art Link is probably one of the most astute politicians it has been my opportunity to know or associate with because Art Link is a country politician and he did not get involved as did the big city representatives from the larger districts. So Art Link has had great influence which has shown up here for he is often sought out for his counsel and advice.

Next as a legislator as I have known Art Link. He has served here since 1947. In this regard I would like to quote from another little poem.

To each is given a Bag of Tools
 A shapeless Mass and a book of Rules
 Each must fashion ere life is flown
 A stumbling Block or a stepping stone
 Isn't it strange that prince and kings
 And clowns that caper in sawdust rings
 And common folk like you and me
 Are Builders of Eternity

That is the legislator — Art Link.

Now I would like to make a few remarks in regard to the Christian, Art Link.

In my association with him, although we sat on opposite sides of the aisle, I have become intimately acquainted with this individual.

About two weeks ago we had the pleasure of spending about two and a half hours together at dinner. I would like to tell you if Christianity was practiced with charity, from the heart, as Art Link does, there would be no strikes in this world. He is truly a Christian whose family life, and regard for his family, comes above all else.

Now — Art Link — the man.

Art Link is a man who toils in the soil. And he has taken his place in the legislative halls holding his head high because in his presiding over this chamber his first thought — his first consideration and his ever mindfulness has been of each of you as human beings.

I have another little poem here I would like to read to you.

THE MAN ON THE BENCH

Life is like a baseball game I saw the other day,
 With many a good man on the bench who would like to play.
 He doesn't hope some other man will fail upon his team,
 Yet while he sits and waits, he holds a hope and has a dream
 Of the time his chance will come to play in life's great game,
 And make first base at least; or a quick home run to fame.
 So if you're sitting on the bench, don't let it make you bitter,
 The time may come that you'll be needed as a good
 "pinch hitter"

When some player is struck out by the Umpire of us all,
 You'll get your chance to go out there and try to hit that ball.
 And the time you spend in waiting may give your heart
 a wrench,

But remember all great players spend some time upon the
 bench.

And it isn't the first inning which decides what score is made,
 The game is never over till the last one has been played.
 And the cause you're struggling for may not be the team
 that's winning

But you may be the one to change the score in that last inning.

Retta Revell —

So I am now about to present to him this remembrance which come from each and every one of us.

Mr. Speaker — will you please come forward?

In 1961 I stood in the same position that you do now. In my pocket I hold that gift that is one of the dearest, and most prized, possessions that I have. As I present this to you, Mr. Speaker — Art Link — and as this watch ticks off the sands of time, may it ever be that the heart beat of each of us, crops up in this little remembrance."

Speaker Link:

"Thank you so very much, Fay, for those very generous remarks. Friends of this Thirty-ninth Legislative Assembly: When I accepted the honor of this position, I made the following statement: "In order that I may properly discharge the duties of this office, I will need your understanding, your help, and your patience. To veteran members and newcomers alike, I solicit your counsel; and any help I can give will at all times be available at your request."

Each and every one of you has fulfilled that request by me. You have been understanding. You have been helpful, and above all, you have been patient. Without your patience and understanding my work as your Speaker would have been difficult indeed. As it was, while we may have had a trying day or two, I can truthfully say that I have enjoyed more than you know this opportunity of serving as your Speaker. My personal thanks to Rep. Streibel and Rep. Fossum and to Rep. Giffey and Rep. Hoffner as floor leaders for the many courtesies extended to me.

My only hope is that I have to some degree lived up to my promise to all of you.

I am sure all of you join me in expressing our sincere thanks to the many employees who contribute so much to the successful and efficient functioning of this assembly. To Ruth Smith, our faithful desk reporter, my everlasting gratitude. To Donnell Haugen and Dick Ista for loyal dedication as chief and assistant clerk, and to Lynn Runck, our audio sound operator, my sincere thanks.

The assistance of the bill clerks, the pages and floor clerks, the committee clerks and stenographers and all other employees and attendants has been excellent. Our appreciation also to the custodians who have taken such good care of the chambers and a thank you for the attention and many courtesies of our parking lot attendants. Without this total teamwork, little of value could have been accomplished.

We thank Governor Guy and his good wife, Jean, for their splendid hospitality. We cannot help but recognize the splendid cooperation shown the Legislature by all the personnel of the various departments of the entire state capitol, elective and appointed, both in this building and elsewhere.

We also recognize and express our appreciation to the people of Bismarck and Mandan for the very genuine and truly western hospitality again extended to the Legislature. For the many courtesies of those providing housing and living accommodations, both public and private, we again say, thank you.

Many of us develop strong feelings on certain issues or pieces of legislation. Many succeed and many fail. While the disappointments of each may seem paramount at the time each is as a small conflict of a larger battle. This is the battleground of democracy where when the debate is over, win or lose, each of us maintains respect for one another, we part as friends and thank God for the privilege of self-government.

As we make our way home to our respective communities, let us continue to hold the principles of representative government so high that all who see our example will experience a re-birth of enthusiasm for what continues to be man's greatest accomplishment in his efforts to live in a society where more people may enjoy God's gifts of the world, with human dignity and respect for one another.

My good wife, Grace, and our family share my appreciation, my gratitude and my joy today. For this wonderful and everlasting gift, we humbly say, "Thank you".

Rep. Giffey moved that the House recess to the Call of the Chair, which motion prevailed.

The House reconvened to the Call of the Chair.

Speaker Link announced the House would be on the twelfth order of business.

FIRST READING OF A SENATE BILL

Senate Bill No. 364. A Bill for an Act directing the payment of expense allowances to members of the Thirty-ninth Legislative Assembly, and directing payments to certain legislative employees, and declaring an emergency.

Was read the first time.

Rep. Giffey moved that the rules be suspended and Senate Bill No. 364 be placed at the foot of the calendar, which motion prevailed.

Rep. Giffey moved that House Bill No. 822 be returned to the Senate as requested, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 822

Which the Senate has requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 753

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on the following House Bills:

House Bill No. 506

House Bill No. 507, the vote being: ayes, 32; nays, 0, absent and not voting, 17.

House Bill No. 516, the vote being: ayes, 38; nays, 0; absent and not voting, 11.

House Bill No. 585

House Bill No. 531, the vote being: ayes, 41, nays, 0; absent and not voting, 8.

House Bill No. 547

House Bill No. 641, indefinitely postponed.

House Bill No. 650, the vote being: ayes, 43; nays, 0; absent and not voting, 7.

House Bill No. 671, the vote being: ayes, 48; nays, 1; absent and not voting, 0.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 698

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 541 - 608 - 724 - 800 - 806 - 706 - 712 - 809 - 754

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Hertz moved that the House reconsider the action by which the House did not concur in the Senate amendments to House Bill No. 753, which motion prevailed.

ELEVENTH ORDER OF BUSINESS

Rep. Hertz moved that the House do concur in the Senate amendments to House Bill No. 753, which motion prevailed.

Rep. Hertz moved that the rules be suspended and House Bill No. 753 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 753. A Bill for an Act to create and enact sections 34-05-01.1, 34-05-01.2, and 34-05-01.3, of the North Dakota

Century Code, providing for a North Dakota department of labor and to prescribe the duties and organization thereof; to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, and subsection 7 of section 34-12-01 of the North Dakota Century Code, relating to the definition of commissioner; and to repeal section 34-05-02 and chapter 34-10 of the North Dakota Century Code, relating to the labor division of the department of agriculture and labor and the settlement of labor disputes, and providing an appropriation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were: ayes, 101; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Sanstead
Anderson	Ganser	Larson	Schaffer
Backes	Gengler	Leer	Schoenwald
Belquist	Gietzen	Linderman	Shorma
Bergman	Giffey	Loerch	Skaar
Bier	Glaspey	Lundene	Solberg
Bilden	Gronhovd	Meschke	Staven
Bloom	Gudajtes	Meyer	Stenhjem
Borstad	Hardmeyer	Montplaisir	Stockman
Boustead	Harrison	Mueller	Strand
Bowles	Hauf	Myhre	Streibel
Bowman	Haugen	Obie	Tough
Breum	Haugland	Olafson	Tweten
Brown	Hertz	Olienyk	Unruh
Bruner	Hickle	Olson	Vogel
Burk	Hilleboe	Opedahl	Wagner
Christensen	Hoffner	Poling	Wastvedt
Christopher	Ivesdal	Powers, Barnes	Welder
Colès	Johnson,	Powers, Cass	Rustan
Connolly	Barnes	Reimers	Wentz
Dahlen	Johnson, G. V.	Rieger	Whittlesey
Davis	Jungroth	Rivinius	Wilkie
Dick	Knudsen	Rosendahl	Williamson
Dornacker	Krenz	Ruddy	Winge
Elkin	Kvasager	Rundle	Mr. Speaker
Erickson,	Lang		
Mountrail			

Those voting in the negative were:

Duncan	Frank	Froeschle	Miller
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Absent and not voting:

Collette	Erickson, Ward	Shablow	Stallman
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So the bill passed and the title was agreed to.

Rep. Hertz requested that the Conference Committee on House Bill No. 753 be discharged by the Speaker, which request was granted.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution "M-1" has had the same under consideration and recommends that the same do pass and be referred to the Legislative Research Resolutions Committee.

REP. HAUGEN, Chairman

Rep. Tough moved that the report be adopted, which motion prevailed.

Rep. Hauf moved that the rules be suspended and House Concurrent Resolution "M-1" be placed on the calendar, which motion prevailed.

Rep. Hertz moved that the House do not concur in the Senate amendments to House Bill No. 589, page 1270 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

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. 926 and House Concurrent Resolution "X",

To act on House Bill No. 926, Senators:

Trenbeath

Saumur

Rolfsrud

To act on House Concurrent Resolution "X", Senators:

Morgan

Ringsak

Ecker

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 39 and indefinitely postponed Senate Bill No. 39.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 364

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 841

House Concurrent Resolution "S" - "D-1"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 589

No further action taken.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 657

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 657

In line 8 of the engrossed bill, delete the triple brackets and the word "reasonable" and substitute in lieu thereof the words "Necessary and proper"

In line 10, delete the triple brackets.

In line 11, delete the word "twenty" and insert in lieu thereof the word "ten" and delete the triple brackets.

In line 22, after the triple brackets delete the following language: "it is provided, however, that in the event an employer shall find himself unable to comply with all the provisions of the safety code, prior to the commencement of such work project, he shall make application to the compensation bureau for a non-compliance waiver which the bureau may provide after all possible precautionary measures for the protection of the employee or employees have been met. No such non-compliance waiver shall be granted until the work project shall have been inspected by the bureau or its authorized agent."

And insert in lieu thereof the following:

"Upon application and a proper and sufficient showing that the rule or regulation cannot be complied with within ten days herein specified, the bureau may waive compliance as the facts in each case shall warrant."

And renumber the lines accordingly.

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Rustan moved that the House do concur in the Senate amendments to House Bill No. 657 on page 732 of the Senate Journal.

Rep. Stockman moved a substitute motion that House Bill No. 657 be placed at the foot of the eleventh order of business, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Jungroth moved that the House reconsider the action by which Senate Concurrent Resolution "G" was lost.

Rep. Hauf moved a substitute motion that the Senate be asked to return Senate Concurrent Resolution "G", which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to request the return of:
Senate Concurrent Resolution "G"

DONNELL HAUGEN, Chief Clerk

ELEVENTH ORDER OF BUSINESS

Rep. Christensen moved that the House do concur in the Senate amendments to House Bill No. 814, on page 648 of the Senate Journal, which motion prevailed.

Rep. Christensen moved that the rules be suspended and House Bill No. 814 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 814. A Bill for an Act to amend and reenact section 61-01-14, and sub-section 2 of section 61-02-14 and 61-15-03 of the North Dakota Century Code, relating to pollution of public waters and water conservation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 648 of the Senate Journal, the roll was called and there were: ayes, 81; nays, 21; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Anderson	Froeschle	Leer	Rustan
Backes	Gengler	Linderman	Sanstead
Belquist	Gietzen	Loerch	Schoenwald
Bergman	Giffey	Lundene	Shablow
Bier	Glaspey	Meschke	Shorma
Bloom	Gronhovd	Meyer	Skaar
Borstad	Gudajtes	Miller	Solberg
Boustead	Hardmeyer	Montplaisir	Stallman
Bowman	Harrison	Myhre	Staven
Breum	Hauf	Obie	Stockman
Bruner	Haugen	Olafson	Strand
Burk	Hertz	Olienyk	Tough
Christensen	Hilleboe	Olson	Vogel
Christopher	Hoffner	Opedahl	Wastvedt
Dahlen	Ivesdal	Poling	Whittlesey
Dornacker	Johnson,	Powers, Barnes	Wilkie
Duncan	Barnes	Reimers	Williamson
Erickson,	Jungroth	Rieger	Winge
Mountrail	Knudsen	Rivinius	Mr. Speaker
Erickson, Ward	Krenz	Rosendahl	

Those voting in the negative were:

Bilden	Ganser	Larson	Tweten
Brown	Hickle	Mueller	Unruh
Connolly	Johnson, G. V.	Rundle	Wagner
Davis	Lang	Schaffer	Welder
Dick	Larsen	Streibel	Wentz
Frank			

Absent and not voting:

Bowles	Collette	Haugland	Stenhjem
Coles	Elkin	Powers, Cass	

So the bill passed and the title was agreed to.

Rep. Belquist moved that the reading of the amendments to House Bill No. 945 be dispensed with, which motion prevailed.

Rep. Poling moved that the House do concur in the Senate amendments to House Bill No. 945, on page 910 of the Senate Journal.

Rep. Stockman moved a substitute motion that House Bill No. 945 be moved to the bottom of the eleventh order of business, which motion prevailed.

Rep. Bloom moved that the House do concur in the Senate amendments to House Bill No. 949, on page 908 of the Senate Journal, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 949 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 949. A Bill for an Act relating to conferring an honorary degree upon Lawrence Welk by a North Dakota institution of higher learning, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 908 of the Senate Journal, the roll was called and there were: ayes, 92; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Anderson	Erickson,	Lang	Schaffer
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Belquist	Mountrail	Larsen	Shablow
Bergman	Frank	Larson	Shorma
Bier	Froeschle	Linderman	Skaar
Bilden	Ganser	Loerch	Solberg
Bloom	Gietzen	Lundene	Staven
Borstad	Giffey	Meschke	Stenhjem
Boustead	Glaspey	Meyer	Stockman
Bowles	Gronhovd	Miller	Strand
Bowman	Gudajtes	Montplaisir	Streibel
Breum	Hardmeyer	Mueller	Tough
Brown	Harrison	Obie	Tweten
Bruner	Hauf	Olafson	Unruh
Bürk	Haugen	Olson	Vogel
Christensen	Hertz	Opedahl	Wagner
Christopher	Hickle	Poling	Wastvedt
Coles	Hilleboe	Powers, Barnes	Welder
Connolly	Hoffner	Reimers	Wentz
Dahlen	Ivesdal	Rieger	Whittlesey
Dick	Johnson,	Rivinius	Wilkie
Dornacker	Barnes	Rosendahl	Williamson
Duncan	Johnson, G. V.	Ruddy	Winge
Elkin	Knudsen	Rundle	Mr. Speaker
	Krenz	Rustan	

Absent and not voting:

Aamoth	Fossum	Kvasager	Powers, Cass
Backes	Gengler	Leer	Sanstead
Collette	Haugland	Myhre	Schoenwald
Davis	Jungroth	Olienyk	Stallman
Erickson, Ward			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Hauf moved that the House do concur in the Senate amendments to House Concurrent Resolution "Y", on pages 863 and 908 of the Senate Journal, which motion prevailed.

Rep. Hauf moved that the rules be suspended and House Concurrent Resolution "Y" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "Y". A concurrent resolution directing the legislative research committee to conduct a study for the purpose of determining the feasibility of abolishing the state laboratories department and investing its functions and duties with other state departments.

Which had been read.

The question being on the final passage of the resolution, as amended, page 863 and 908 of the Senate Journal, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

Rep. Rustan moved that House Bill No. 657 be indefinitely postponed, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "E" - "H" - "J" - "HH" - "II"

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "GG"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 41

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Q" - "A-1" - "G-1" - "P-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 23 has had the same under consideration and recommends:

That since we failed to agree that the committee be discharged and a new Conference Committee be appointed.

For the Senate:

Senator Saumur

Senator Kautzmann

Senator Bopp

For the House:

Rep. Anderson

Rep. Linderman

Rep. Dick

Rep. Anderson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 38 has had the same under consideration and recommends:

That the Senate concur with the House amendments and recommends further the following amendments:

In line 46 of the engrossed bill delete the words "MEETINGS — QUORUM — DUTIES" and insert in lieu thereof "VACANCIES IN OFFICE OF"

In line 47 delete the words "COMPENSATION AND EXPENSES" and insert in lieu thereof "SUPREME COURT JUDGE — SELECTION OF NOMINEES"

In line 47 after the word "The" insert the word "whole"

In line 50 delete the words "or district court"

Following line 61 insert the following language:

"SECTION 7. VACANCIES IN OFFICE OF DISTRICT COURT JUDGE — SELECTION OF NOMINEES.) The chairman of the judicial nominating commission and the members of the judicial nominating commission from the judicial district in which a vacancy has occurred in the office of judge of the district court shall meet within thirty days after the vacancy or the filing of a declaration of non-candidacy in the office of judge of the district court of such judicial district. The chairman shall notify each such member of the commission of the place and time of all meetings. A majority of the members of the commission named herein shall constitute a quorum and a majority of such quorum may act upon all matters

properly before such members. Such members shall nominate at least three qualified persons for each vacant office in such judicial district and shall submit a list of such nominees for each vacant office to the governor. Each such member shall receive the same expenses and compensation as provided in section 6 of this Act."

And renumber the sections and lines accordingly.

For the Senate:

Senator Ringsak
Senator Mutch
Senator Tuff

For the House:

Rep. Burk
Rep. Jungroth
Rep. Stockman

Rep. Burk moved that the report be adopted, which motion prevailed.

Rep. Burk moved that the House do concur in amendments to Senate Bill No. 38 as recommended by the Conference Committee, which motion prevailed.

Rep. Burk moved that the rules be suspended and Senate Bill No. 38 be placed on final passage, which motion prevailed.

Rep. Meschke moved that further consideration of the amendments on Senate Bill No. 38 be placed at the foot of the calendar, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bill No. 42 and the committee having been unable to agree, the President appointed as a new Conference Committee, Senators:

Kisse
Nelson
Weber

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House, on House Bills Nos. 726 and 794,

To act on House Bill No. 726, Senators:

Hernett
Strinden
Mahoney

To act on House Bill No. 794, Senators:

Hernett
George
Weber

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on House Bill No. 913 and the President has appointed as a new Conference Committee to act with a like committee from the House, Senators:

Lips
Ringsak
Sinner

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills Nos. 179 and 300, and Senate Concurrent Resolution "A", and the President has appointed as a Conference Committee to act with a like committee from the House,

To act on Senate Bill No. 179, Senators:

Lips
Redlin
Lashkowitz

To act on Senate Bill No. 300, Senators:

Forkner
Trenbeath
Sinner

To act on Senate Concurrent Resolution "A", Senators:

Morgan
Ringsak
Reichert

GERALD L. STAIR, Secretary

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Chesrown
Senator Strinden
Senator Reichert

For the House:

Rep. Erickson of Mountrail
Rep. Borstad
Rep. Fossum

Rep. Erickson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In line 47 following the period insert the following: "As a condition of this conveyance the state shall not be subject to nor responsible for any special assessments hereinafter levied for the construction of a roadway upon the conveyed premises, nor the surfacing thereof."

Renumber the lines accordingly.

For the Senate:

Senator Longmire
Senator Kelly
Senator Larson

For the House:

Rep. Winge
Rep. Johnson of Barnes
Rep. Rustan

Rep. Winge moved that the report be adopted, which motion prevailed.

Rep. Winge moved that the rules be suspended and Senate Bill No. 99 be placed on final passage, which motion prevailed.

Rep. Brown moved that the House reconsider the action by which the report of the Conference Committee on Senate Bill No. 99 was adopted, which motion lost.

Senate Bill No. 99. A Bill for an Act authorizing the state board of higher education to grant and convey certain state-owned lands to the city of Valley City, and declaring an emergency.

Which had 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, 89; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Gengler	Leer	Schaffer
Bier	Gietzen	Linderman	Schoenwald
Bilden	Glaspey	Loerch	Shablow
Bloom	Gronhovd	Lundene	Shorma
Boustead	Gudajtes	Meschke	Skaar
Bowles	Hardmeyer	Meyer	Stallman
Bowman	Harrison	Miller	Staven
Breum	Haugen	Montplaisir	Stenhjem
Brown	Haugland	Mueller	Stockman
Burk	Hertz	Myhre	Strand
Christensen	Hickle	Obie	Streibel
Christopher	Hilleboe	Olienyk	Tough
Coles	Hoffner	Olson	Tweten
Connolly	Ivesdal	Opedahl	Unruh
Dahlen	Johnson,	Poling	Wagner
Davis	Barnes	Powers, Barnes	Wastvedt
Dick	Jungroth	Powers, Cass	Welder
Duncan	Knudsen	Reimers	Wentz
Erickson,	Krenz	Rivinius	Whittlesey
Mountrail	Kvasager	Ruddy	Williamson
Frank	Lang	Rundle	Winge
Froeschle	Larsen	Rustan	Mr. Speaker
Ganser	Larson	Sanstead	

Those voting in the negative were:

Anderson	Erickson, Ward	Olafson	Solberg
Belquist	Fossum	Rieger	Vogel
Borstad	Giffey	Rosendahl	Wilkie
Bruner	Hauf		
Absent and not voting:			
Backes	Collette	Elkin	Johnson, G. V.
Bergman	Dornacker		

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 214 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:
 Senator Sorlie
 Senator Beck
 Senator Solberg

For the House:
 Rep. Solberg
 Rep. Krenz
 Rep. Christopher

Rep. Solberg moved that the report be adopted, which motion prevailed.

Rep. Solberg moved that the rules, be suspended and Senate Bill No. 214 be placed on final passage, which motion prevailed.

Senate Bill No. 214. A Bill for an Act to amend and reenact sections 54-49-03 and 54-49-05 of the North Dakota Century Code, relating to the membership and funds of the natural resources council.

Which had 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, 99; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Kvasager	Sanstead
Anderson	Fossum	Lang	Schaffer
Belquist	Frank	Larsen	Schoenwald
Bergman	Froeschle	Larson	Shablow
Bier	Ganser	Leer	Shorma
Bilden	Gengler	Linderman	Skaar
Bloom	Gietzen	Lundene	Solberg
Borstad	Giffey	Meschke	Stallman
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Mueller	Strand
Breum	Hardmeyer	Obie	Streibel
Bruner	Harrison	Olafson	Tough
Burk	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Unruh
Christopher	Haugland	Opedahl	Vogel
Coles	Hertz	Poling	Wagner
Connolly	Hickle	Powers, Barnes	Wastvedt
Dahlen	Hilleboe	Powers, Cass	Welder
Davis	Hoffner	Reimers	Wentz
Dick	Ivesdal	Rieger	Whittlesey
Dornacker	Johnson,	Rivinius	Wilkie
Duncan	Barnes	Rosendahl	Williamson
Elkin	Jungroth	Ruddv	Winge
Erickson,	Krenz	Rundle	Mr. Speaker
Mountrail			

Absent and not voting:

Backes	Johnson, G. V.	Montplaisir	Rustan
Brown	Knudsen	Myhre	Stockman
Collette	Loerch		

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 169 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 169 be amended as follows:

In the last line of the title delete the period and insert the following: "and creating subsection 19 of section 58-03-07 of the North Dakota Century Code relating to powers of township electors."

Following line 175 insert the following new section:

"SECTION 12. AERONAUTICS COMMISSION — COMPENSATION — EXPENSES.) Each member of the North Dakota aeronautics commission shall receive the same compensation that is paid for other aeronautics commission duties for each day actually and necessarily engaged in performance of official duties in connection with the administration of this Act, and commission members and employees shall be reimbursed for actual and necessary expenses incurred in carrying out their official duties in the same manner and at the same rates as provided by law for state employees."

Following line 183 insert the following new section:

"SECTION 14. AMENDMENT.) Section 58-03-07 is hereby amended by creating subsection 19 thereto to read as follows: "19. To authorize the expenditure of township funds for weather modification activities."

Renumber the lines and sections accordingly.

For the Senate:
 Senator Roen
 Senator Robinson
 Senator Rolfsrud

For the House:
 Rep. Winge
 Rep. Rosendahl
 Rep. Rundle

Rep. Winge moved that the report be adopted, which motion prevailed.

Rep. Winge moved that the rules be suspended and Senate Bill No. 169 be placed on final passage, which motion prevailed.

Senate Bill No. 169. A Bill for an Act relating to weather control and artificial modification thereof; designating an authority for licensing and registration of controllers; fixing fees; declaration of the state's sovereign right to use of moisture contained in clouds; providing for intergovernmental cooperation; permitting counties to levy a tax for weather modification activities; fixing penalties; acceptance and expenditure of funds or grants by the authority and exclusion of the state of North Dakota and any county of any liability in connection therewith, and declaring an emergency.

Which had 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, 66; nays, 38; absent and not voting, 5.

Those voting in the affirmative were:

Backes	Elkin	Leer	Schaffer
Belquist	Erickson, Ward	Linderman	Schoenwald
Bier	Fossum	Loerch	Shablow
Bilden	Ganser	Meschke	Stenhjem
Bloom	Giffey	Meyer	Strand
Borstad	Glaspey	Miller	Streibel
Bowles	Gudajtes	Obie	Tough
Bowman	Hardmeyer	Olienyk	Tweten
Breum	Harrison	Opedahl	Vogel
Brown	Haugland	Powers, Cass	Wastvedt
Christensen	Hoffner	Reimers	Welder
Christopher	Ivesdal	Rieger	Wentz
Coles	Johnson, G. V.	Rivinius	Wilkie
Dahlen	Jungroth	Rosendahl	Williamson
Dick	Krenz	Rundle	Winge
Dornacker	Lang	Sanstead	Mr. Speaker
Duncan	Larsen		

Those voting in the negative were:

Aamoth	Froeschle	Kvasager	Rustan
Anderson	Gietzen	Larson	Shorma
Bergman	Gronhovd	Lundene	Skaar
Boustead	Hauf	Mueller	Solberg
Bruner	Haugen	Myhre	Stallman
Burk	Hertz	Olafson	Staven
Connolly	Hickle	Olson	Unruh
Davis	Hilleboe	Poling	Wagner
Erickson,	Johnson,	Powers, Barnes	Whittlesey
Mountrail	Barnes	Ruddy	
Frank			

Absent and not voting:

Collette	Knudsen	Montplaisir	Stockman
Gengler			

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 228 has had the same under consideration and recommends:

That the Senate concur with the House amendments.

For the Senate:

Senator Urdahl
Senator Trenbeath
Senator Ruemmele

For the House:

Rep. Skaar
Rep. Bowman
Rep. Sanstead

Rep. Skaar moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

Senate Concurrent Resolution "G"

Which the House has requested.

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Jungroth moved that the House reconsider the action by which Senate Concurrent Resolution "G" was declared lost, which motion lost on a division vote for lack of a two-thirds majority.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 650 has had the same under consideration and recommends that the Senate recede from its amendments and that the Senate concur with the House amendments.

For the Senate:

Senator Strinden
Senator Hernett
Senator Sinner

For the House:

Rep. Montplaisir
Rep. Gudajtes
Rep. Brown

Rep. Montplaisir moved that the report be adopted, which motion prevailed.

Rep. Giffey moved that the House recess to the Call of the Chair, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The House reconvened at the call of the Chair.

Speaker Link announced that the House would be on the seventeenth order of business for announcements.

Speaker Link announced appointment of the following Conference Committees to meet with like committees from the Senate:

On House Bill No. 913, Representatives:

Rustan
Powers of Cass
Brown

House Bill No. 589, Representatives:

Schoenwald
Opedahl
Duncan

Senate Bill No. 23, Representatives:

Anderson
Olson
Wagner

Senate Bill No. 42, Representatives:

Lundene
Opedahl
Davis

Senate Bill No. 179, Representatives:

Hardmeyer
Stenhjem
Haugland

Senate Bill No. 300, Representatives:

Hertz
Gengler
Aamoth

Senate Concurrent Resolution "A", Representatives:

Hoffner
Burk
Knudsen

MESSAGES FROM THE GOVERNOR
STATE OF NORTH DAKOTA

Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 10, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota
Greetings:

Today I signed the following House Bills:

House Bill No. 549	House Bill No. 719
House Bill No. 559	House Bill No. 768
House Bill No. 561	House Bill No. 783
House Bill No. 584	House Bill No. 799
House Bill No. 606	House Bill No. 831
House Bill No. 616	House Bill No. 870
House Bill No. 624	House Bill No. 872
House Bill No. 625	House Bill No. 883
House Bill No. 626	House Bill No. 904
House Bill No. 670	House Bill No. 916
House Bill No. 713	House Bill No. 929
House Bill No. 718	House Bill No. 930

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

WLG:kh

Rep. Burk moved that the rules be suspended and Senate Bill No. 38 be placed on final passage as recommended by the Conference Committee on page 1364 of the House Journal, which motion prevailed.

Senate Bill No. 38. A Bill for an Act to restrict judges of the supreme court or district courts from practicing law and requiring such judges not to hear cases in which they have an interest and to define vacancies in the supreme court and district courts and the method of filling such vacancies and to create sections 16-06-06.1 and 27-15-03.1 of the North Dakota Century Code, relating to placing the names of judges on the election ballot and judicial council meetings; to amend and reenact sections 16-04-01, 16-04-02, 16-05-01, 27-02-01, 27-15-03, 27-15-05, 44-02-02, and 44-02-03 of the North Dakota Century Code, relating to election ballots, petitions, certificates of nomination for elected officials, the duties of the judicial council, the selection of the chief justice of the supreme court, vacancies in state or district offices, and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 1364 of the House Journal, the roll was called and there were: ayes, 78; nays, 11; absent and not voting, 20.

Those voting in the affirmative were:

Anderson	Ganser	Larson	Rundle
Belquist	Gietzen	Linderman	Sanstead
Bergman	Giffey	Loerch	Schaffer
Bier	Glaspey	Lundene	Shablow
Bloom	Gronhovd	Meyer	Shorma
Borstad	Gudajtes	Miller	Skaar
Boustead	Hardmeyer	Montplaisir	Solberg
Bowles	Harrison	Mueller	Stallman
Bowman	Hauf	Myhre	Staven
Breum	Haugen	Olson	Stenhjem
Brown	Haugland	Opedahl	Strand
Christensen	Hilleboe	Poling	Streibel
Coles	Hoffner	Powers, Barnes	Tough
Dahlen	Johnson,	Powers, Cass	Vogel
Elkin	Barnes	Reimers	Wagner
Erickson,	Johnson, G. V.	Rieger	Wentz
Mountrail	Knudsen	Rivinius	Wilkie
Fossum	Krenz	Rosendahl	Winge
Frank	Kvasager	Ruddy	Mr. Speaker
Froeschle	Lang		

Those voting in the negative were:

Bilden	Dick	Meschke	Wastvedt
Connolly	Hickle	Rustan	Welder
Davis	Larsen	Unruh	

Absent and not voting:

Aamoth	Dornacker	Jungroth	Schoenwald
Backes	Duncan	Leer	Stockman
Bruner	Erickson, Ward	Obie	Tweten
Burk	Gengler	Olafson	Whittlesey
Christopher	Hertz	Olienyk	Williamson
Collette	Ivesdal		

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 539 - 618 - 623 - 684

House Bill No. 700 - 705 - 811 - 832

House Bill No. 856 - 888 - 900 - 918

House Bill No. 927 - 940 - 943 - 947

House Concurrent Resolution "H" - "Z-1"

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Bill No. 539 - 618 - 623 - 684

House Bill No. 700 - 705 - 811 - 832

House Bill No. 856 - 888 - 900 - 918

House Bill No. 927 - 940 - 943 - 947

House Concurrent Resolution "H" - "Z-1"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. Speaker: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bills No. 515 - 523 - 540 - 543 - 561 - 572

House Bills No. 576 - 632 - 644 - 670 - 734

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "G"

With no change in its previous status.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 814 and 949 and House Concurrent Resolution "Y".

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has rejected the Senate amendment to House Bill No. 657 and indefinitely postponed the same.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

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,

To act on House Bill No. 913, Representatives:

Rustan
Powers of Cass
Brown

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 589, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives:

Schoenwald
Opedal
Duncan

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 99, and passed the bill by a vote of:

Ayes, 89; nays, 14; absent and not voting, 6.

Also on Senate Bill No. 169, by a vote of:

Ayes, 66; nays, 38; absent and not voting, 5.

Also on Senate Bill No. 214, by a vote of:

Ayes, 99; nays, 0; absent and not voting, 10.

Also on Senate Bill No. 228 and House Bill No. 650:

In which the Senate accepted House amendments.

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate,

On Senate Concurrent Resolution "A", Representatives:

Burk
Hoffner
Knudsen

On Senate Bill No. 23, Representatives:

Anderson
Olson
Wagner

On Senate Bill No. 179, Representatives:

Hardmeyer
Stenhjem
Haugland

On Senate Bill No. 300, Representatives:

Hertz
Gengler
Aamoth

DONNELL HAUGEN, Chief Clerk

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 518 has had the same under consideration and recommends:

That the House do concur with the Senate amendments.

For the Senate:

Senator Luick
 Senator Robinson
 Senator Lashkowitz

For the House:

Rep. Anderson
 Rep. Rosendahl
 Rep. Connolly

Rep. Anderson moved that the report be adopted, which motion prevailed.

Rep. Anderson moved that the rules be suspended and House Bill No. 518 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 518. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, page 722 and 740 of the Senate Journal, the roll was called and there were: ayes, 90; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Anderson	Fossum	Kvasager	Sanstead
Belquist	Frank	Lang	Schaffer
Bergman	Froeschle	Larsen	Schoenwald
Bier	Ganser	Larson	Shablow
Bilden	Gietzen	Leer	Shorma
Bloom	Giffey	Linderman	Skaar
Borstad	Glaspey	Lundene	Solberg
Boustead	Gronhovd	Meyer	Stallman
Bowles	Gudajtes	Miller	Staven
Bowman	Hardmeyer	Montplaisir	Stenhjem
Breum	Harrison	Mueller	Strand
Brown	Hauf	Myhre	Streibel
Burk	Haugen	Opedahl	Tough
Christensen	Haugland	Poling	Unruh
Coles	Hickle	Powers, Barnes	Vogel
Connolly	Hilleboe	Powers, Cass	Wagner
Dahlen	Hoffner	Reimers	Westvedt
Dick	Ivesdal	Rieger	Welder
Dornacker	Johnson,	Rivinius	Wentz
Duncan	Barnes	Rosendahl	Wilkie
Elkin	Johnson, G. V.	Ruddy	Winge
Erickson,	Knudsen	Rundle	Mr. Speaker
Mountrail	Krenz	Rustan	

Those voting in the negative were:

Davis

Absent and not voting:

Aamoth	Erickson, Ward	Meschke	Stockman
Backes	Gengler	Obie	Tweten
Bruner	Hertz	Olafson	Whittlesey
Christopher	Jungroth	Olienyk	Williamson
Collette	Loerch	Olson	

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 544 has had the same under consideration and recommends:

That the House concur with the Senate amendments and recommends further that the Senate amendments be further amended as follows:

Insert the word "reciprocal" after the word "specific" and before the word "interstate"

For the Senate:
 Senator Roen
 Senator Trenbeath
 Senator Urdahl

For the House:
 Rep. Bloom
 Rep. Bier
 Rep. Loerch

Rep. Bloom moved that the report be adopted, which motion prevailed.

Rep. Bloom moved that the rules be suspended and House Bill No. 544 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 544. A Bill for an Act to amend and reenact section 15-10-18 of the North Dakota Century Code, prescribing a method of determining nonresident tuition at state institutions of higher education.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Conference Committee and by the Senate, the roll was called and there were: ayes, 92; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Rustan
Anderson	Frank	Lang	Schaffer
Belquist	Froeschle	Larsen	Schoenwald
Bergman	Ganser	Larson	Shablow
Bier	Gengler	Leer	Shorma
Bilden	Gietzen	Linderman	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meyer	Stallman
Boustead	Gronhovd	Miller	Staven
Bowles	Gudajtes	Montplaisir	Stenhjem
Bowman	Hardmeyer	Mueller	Stockman
Breum	Harrison	Myhre	Strand
Brown	Hauf	Olson	Streibel
Burk	Haugen	Opedahl	Tough
Coles	Haugland	Poling	Tweten
Connolly	Hickle	Powers, Barnes	Unruh
Dahlen	Hilleboe	Powers, Cass	Vogel
Davis	Hoffner	Reimers	Wagner
Dick	Ivesdal	Rieger	Wastvedt
Dornacker	Johnson,	Rivinius	Welder
Duncan	Barnes	Rosendahl	Wentz
Elkin	Johnson, G. V.	Ruddy	Wilkie
Erickson,	Knudsen	Rundle	Winge
Mountrail	Krenz		

Those voting in the negative were:

Olafson

Absent and not voting:

Backes	Collette	Loerch	Sanstead
Bruner	Erickson, Ward	Meschke	Whittlesey
Christensen	Hertz	Obie	Williamson
Christopher	Jungroth	Olienyk	Mr. Speaker

So the bill passed and the title was agreed to.

EIGHTH ORDER OF BUSINESS

Rep. Stockman moved that the House request the return of Senate Concurrent Resolution "G-G" from the Senate, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 840 has had the same under consideration and recommends:

That the House do concur in the Senate amendments.

For the Senate:

Senator Mutch
Senator Morgan
Senator Ecker

For the House:

Rep. Opedahl
Rep. Williamson
Rep. Wentz

Rep. Opedahl moved that the report be adopted, which motion prevailed.

Rep. Opedahl moved that the rules be suspended and House Bill No. 840 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 840. A Bill for an Act to provide an agency for the implementation of and state and local participation in Public Law 88-452 known as the Economic Opportunity Act of 1964, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were: ayes, 79; nays, 17; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Gengler	Leer	Sanstead
Anderson	Gietzen	Linderman	Schaffer
Belquist	Giffey	Lundene	Schoenwald
Bergman	Glaspey	Meyer	Shablow
Bloom	Gronhovd	Miller	Shorma
Borstad	Gudajtes	Montplaisir	Skaar
Boustead	Hardmeyer	Mueller	Solberg
Bowles	Harrison	Myhre	Stallman
Bowman	Hauf	Olafson	Staven
Breum	Haugen	Olson	Stenhjem
Burk	Hilleboe	Opedahl	Strand
Christensen	Hoffner	Poling	Tough
Coles	Ivesdal	Powers, Barnes	Tweten
Dahlen	Johnson,	Powers, Cass	Vogel
Duncan	Barnes	Reimers	Wastvedt
Elkin	Knudsen	Rieger	Wentz
Erickson,	Krenz	Rosendahl	Wilkie
Mountrail	Kvasager	Ruddy	Williamson
Fossum	Larsen	Rundle	Winge
Frank	Larson	Rustan	Mr. Speaker
Ganser			

Those voting in the negative were:

Bier	Davis	Johnson, G. V.	Unruh
Bilden	Dick	Lang	Wagner
Brown	Froeschle	Rivinius	Welder
Christopher	Hickle	Streibel	Whittlesey
Connolly			

Absent and not voting:

Backes	Erickson, Ward	Jungroth	Obie
Bruner	Haugland	Loerch	Olienyk
Collette	Hertz	Meschke	Stockman
Dornacker			

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to request the return of:
Senate Concurrent Resolution "GG"

DONNELL HAUGEN, Chief Clerk

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 653 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 653 be amended as follows:

Rep. Tweten moved that the reading of the amendments to House Bill No. 653 be dispensed with, which motion prevailed.

AMENDMENTS TO HOUSE BILL No. 653

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact sections 57-55-01, 57-55-02, 57-55-03 and 57-55-08 of the 1963 Supplement to the North Dakota Century Code, relating to the method of taxation of mobile homes, or trailer houses, and sleeping trailers, and providing for a method of tax refund.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 57-55-01 of the
2 1963 Supplement to the North Dakota Century Code is hereby
3 amended and reenacted to read as follows:

4 57-55-01. COUNTY AUDITOR TO TAX MOBILE HOMES.)
4a On

5 or before January fifteenth of each year all nonself-propelled
6 mobile homes(((, sleeping trailers, and camping trailers,))) or
7 trailer houses, and sleeping trailers, providing that "sleeping
8 trailers" shall not include trailers of the type that are
9 collapsed or folded for the purpose of moving them, herein-
9a after

10 referred to as "trailers", shall be taxed by the county auditor
11 of the county of such trailer owner's domicile upon receipt of
12 such owner's tax. The tax shall be valid in any county of this
13 state during the period for which it was issued.

14 SECTION 2. AMENDMENT.) Section 57-55-02 of the
15 1963 Supplement to the North Dakota Century Code is hereby
16 amended and reenacted to read as follows:

17 57-55-02. APPLICATION FOR TAXING — FORM —
17a CONTENTS.)

18 No trailer tax decal shall be issued unless the trailer owner
19 files an application with the county auditor. Application
20 shall be on duplicate forms, furnished by the county auditor,
21 and shall contain, in addition to any other information the
22 county auditor shall request, a full description of the trailer
23 and its contents including the name of the manufacturer,
24 serial or identification number, age, length, and width of such
25 trailer, owner's name and address, and space for the owner to
26 list his personal property contained in such trailer. The
27 duplicate of each application, the number of the tax decal
28 issued to the applicant(((, and one dollar shall be paid by the
29 applicant, and))) shall be retained by the county auditor
29a (((for
30 administration costs))).

31 SECTION 3. AMENDMENT.) Section 57-55-03 of the
32 1963 Supplement to the North Dakota Century Code is hereby
33 amended and reenacted to read as follows:

34 57-55-03. WHEN TAXES BECOME DUE AND

34a DELINQUENT.)

35 The tax for a trailer shall become due upon expiration of
 36 fifteen days after such trailer is brought into this state and
 37 upon January fifteenth of each year thereafter. (((Such tax
 38 shall become delinquent if not paid within fifteen days after
 39 it becomes due. A penalty of ten cents a day shall be added
 40 to the amount due for each and every day such tax shall be
 41 delinquent, for not more than fifteen days, and two dollars
 42 for every thirty days, or fraction thereof, not to exceed one
 43 hundred and fifty days.))) If the tax on any mobile home or
 44 trailer house, or sleeping trailer becomes due between January
 45 fifteenth and March seventeenth and, if not paid on or before
 46 March seventeen, shall become delinquent on the following
 46a first
 47 day of April, at which time a penalty of two per cent of the
 48 amount of delinquent tax shall be added. If the tax on any
 49 mobile home or trailer house, or sleeping trailer shall become
 50 due after March seventeenth, it shall become delinquent on
 50a the
 51 fifteenth day after it became due and, if not paid on or before
 52 that day, shall be subject to a penalty of two per cent of the
 53 amount of delinquent tax. An additional penalty of one per
 53a cent
 54 of the amount of any delinquent and unpaid tax shall attach on
 55 the first day of each calendar month, not including however,
 55a the
 56 month in which the tax became delinquent. The total
 56a penalties
 57 shall not exceed ten per cent of the amount of tax. Taxes,
 57a other than
 57a the per capita school tax (((and decal charge, shall))), may be
 57a pro-
 58 rated (((on a calendar quarterly basis, and the county auditor
 58a may, in
 59 his discretion for good cause shown, authorize))) in three
 59a equal install-
 59a ments, if the amount of the tax due is forty dollars or more and
 59a upon
 60 application of the taxpayer. Upon application for installment
 60a payments,
 60a the county auditor shall authorize payment of the tax in not to
 60a exceed
 61 (((four))) three equal (((monthly))) installments, due
 61a without penalty,
 61a on or before April 1, July 1, and October 1 of the year in which
 61a the
 62 tax becomes due. (((if the amount of the tax due is forty
 62a dollars or
 63 more.))) The penalty provided in this section shall also apply
 63a to
 64 installment payments, which shall become delinquent fifteen
 64a days after
 65 the date of said installment was due and payable.

66 SECTION 4. AMENDMENT.) Section 57-55-08 of the 1963
 66a Supplement
 67 to the North Dakota Century Code is hereby amended and
 67a reenacted to
 68 read as follows:

69 57-55-08. DUTY OF TRAILER PARK OPERATORS —
 69a DUTY OF LOCAL
 70 LAW ENFORCEMENT AGENCY.) It shall be the duty of the
 70a owner,
 71 operator, or manager of each trailer park, or trailer
 72 lot, or any person permitting a trailer to be parked on his

73 property to inform each trailer owner applying for admission
 74 to such park, lot or property of the requirements of this
 75 chapter and the penalties for failure to comply. Such
 75a information
 76 shall also be posed in a conspicuous place on the premises of
 77 such lot or property. The local law enforcement agency shall
 78 make inspections at least quarterly of each trailer park,
 79 trailer lot, or place where trailers are known to be located for
 80 the purpose of determining if the provisions of this chapter are
 81 being complied with. If he shall determine that any person is
 82 not complying with the provisions of this chapter he shall give
 83 such person a warning and inform him that if he fails to
 83a comply
 84 within ten days after issuance of such warning (((a summons
 85 shall be issued for his arrest))), civil action will be taken
 86 to collect the delinquent tax. The local law enforcement agency
 87 shall then notify the county auditor of such person's name and
 88 alleged violation. If the alleged violator does not present proof
 89 of his compliance to the county auditor within ten days after
 90 issuance of the warning the county auditor shall (((sign
 91 a summons for his arrest))) take the necessary action provided
 92 by law to collect the delinquent tax.
 93 SECTION 6. AMENDMENT.) Chapter 57-55 of the 1963
 94 Supplement to the North Dakota Century Code is hereby
 94a amended
 95 by creating and enacting a new section thereto to read as
 95a follows:
 96 REFUNDS.) 1. If the owner of any trailer house or mobile
 97 home has paid the full amount of tax due under this Act and
 98 thereafter during the current year permanently removes it
 98a from
 99 this state to a state in which he is required to pay a tax or
 100 fee on it that is substantially the same as that imposed by
 101 this Act, he shall be granted a refund of a part of the tax paid
 102 under this Act, but not including any penalty paid, which
 102a refund
 103 shall be computed by dividing the amount of tax paid by the
 104 number of months of the year for which it was paid and
 104a multiplying
 105 that quotient by the number of calendar months remaining in
 105a the
 106 year during which the trailer house or mobile home was
 106a permanently
 107 situated outside of this state. The owner may file with the
 107a county
 108 auditor an application for refund on such form as the state tax
 109 commissioner may prescribe and the county auditor, after
 109a determining
 110 the correct amount of refund, shall approve it for payment.
 111 2. If the owner of any trailer house or mobile home has paid,
 112 through mistake or otherwise, a greater amount of tax or
 112a penalty
 113 than was justly due, he shall be granted a refund of the unjust
 114 portion paid. The county auditor and treasurer shall charge all
 115 refunds against the taxing districts to which the collection was
 116 credited.
 117 3. Application for refunds under the provisions of this Act
 118 shall not be subject to the provisions of chapter 57-23."

And recommends that the same do pass, as amended.

For the Senate:

Senator Nelson
 Senator Chesrown
 Senator Witteman

For the House:
Rep. Meschke
Rep. Wilkie
Rep. Tweten

Rep. Meschke moved that the report be adopted, which motion prevailed.

Rep. Tweten moved that the rules be suspended and House Bill No. 653 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 653. A Bill for an Act to repeal chapter 57-55 of the 1963 Supplement to the North Dakota Century Code, relating to taxation of house trailers or mobile homes; to enact new provisions, including penalties, for the taxation of house trailers or mobile homes to be administered by the motor vehicle registrar; and to provide an effective date.

Which had 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, 97; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Larsen	Rustan
Anderson	Frank	Larson	Sanstead
Backes	Froeschle	Leer	Schaffer
Belquist	Ganser	Linderman	Schoenwald
Bergman	Gengler	Loerch	Shablow
Bier	Gietzen	Lundene	Shorma
Bilden	Giffey	Meyer	Skaar
Bloom	Gaspey	Miller	Solberg
Boustead	Gronhovd	Montplaisir	Stallman
Bowles	Gudajtes	Mueller	Staven
Bowman	Hardmeyer	Myhre	Stenhjem
Breum	Harrison	Obie	Strand
Brown	Hauf	Olafson	Streibel
Bruner	Haugen	Olienyk	Tough
Burk	Haugland	Olson	Tweten
Christensen	Hickle	Opedahl	Unruh
Christopher	Hilleboe	Poling	Vogel
Coles	Hoffner	Powers, Barnes	Wagner
Connolly	Ivesdal	Powers, Cass	Wastvedt
Dahlen	Johnson,	Reimers	Welder
Dick	Barnes	Rivinius	Wentz
Dornacker	Johnson, G. V.	Rosendahl	Whittlesey
Duncan	Knudsen	Ruddy	Wilkie
Elkin	Krenz	Rundle	Winge
Erickson,	Lang		
Mountrail			

Those voting in the negative were:

Borstad	Fossum	Kvasager	Rieger
Davis			

Absent and not voting:

Collette	Jungroth	Stockman	Mr. Speaker
Hertz	Meschke	Williamson	

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No.

41 and the President has appointed as a Conference Committee to act with a like committee from the House, Senators:

Torgerson
Kisse
Kadlec

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bill No. 23 and the committees having been unable to agree, the President appointed as a new Conference Committee, Senators:

Saumur
Longmire
Lashkowitz

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 566 and the committees having been unable to agree, the President appointed as a new Conference Committee, Senators:

Holand
George
Reichert

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bills Nos. 7, 8, 24, 28, 38, 167, 169, 172, 183, 214, 228, 244, 298 and 340; and also that the Senate has adopted the Conference Committee report on Senate Concurrent Resolution "F", and such resolution was indefinitely postponed.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on the following House bills:

House Bill No. 697
House Bill No. 728, the vote:
Ayes, 48; nays, 0; absent and not voting, 1.
House Bill No. 839, indefinitely postponed.
House Bill No. 925, the vote:
Ayes, 33; nays, 14; absent and not voting, 2.
House Bill No. 518
House Bill No. 544, the vote:
Ayes, 47; nays, 0; absent and not voting, 2.
House Bill No. 840

GERALD L. STAIR, Secretary

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 926 has had the same under consideration and recommends that the House concur with the Senate amendments and recommends further the following amendments:

In line 13 of the title after the comma insert the words "providing for appeals to district courts,"

At the end of the bill add the following new section:

"APPEALS.) Any person adversely affected by an order of the commission made under this Act, may appeal from such order to the district court of the county in which the land or a part thereof involved in the unit lies, in the manner provided in section 38-08-14 of the North Dakota Century Code."

And renumber the sections and lines accordingly.

For the Senate:

Senator Trenbeath
Senator Saumur
Senator Rolfsrud

For the House:

Rep. Glaspey
Rep. Opedahl
Rep. Tweten

Rep. Opedahl moved that the report be adopted.

Rep. Brown moved that any members who have oil interests be permitted to vote on House Bill No. 926, which motion prevailed.

Rep. Glaspey moved a substitute motion and that House Bill No. 926 be indefinitely postponed, which motion lost on a division vote.

The question was now on the original motion of Rep. Opedahl that the report of the Conference Committee be adopted, which motion prevailed.

Rep. Christesen moved that the rules be suspended and House Bill No. 926 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 926. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.9, 38-08-09.10, 38-08-09.11, 38-08-09.12, 38-08-09.13, 38-08-09.14, 38-08-09.15, and 38-08-09.16 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations, and to repeal section 38-08-09 of the North Dakota Century Code, relating to voluntary agreements for unit operation.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 721 of the Senate Journal and further by the Conference Committee, the roll was called and there were: ayes, 65; nays, 42; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Johnson, G. V.	Rustan
Anderson	Fossum	Knudsen	Sanstead
Bier	Frank	Krenz	Schaffer
Boustead	Froeschle	Lang	Schoenwald
Brown	Ganser	Larsen	Stallman
Bruner	Giffey	Lundene	Staven
Christensen	Gronhovd	Meschke	Streibel
Christopher	Gudajtes	Meyer	Tough
Coles	Harrison	Miller	Tweten
Connolly	Hauf	Montplaisir	Unruh
Dahlen	Haugland	Mueller	Wagner
Davis	Hertz	Olienyk	Welder
Duncan	Hickle	Olson	Wentz
Elkin	Hilleboe	Opedahl	Whittlesey

Erickson, Mountrail	Hoffner Johnson, Barnes	Reimers Rivinius Rosendahl	Williamson Winge Mr. Speaker
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Those voting in the negative were:

Backes	Dornacker	Linderman	Rundle
Belquist	Gengler	Loerch	Shablow
Bergman	Gietzen	Myhre	Shorma
Bilden	Glaspey	Obie	Skaar
Bloom	Hardmeyer	Olafson	Solberg
Borstad	Haugen	Poling	Stockman
Bowles	Ivesdal	Powers, Barnes	Strand
Bowman	Jungroth	Powers, Cass	Vogel
Breum	Kvasager	Rieger	Wastvedt
Burk	Larson	Ruddy	Wilkie
Dick	Leer		

Absent and not voting:

Collette	Stenhjem
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So the bill passed and the title was agreed to.

Rep. Fossum moved that the vote by which House Bill No. 926 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 566 has had the same under consideration and recommends:

That the committee has been unable to agree and recommends that a new conference committee be appointed.

For the Senate:

Senator Chesrown
Senator Strinden
Senator Reichert

For the House:

Rep. Erickson of Mountrail
Rep. Borstad
Rep. Fossum

Rep. Erickson of Mountrail moved that the report be adopted, which motion prevailed.

The Speaker announced the following as a Conference Committee on House Bill No. 566, Representatives:

Giffey
Stallman
Streibel

Rep. Backes moved that a Conference Committee be appointed on Senate Bill No. 41 and the Speaker appointed, Representatives:

Meschke
Myhre
Boustead

Rep. Giffey moved that the House be at ease, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

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:

Meschke
Myhre
Boustead on Senate Bill No. 41.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 566 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Giffey
Stallman
Streibel

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

Senate Concurrent Resolution "GG"

Which the House requested.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 822

No action taken.

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Giffey moved that the rules be suspended and all bills on the calendar be acted upon at this time, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

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. 589, Senators:

Strinden
Mutch
Ecker

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bills Nos. 23, 99 and 179.

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bills Nos. 822 and 913.

On House Bill No. 822, the vote:

Ayes, 37; nays, 11; absent and not voting, 1.

On House Bill No. 913, the vote:

Ayes, 45; nays, 0; absent and not voting, 4.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 358. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of

buildings and facilities at state-supported institutions of higher education backed by the full faith and credit of the state, providing for their payment, and appropriating the proceeds of such bonds for such purposes, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 77; nays, 9; absent and not voting, 23.

Those voting in the affirmative were:

Aamoth	Duncan	Krenz	Ruddy
Anderson	Elkin	Kvasager	Rustan
Backes	Erickson, Ward	Larson	Schaffer
Bergman	Frank	Linderman	Shablow
Bier	Ganser	Loerch	Shorma
Bilden	Gengler	Meschke	Solberg
Bloom	Giffey	Meyer	Stallman
Borstad	Glaspey	Miller	Staven
Boustead	Gronhovd	Mueller	Stenhjem
Bowles	Gudajtes	Myhre	Strand
Breum	Harrison	Obie	Streibel
Brown	Hauf	Olson	Tough
Bruner	Haugen	Poling	Tweten
Christensen	Haugland	Powers, Barnes	Vogel
Christopher	Hickle	Powers, Cass	Wagner
Coles	Hoffner	Reimers	Wastvedt
Collette	Ivesdal	Rieger	Wentz
Connolly	Johnson, G. V.	Rivinius	Winge
Dick	Knudsen	Rosendahl	Mr. Speaker
Dornacker			

Those voting in the negative were:

Belquist	Erickson,	Olafson	Skaar
Dahlen	Mountrail	Olienyk	Wilkie
	Gietzen	Rundle	

Absent and not voting:

Bowman	Hertz	Larsen	Schoenwald
Burk	Hilleboe	Leer	Stockman
Davis	Johnson,	Lundene	Unruh
Fossum	Barnes	Montplaisir	Welder
Froeschle	Jungroth	Opedahl	Whittlesey
Hardmeyer	Lang	Sanstead	Williamson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 349. A Bill for an Act making an appropriation to the board of higher education for the purpose of matching federal funds in the construction and equipping of building at state institutions of higher education and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 84; nays, 3; absent and not voting, 22.

Those voting in the affirmative were:

Aamoth	Duncan	Kvasager	Rustan
Anderson	Elkin	Larson	Schaffer
Backes	Erickson, Ward	Linderman	Shablow
Belquist	Frank	Loerch	Shorma
Bergman	Ganser	Meschke	Skaar
Bier	Gengler	Meyer	Solberg
Bilden	Gietzen	Miller	Stallman
Bloom	Giffey	Mueller	Staven
Borstad	Glaspey	Myhre	Stenhjem
Boustead	Gronhovd	Obie	Strand
Bowles	Gudajtes	Olafson	Streibel

Breum	Harrison	Olienyk	Tough
Brown	Hauf	Olson	Tweten
Bruner	Haugen	Poling	Vogel
Christensen	Haugland	Powers, Barnes	Wagner
Christopher	Hickle	Powers, Cass	Wastvedt
Coles	Hoffner	Reimers	Welder
Collette	Ivesdal	Rieger	Wentz
Connolly	Johnson, G. V.	Rivinius	Wilkie
Dick	Knudsen	Rosendahl	Winge
Dornacker	Krenz	Ruddy	Mr. Speaker

Those voting in the negative were:

Dahlen	Erickson,	Rundle
	Mountrail	

Absent and not voting:

Bowman	Hertz	Larsen	Schoenwald
Burk	Hilleboe	Leer	Stockman
Davis	Johnson,	Lundene	Unruh
Fossum	Barnes	Montplaisir	Whittlesey
Froeschle	Jungroth	Opedahl	Williamson
Hardmeyer	Lang	Sanstead	

So the bill passed and the title was agreed to.

Rep. Giffey moved that the following Senate bills be placed at the head of the calendar: Senate Bills Nos. 10, 150, 5, 71 and 4, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Q" - "A-1" - "G-1"

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 10. A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all of the programs above mentioned.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 80 of the Senate Journal and page 1189 of the House Journal, the roll was called and there were: ayes, 85; nays, 3; absent and not voting, 21.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Ruddy
Anderson	Erickson,	Krenz	Rundle
Backes	Mountrail	Kvasager	Rustan
Bergman	Erickson, Ward	Leer	Schaffer
Bier	Frank	Linderman	Shablow
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Meschke	Solberg
Borstad	Gietzen	Meyer	Staven
Boustead	Giffey	Miller	Stenhjem
Bowles	Glaspey	Mueller	Strand
Breum	Gronhovd	Myhre	Streibel
Brown	Gudajtes	Obie	Tough
Bruner	Harrison	Olafson	Tweten

Christensen	Hauf	Olienyk	Vogel
Christopher	Haugen	Olson	Wagner
Coles	Haugland	Poling	Wastvedt
Collette	Hickle	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Wilkie
Dick	Johnson,	Rieger	Winge
Dornacker	Barnes	Rivinius	Mr. Speaker
Duncan	Johnson, G. V.	Rosendahl	

Those voting in the negative were:

Larson	Shorma	Stallman
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Absent and not voting:

Belquist	Hardmeyer	Larsen	Schoenwald
Bowman	Hertz	Lundene	Stockman
Burk	Hilleboe	Montplaisir	Unruh
Davis	Jungroth	Opedahl	Whittlesey
Fossum	Lang	Sanstead	Williamson
Froeschle			

So the bill passed and the title was agreed to.

Senate Bill No. 150. A Bill for an Act to amend and reenact section 15-40-12 and 15-40-26 of the North Dakota Century Code and sections 15-40-14 and 15-40-24 of the North Dakota Century Code as amended by the 1963 Supplement, relating to high school and elementary per pupil payments respectively.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1190 of the House Journal, the roll was called and there were: ayes, 91; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Ruddy
Anderson	Erickson,	Krenz	Rundle
Backes	Mountrail	Kvasager	Rustan
Belquist	Erickson, Ward	Larson	Schaffer
Bergman	Fossum	Lear	Shablow
Bier	Frank	Linderman	Shorma
Bilden	Ganser	Loerch	Skaar
Bloom	Gengler	Meschke	Solberg
Borstad	Gietzen	Meyer	Stallman
Boustead	Giffey	Miller	Staven
Bowles	Glaspey	Mueller	Stenhjem
Bowman	Gronhovd	Myhre	Strand
Breum	Gudajtes	Obie	Streibel
Brown	Harrison	Olafson	Tough
Bruner	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Vogel
Christopher	Haugland	Poling	Wagner
Coles	Hickle	Powers, Barnes	Wastvedt
Collette	Hoffner	Powers, Cass	Welder
Connolly	Ivesdal	Reimers	Wentz
Dahlen	Johnson,	Rieger	Wilkie
Dick	Barnes	Rivinius	Winge
Dornacker	Johnson, G. V.	Rosendahl	Mr. Speaker
Duncan			

Absent and not voting:

Burk	Hilleboe	Montplaisir	Stockman
Davis	Jungroth	Opedahl	Unruh
Froeschle	Lang	Sanstead	Whittlesey
Hardmeyer	Larsen	Schoenwald	Williamson
Hertz	Lundene		

So the bill passed and the title was agreed to.

Senate Bill No. 5. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 79 of the Senate Journal and page 1189 of the House Journal, the roll was called and there were: ayes, 93; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Aamoth	Elkin	Krenz	Ruddy
Anderson	Erickson,	Kvasager	Rundle
Backes	Mountrail	Larson	Rustan
Belquist	Erickson, Ward	Leer	Schaffer
Bergman	Fossum	Linderman	Shablow
Bier	Frank	Loerch	Shorma
Bilden	Froeschle	Lundene	Skaar
Bloom	Ganser	Meschke	Solberg
Borstad	Gengler	Meyer	Stallman
Boustead	Gietzen	Miller	Staven
Bowles	Giffey	Mueller	Stenhjem
Bowman	Glaspey	Myhre	Strand
Breum	Gronhovd	Obie	Streibel
Brown	Gudajtes	Olafson	Tough
Bruner	Harrison	Olienyk	Tweten
Christensen	Hauf	Olson	Vogel
Christopher	Haugen	Opedahl	Wagner
Coles	Haugland	Poling	Wastvedt
Collette	Hickle	Powers, Barnes	Welder
Connolly	Hoffner	Powers, Cass	Wentz
Dahlen	Ivesdal	Reimers	Wilkie
Dick	Johnson,	Rieger	Winge
Dornacker	Barnes	Rivinius	Mr. Speaker
Duncan	Knudsen	Rosendahl	

Absent and not voting:

Burk	Hilleboe	Larsen	Stockman
Davis	Johnson, G. V.	Montplaisir	Unruh
Hardmeyer	Jungroth	Sanstead	Whittlesey
Hertz	Lang	Schoenwald	Williamson

So the bill passed and the title was agreed to.

Senate Bill No. 71. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code as amended, relating to state aid for junior colleges.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 1206 and 1233 of the House Journal, the roll was called and there were: ayes, 95; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Aamoth	Elkin	Knudsen	Rosendahl
Anderson	Erickson,	Krenz	Ruddy
Backes	Mountrail	Kvasager	Rundle
Belquist	Erickson, Ward	Larson	Rustan
Bergman	Fossum	Leer	Schaffer
Bier	Frank	Linderman	Shablow
Bilden	Froeschle	Loerch	Shorma
Bloom	Ganser	Lundene	Skaar
Borstad	Gengler	Meschke	Solberg
Boustead	Gietzen	Meyer	Stallman
Bowles	Giffey	Miller	Staven
Bowman	Glaspey	Mueller	Stenhjem

Breum	Gronhovd	Myhre	Strand
Brown	Gudajtes	Obie	Streibel
Bruner	Harrison	Olafson	Tough
Burk	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Vogel
Christopher	Haugland	Opedahl	Wagner
Coles	Hickle	Poling	Wastvedt
Collette	Hoffner	Powers, Barnes	Welder
Connolly	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Wilkie
Dick	Barnes	Rieger	Winge
Dornacker	Johnson, G. V.	Rivinius	Mr. Speaker
Duncan			

Absent and not voting:

Dahlen	Jungroth	Sanstead	Unruh
Hardmeyer	Lang	Schoenwald	Whittlesey
Hertz	Larsen	Stockman	Williamson
Hilleboe	Montplaisir		

So the bill passed and the title was agreed to.

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 had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 261 of the Senate Journal and 1206 of the House Journal, the roll was called and there were: ayes, 99; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Erickson,	Kvasager	Ruddy
Anderson	Mountrail	Lang	Rundle
Backes	Erickson, Ward	Larsen	Rustan
Belquist	Fossum	Larson	Sanstead
Bergman	Frank	Leer	Schaffer
Bier	Froeschle	Linderman	Shablow
Bilden	Ganser	Loerch	Shorma
Bloom	Gengler	Lundene	Skaar
Borstad	Gietzen	Meschke	Solberg
Boustead	Giffey	Meyer	Stallman
Bowles	Gaspey	Miller	Staven
Bowman	Gronhovd	Mueller	Stenhjem
Breum	Gudajtes	Myhre	Strand
Brown	Hardmeyer	Obie	Streibel
Bruner	Harrison	Olafson	Tough
Burk	Hauf	Olienyk	Tweten
Christensen	Haugen	Olson	Unruh
Christopher	Haugland	Opedahl	Vogel
Coles	Hertz	Poling	Wagner
Collette	Hoffner	Powers, Barnes	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Dick	Johnson,	Reimers	Wentz
Dornacker	Barnes	Rieger	Wilkie
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker
	Krenz		

Those voting in the negative were:

Connolly	Davis	Hickle
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Absent and not voting:

Hilleboe	Montplaisir	Stockman	Williamson
Jungroth	Schoenwald	Whittlesey	

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "P-1"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

SECOND READING OF A SENATE BILL

Senate Bill No. 326. A Bill for an Act to create and establish the office of county supervisor of assessments, to prescribe the duties therefor and to provide for a tax levy; to provide for the appointment of township, village and city supervisor of assessments; to provide for equalization of property assessments; to amend and reenact sections 40-07-08, 40-14-04, 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-37, 57-03-01, 57-03-02, 57-13-04, 57-13-07, 57-13-08, 57-14-01, 57-14-02 and 57-14-05 of the North Dakota Century Code; to repeal sections 4-01-02, 4-01-03, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-21-04, 57-02-29, 57-02-32, 57-02-33, 57-02-34, 57-09-02, 57-09-04, 57-09-05, 57-09-06, 57-10-02, 57-10-03, 57-11-02, 57-11-03, 57-11-04, 57-11-05, 57-12-02, 57-12-04, 57-14-03, 57-31-01, 58-05-18, 61-20-05 and chapters 40-19 and 58-09 of the North Dakota Century Code and sections 11-10-02.2 and 57-12-06 of the 1963 Supplement to the North Dakota Century Code.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 428 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 61; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Giffey	Larsen	Sanstead
Anderson	Glaspay	Leer	Schoenwald
Backes	Hardmeyer	Linderman	Solberg
Bloom	Harrison	Lundene	Stenhjem
Bruner	Hauf	Meschke	Strand
Christensen	Haugland	Montplaisir	Tweten
Christopher	Hertz	Obie	Unruh
Dahlen	Hoffner	Opedahl	Whittlesey
Erickson, Ward	Ivesdal	Rieger	Wilkie
Gengler	Knudsen	Ruddy	Williamson
Gietzen	Kvasager	Rustan	Winge

Those voting in the negative were:

Belquist	Elkin	Lang	Rundle
Bergman	Erickson,	Larson	Schaffer
Bier	Mountrail	Loerch	Shablow
Bilden	Fossum	Meyer	Shorma
Borstad	Frank	Miller	Skaar
Boustead	Froeschle	Mueller	Stallman
Bowles	Ganser	Myhre	Staven
Bowman	Gronhovd	Olafson	Stockman
Brown	Gudajtes	Olienyk	Streibel
Coles	Haugen	Olson	Vogel
Collette	Hickle	Poling	Wagner
Connolly	Hilleboe	Powers, Barnes	Wastvedt
Davis	Johnson,	Powers, Cass	Welder
Dick	Barnes	Reimers	Wentz
Dornacker	Johnson, G. V.	Rivinius	Mr. Speaker
Duncan	Krenz	Rosendahl	

Absent and not voting:

Breum	Burk	Jungroth	Tough
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So the bill was declared lost.

Rep. Dornacker moved that the vote by which Senate Bill No. 326 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 38 and passed the bill by a vote of:

Ayes, 76; nays, 11; absent and not voting, 22.

Also on House Bill 518, vote:

Ayes, 89; nays, 1; absent and not voting, 19.

Also on House Bill No. 544, vote:

Ayes, 92; nays, 1; absent and not voting, 16.

Also on House Bill No. 653, vote:

Ayes, 97; nays, 5; absent and not voting, 7.

Also on House Bill No. 840, vote:

Ayes, 79; nays, 17; absent and not voting, 13.

Also on House Bill No. 926, vote:

Ayes, 65; nays, 42; absent and not voting, 2.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 4 - 5 - 10

Senate Bill No. 71 - 150 - 349

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 358

Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 530

House Bill No. 577

House Bill No. 568

House Bill No. 660

House Bill No. 717

House Bill No. 731

House Bill No. 776

House Bill No. 787

House Bill No. 789

House Bill No. 803

House Bill No. 834

House Bill No. 942

House Bill No. 944

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 107. A Bill for an Act to provide for a discount

of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1093 of the House Journal, the roll was called and there were: ayes, 42; nays, 64; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Davis	Johnson,	Rustan
Bier	Dick	Barnes	Schaffer
Bilden	Dornacker	Johnson, G. V.	Streibel
Boustead	Elkin	Knudsen	Tough
Bowman	Fossum	Lang	Tweten
Brown	Frank	Larsen	Unruh
Bruner	Ganser	Miller	Wagner
Christopher	Gudajtes	Olienyk	Wastvedt
Coles	Hardmeyer	Powers, Barnes	Welder
Collette	Haugland	Reimers	Wentz
Connolly	Hickle	Rundle	

Those voting in the negative were:

Anderson	Gietzen	Lundene	Sanstead
Backes	Giffey	Meschke	Schoenwald
Belquist	Glaspay	Meyer	Shablow
Bergman	Gronhovd	Montplaisir	Shorma
Bloom	Harrison	Mueller	Skaar
Borstad	Hauf	Myhre	Solberg
Bowles	Haugen	Obie	Stallman
Breum	Hertz	Olafson	Staven
Burk	Hoffner	Olson	Stenhjem
Christensen	Ivesdal	Opedahl	Stockman
Dahlen	Krenz	Poling	Strand
Duncan	Kvasager	Powers, Cass	Whittlesey
Erickson,	Larson	Rieger	Wilkie
Mountrail	Leer	Rivinius	Williamson
Erickson, Ward	Linderman	Rosendahl	Winge
Froeschle	Loerch	Ruddy	Mr. Speaker
Gengler			

Absent and not voting:

Hilleboe	Jungroth	Vogel
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So the bill was declared lost.

Rep. Rosendahl moved that the vote by which Senate Bill No. 107 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 42 has had the same under consideration and have been unable to agree and recommend that a new Conference Committee be appointed and that your present Conference Committee be discharged.

For the Senate:

Senator Kisse
Senator Nelson
Senator Weber

For the House:

Rep. Lundene
Rep. Opedahl
Rep. Davis

Rep. Lundene moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bill No. 42, and the committees having been unable to agree, the President appointed as a new Conference Committee, Senators:

Torgerson
Mutch
Rolfsrud

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 501

Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 501

In line 71 delete the figure "\$96,640.00" and insert in lieu thereof the figure "\$106,640.00"

In line 74 delete the figure "\$119,265.00" and insert in lieu thereof the figure "\$129,265.00"

In line 89 delete the figure "\$121,443.00" and insert in lieu thereof the figure "\$128,329.00"

In line 90 delete the figure "\$7,400.00" and insert in lieu thereof the figure "\$9,400.00"

In line 93 delete the figure "\$139,143.00" and insert in lieu thereof the figure "\$148,029.00"

In line 111 delete the figure "\$313,600.00" and insert in lieu thereof the figure "\$333,600.00"

In line 116 delete the figure "\$358,800.00" and insert in lieu thereof the figure "\$378,800.00"

In line 125 delete the figure "\$1,030,000.00" and insert in lieu thereof the figure "\$1,180,000.00"

In line 126 delete the figure "\$305,080.00" and insert in lieu thereof the figure "\$330,080.00"

In line 129 delete the figure "\$1,535,380.00" and insert in lieu thereof the figure "\$1,710,380.00"

In line 136 delete the figure "\$98,500.00" and insert in lieu thereof the figure "\$92,500.00"

Add a line 136A for "Supplies and materials for Governor's Mansion" with a figure of "\$6,000.00"

Add a line 137A for "Improvement Governor's Mansion — Intercom System, air conditioning and third furnace" at a figure of "\$12,000.00"

In line 141 delete the figure "\$1,204,274.97" and insert in lieu thereof the figure "\$1,216,274.97"

Add a line 159A for "Emergency Fees and Services, 39th Legislative Assembly" for "\$132,720.00"

Add a line 159B for "Pre-session Conference" at "\$25,600.00"

Add a line 159C for "Emergency Printing, 39th Legislative Assembly" for "\$32,000.00"

In line 161 delete the figure "\$474,150.00" and insert in lieu thereof the figure "\$664,470.00"

Between lines 180 and 181 insert the following language:

"Subdivision 22 is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Delete all of lines 181 through 185

In line 188 delete the figure "\$227,000.00" and insert in lieu thereof the figure "\$284,000.00"

In line 189 delete the figure "\$12,000.00" and insert in lieu thereof the figure "\$22,000.00"

In line 190 delete the figure "\$12,400.00" and insert in lieu thereof the figure "18,400.00"

In line 191 delete the figure "\$2,000.00" and insert in lieu thereof the figure "\$4,000.00"

In line 192 delete the figure "\$253,400.00" and insert in lieu thereof the figure "\$328,400.00"

In line 195 delete the figure "\$449,619.00" and insert in lieu thereof the figure "\$489,619.00"

In line 202 delete the figure "\$28,500,000.00" and insert in lieu thereof the figure "\$35,850,000.00"

In line 203 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$200,000.00"

In line 205 delete the figure "\$30,284,794.00" and insert in lieu thereof the figure "\$37,474,794.00"

In line 208 delete the figure "\$205,350.00" and insert in lieu thereof the figure "\$225,350.00"

In line 210 delete the figure "\$30,460.00" and insert in lieu thereof the figure "\$48,192.00"

In line 212 delete the figure "\$320,610.00" and insert in lieu thereof the figure "\$358,342.00"

In line 215 delete the figure "\$385,000.00" and insert in lieu thereof the figure "\$400,000.00"

In line 219 delete the figure "\$520,643.00" and insert in lieu thereof the figure "\$535,643.00"

In line 234 delete the figure "\$181,680.00" and insert in lieu thereof the figure "\$198,000.00"

In line 240 delete the figure "\$238,330.00" and insert in lieu thereof the figure "\$254,650.00"

In line 264 delete the figure "\$3,500.00" and insert in lieu thereof the figure "\$5,000.00"

In line 266 delete the figure "\$183,000.00" and insert in lieu thereof the figure "\$184,500.00"

Add a line 336A for "Deficiency" (to be made available immediately on passage and approval) for "\$5,000.00"

In line 337 delete the figure "\$30,000.00" and insert in lieu thereof the figure "\$35,000.00"

In line 387 delete the figure "\$43,000.00" and insert in lieu thereof the figure "55,000.00"

In line 390 delete the figure "\$68,800.00" and insert in lieu thereof the figure "\$80,800.00"

In line 395 delete the figure "\$41,574,514.27" and insert in lieu thereof the figure "\$49,330,272.27"

In line 406 after the word "items" insert the words "or subdivisions"

In line 71 delete the figure "\$106,640.00" and insert in lieu thereof the figure "\$130,640.00"

In line 72 delete the figure "\$12,625.00" and insert in lieu thereof the figure "\$18,625.00"

In line 74 delete the figure "\$129,265.00" and insert in lieu thereof the figure "\$159,265.00"

After the word "assembly" in line 159A add the following language "to be paid as provided by House Bill 891. This item of this

Act is hereby declared to be an emergency measure, and shall be in full force and effect from and after its approval.

In line 203 delete the figure "\$200,000.00" and insert in lieu thereof the figure "\$100,000.00"

In line 205 delete the figure "\$37,474,794.00" and insert in lieu thereof the figure "\$37,374,794.00"

In line 307 delete the figure "713,000.00" and insert in lieu thereof the figure "830,000.00"

In line 308 delete the figure "713,000.00" and insert in lieu thereof the figure "830,000.00"

In line 395 delete the figure "\$49,330,272.27" and insert in lieu thereof the figure "\$49,377,272.27"

In line 326 delete the figure "500,000.00" and insert in lieu thereof the figure "600,000.00"

In line 327 delete the figure "500,000.00" and insert in lieu thereof the figure "600,000.00"

Renumber the lines accordingly.

GERALD L. STAIR, Secretary

Speaker Link announced the following Representatives as a Conference Committee on Senate Bill No. 42, Representatives:

Lundene
Opedahl
Miller

Rep. Olson moved that the House reconsider the action by which the Conference Committee report on Senate Bill No. 167 was adopted, which motion prevailed.

Rep. Olson moved that the House reconsider the action by which Senate Bill No. 167 was passed, which motion prevailed.

Rep. Olson moved that the Speaker appoint a new Conference Committee to meet with a like committee from the Senate, on Senate Bill No. 167 and a new Conference Committee be appointed. The motion prevailed and the Speaker appointed as the Conference Committee, Representatives:

Olson
Hardmeyer
Hilleboe

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills Nos. 4, 5 and 10, and the President has appointed as a Conference Committee to act with a like committee from the House,

To act on Senate Bill No. 4, Senators:

Robinson
Beck
Bopp

To act on Senate Bill No. 5, Senators:

Kautzmann
Luick
Jurgensen

To act on Senate Bill No. 10, Senators:

Sorlie
Kelly
Thompson

GERALD L. STAIR, Secretary

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 726 has had the same under consideration and have

been unable to agree and recommend that a new Conference Committee be appointed and that your present Conference Committee be discharged.

For the Senate:

Senator Hernet
Senator Strinden
Senator Mahoney

For the House:

Rep. Burk
Rep. Bruem
Rep. Tough

Rep. Burk moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action on adopting the Conference Committee report on Senate Bill No. 167 and has appointed a new Conference Committee, Senators:

Ringsak
Strinden
Jurgensen

GERALD L. STAIR, Secretary

Speaker Link announced the following Representatives as members of Conference Committees to meet with like committees from the Senate:

On Senate Bill No. 167, Representatives:

Olson
Hardmeyer
Hilleboe

On Senate Bill No. 4, Representatives:

Solberg
Rosendahl
Haugland

On Senate Bill No. 5, Representatives:

Collette
Shorma
Mueller

On Senate Bill No. 10, Representatives:

Anderson
Poling
Wagner

On House Bill No. 726, Representatives:

Hauf
Breum
Tough

ELEVENTH ORDER OF BUSINESS

Rep. Belquist moved that the reading of the amendments to House Bill No. 945 be dispensed with, which motion prevailed.

Rep. Belquist moved that the House do concur in the Senate amendments to House Bill No. 945 on page 910 of the Senate Journal, which motion prevailed.

Rep. Belquist moved that the rules be suspended and House Bill No. 945 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 945. A Bill for an Act transferring the administration and control of the state hospital and Grafton state school for the feeble-minded to the mental health and retardation division and the state tuberculosis sanatorium to the state department of health; and to create and enact section 25-01-02.1, to amend and reenact sections 6-09-07, 15-52-03, 25-01-01, 25-01-02, 25-01-03,

25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-11, 25-01-12, 25-01-15, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-04-03, 25-04-04, 25-04-05, 25-04-06, 25-04-08, 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, section 25-05-20, 25-05-22, 25-05-23, 25-05-24, 25-05-25, 25-05-27, 25-05-30, 25-05-33, 25-05-34, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 25-09-11, 25-10-01, 25-10-02, 25-10-03, 26-24-08, 32-36-22, 32-36-33, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-09-04, 50-14-04, 54-23-01, 54-23-22, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of certain of the state's charitable institutions and other powers and duties of the board of administration, and to repeal chapters 12-57 and 23-08, sections 25-01-13, 25-05-04, 25-05-05, 54-23-16, and 54-23-21 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 910 of the Senate Journal, the roll was called and there were: ayes, 106; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Erickson, Ward	Lang	Rustan
Anderson	Fossum	Larsen	Sanstead
Backes	Frank	Larson	Schaffer
Belquist	Froeschle	Leer	Schoenwald
Bergman	Ganser	Linderman	Shablow
Bier	Gengler	Loerch	Shorma
Bloom	Gietzen	Lundene	Skaar
Borstad	Giffey	Meschke	Solberg
Boustead	Glaspey	Meyer	Staven
Bowles	Gronhovd	Miller	Stenhjem
Bowman	Gudajtes	Montplaisir	Stockman
Breum	Hardmeyer	Mueller	Strand
Brown	Harrison	Myhre	Streibel
Bruner	Hauf	Obie	Tough
Burk	Haugen	Olafson	Tweten
Christensen	Haugland	Olienyk	Unruh
Christopher	Hertz	Olson	Vogel
Coles	Hickle	Opedahl	Wagner
Collette	Hilleboe	Poling	Wastvedt
Connolly	Hoffner	Powers, Barnes	Welder
Dahlen	Ivesdal	Powers, Cass	Wentz
Davis	Johnson,	Reimers	Whittlesey
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Williamson
Duncan	Knudsen	Rosendahl	Winge
Elkin	Krenz	Ruddy	Mr. Speaker
Erickson,	Kvasager	Rundle	
Mountrail			

Those voting in the negative were:

Bilden

Absent and not voting:

Jungroth Stallman

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bills Nos. 926, 653 and 794 and House Concurrent Resolution "X".

The vote on House Bill No. 926:

Ayes, 45; nays, 0; absent and not voting, 4.

The vote on House Bill No. 653:

Ayes, 44; nays, 0; absent and not voting, 5.

The vote on House Bill No. 794:

Ayes, 33; nays, 15; absent and not voting, 1.

House Concurrent Resolution "X", adopted.

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 726

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills to whom was referred House Concurrent Resolution "F-2", to-wit:

A concurrent resolution urging the Governor of Alabama to recognize the needs and rights of the citizens of Alabama and to aid in the peaceful settlement of the disputes in Alabama.

Has had the same under consideration and recommends that the same be introduced.

REP. GIFFEY, Chairman

Rep. Streibel moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Giffey, Streibel, Hoffner, and Fossum (through the Delayed Bills Committee) introduced:

House Concurrent Resolution "F-2". A concurrent resolution urging the Governor of Alabama to recognize the needs and rights of the citizens of Alabama and to aid in the peaceful settlement of the disputes in Alabama.

Was read the first time.

Rep. Giffey moved that House Concurrent Resolution "F-2" be read in its entirety at this time, which motion prevailed.

Rep. Giffey moved that House Concurrent Resolution "F-2" be printed in the House Journal, and not as a bill, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "F-2"

Introduced by Committee on Delayed Bills

(Representatives Giffey, Streibel, Hoffner and Fossum)

A concurrent resolution urging the Governor of Alabama to recognize the needs and rights of the citizens of Alabama and to aid in the peaceful settlement of the disputes in Alabama.

1 WHEREAS, social and civil problems of

2 the citizens of Alabama have come to the attention of citizens of
3 all states of the United States and of other countries; and

4 WHEREAS, the unfavorable publicity

5 stemming from such turmoil is an undesirable reflection upon
5a the

6 citizens of all states and upon this great country; and

7 WHEREAS, the reputation of this country

8 for settling its civil problems through law, justice, and under-
9 standing is being undermined by the problems and happenings

9a in

10 Alabama;

11 NOW, THEREFORE, BE IT RESOLVED BY THE

12 HOUSE OF REPRESENTATIVES OF THE STATE OF

13 NORTH DAKOTA, THE SENATE CONCURRING THEREIN:
 14 That the Governor of Alabama be respectfully urged and
 15 requested to recognize the needs and rights of all its citizens
 16 and make every effort to peacefully settle the differences of
 17 all the citizens of Alabama; and
 18 BE IT FURTHER RESOLVED, that the
 19 Secretary of State be directed to forward a copy of this
 20 resolution to the Governor of Alabama and to the United States
 21 Attorney General.

ROLL CALL

Rep. Giffey moved that House Concurrent Resolution "F-2" be adopted at this time, which motion prevailed and the resolution was declared adopted on a roll call vote. There were: ayes, 96; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Anderson	Fossum	Lang	Ruddy
Belquist	Frank	Larsen	Rustan
Bergman	Froeschle	Larson	Sanstead
Bier	Ganser	Leer	Schoenwald
Bloom	Gengler	Linderman	Shablow
Borstad	Gietzen	Loerch	Skaar
Bowles	Giffey	Lundene	Solberg
Bowman	Glaspey	Meschke	Stallman
Breum	Gronhovd	Meyer	Staven
Brown	Gudajtes	Miller	Stenhjem
Bruner	Hardmeyer	Montplaisir	Stockman
Burk	Harrison	Mueller	Strand
Christensen	Hauf	Myhre	Streibel
Christopher	Haugen	Obie	Tough
Coles	Haugland	Olafson	Unruh
Collette	Hertz	Olson	Vogel
Connolly	Hickle	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Wentz
Dornacker	Johnson,	Powers, Cass	Whittlesey
Duncan	Barnes	Reimers	Wilkie
Elkin	Jungroth	Rieger	Williamson
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward	Kvasager		

Those voting in the negative were:

Aamoth	Dick	Olienyk	Schaffer
Bilden	Hilleboe	Rundle	Welder
Boustead	Johnson, G. V.		

Absent and not voting:

Backes	Shorma	Tweten
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So the resolution was declared adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 107 - 326

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 945

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Hauf moved that the House reconsider the action of which Senate Concurrent Resolution "GG" was indefinitely postponed, which motion prevailed.

Rep. Hauf moved that Senate Concurrent Resolution "GG" be amended as follows:

In Line 16 after the word "Assembly.", add the following language:

"Provided, however, that this work will be carried on only within the limitations of time, staff and Legislative Research Committee funds, it being further understood that the League of Municipalities shall cooperate to perform the study work under the supervision of the Legislative Research Committee."

And renumber the lines accordingly.

Rep. Hauf's motion prevailed.

Rep. Hauf moved that the rules be suspended and Senate Concurrent Resolution "GG" be considered properly reengrossed and placed on final passage, which motion prevailed.

Rep. Hauf moved that Senate Concurrent Resolution "GG" be adopted at this time, which motion prevailed and the resolution was declared adopted, on a voice vote.

SECOND READING OF HOUSE RESOLUTIONS

House Concurrent Resolution "M-1". A concurrent resolution urging the board of higher education, board of administration, and industrial commission to study and review printing operations of state institutions and industries.

Which had been read.

The question being on the final passage of the resolution, the question was put and declared passed.

So the resolution was declared adopted and the title was agreed to.

Rep. Harrison asked unanimous consent of the House to amend House Concurrent Resolution "E-2" by deleting lines 1 through 19 and part of line 20, reading "Now Therefore", which consent was denied.

House Concurrent Resolution "E-2". A concurrent resolution urging the Congress of the United States to propose an amendment to the Constitution of the United States, relating to apportionment.

Which had been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 71; nays, 38; absent and not voting, 0.

Those voting in the affirmative were:

Aamoth	Fossum	Leer	Shablow
Backes	Frank	Loerch	Shorma
Bergman	Ganser	Meyer	Solberg
Bier	Gietzen	Miller	Stallman
Bilden	Giffey	Mueller	Staven
Bloom	Glaspey	Myhre	Stenhjem
Bowman	Gronhovd	Obie	Strand
Breum	Gudajtes	Olafson	Streibel
Burk	Hickle	Olienyk	Tough
Christopher	Ivesdal	Olson	Twetten
Collette	Johnson,	Opedahl	Unruh
Connolly	Barnes	Poling	Vogel
Dahlen	Johnson, G. V.	Powers, Barnes	Wastvedt
Davis	Knudsen	Reimers	Welder
Dick	Krenz	Rieger	Wentz

Dornacker	Lang	Rivinius	Wilkie
Elkin	Larsen	Rundle	Winge
Erickson,	Larson	Schaffer	Mr. Speaker
Mountrail			

Those voting in the negative were:

Anderson	Erickson, Ward	Hoffner	Ruddy
Belquist	Froeschle	Jungroth	Rustan
Borstad	Gengler	Kvasager	Sanstead
Boustead	Hardmeyer	Linderman	Schoenwald
Bowles	Harrison	Lundene	Skaar
Brown	Hauf	Meschke	Stockman
Bruner	Haugen	Montplaisir	Wagner
Christensen	Haugland	Powers, Cass	Whittlesey
Coles	Hertz	Rosendahl	Williamson
Duncan	Hilleboe		

So the resolution was declared adopted and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:
Senate Concurrent Resolution "GG"
Which the House has amended.

DONNELL HAUGEN, Chief Clerk

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution "O" has had the same under consideration and have been unable to agree and recommend that a new Conference Committee be appointed and that your present Conference Committee be discharged.

For the Senate:

Senator Ringsak
Senator Forkner
Senator Reichert

For the House:

Rep. Meschke
Rep. Jungroth
Rep. Brown

Rep. Meschke moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 23 has had the same under consideration and recommends:

That the House recede from its amendments and concur in the Senate amendments.

For the Senate:

Senator Longmire
Senator Saumur
Senator Lashkowitz

For the House:

Rep. Anderson
Rep. Olson
Rep. Wagner

Rep. Anderson moved that the report be adopted, which motion prevailed.

Rep. Anderson moved that the rules be suspended and Senate Bill No. 23 be placed on final passage, which motion prevailed.

Senate Bill No. 23. A Bill for an Act to provide for payment of expenses to certain state officers, Judges of district court and supreme court judges, making an appropriation, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 76; nays, 21; absent and not voting, 12.

Those voting in the affirmative were:

Aamoth	Duncan	Knudsen	Rosendahl
Anderson	Erickson,	Krenz	Sanstead
Backes	Mountrail	Kvasager	Schoenwald
Bier	Erickson, Ward	Lang	Shorma
Bloom	Fossum	Larsen	Skaar
Borstad	Frank	Larson	Staven
Boustead	Froeschle	Linderman	Stenhjem
Bowles	Gietzen	Loerch	Stockman
Bowman	Giffey	Lundene	Strand
Breum	Gronhovd	Meschke	Streibel
Brown	Gudajtes	Miller	Tweten
Bruner	Harrison	Montplaisir	Unruh
Burk	Haugen	Olafson	Wagner
Christensen	Haugland	Olson	Wastvedt
Christopher	Hilleboe	Poling	Wentz
Coles	Hoffner	Powers, Barnes	Whittlesey
Collette	Ivesdal	Powers, Cass	Williamson
Connolly	Johnson,	Reimers	Winge
Dahlen	Barnes	Rieger	Mr. Speaker
Dornacker	Jungroth		

Those voting in the negative were:

Belquist	Glaspey	Meyer	Rustan
Bilden	Hardmeyer	Olienyk	Solberg
Davis	Hickle	Opedahl	Vogel
Dick	Johnson, G. V.	Rivinius	Welder
Elkin	Leer	Rundle	Wilkie
Gengler			

Absent and not voting:

Bergman	Hertz	Obie	Shablow
Ganser	Mueller	Ruddy	Stallman
Hauf	Myhre	Schaffer	Tough

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "F-2" - "M-1" - "E-2"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 71 and 150.

GERALD L. STAIR, Secretary

Rep. Giffey moved that the House recess to the Call of the Chair, which motion prevailed.

The House convened at the Call of the Chair.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Concurrent Resolution "O" and the committees having been unable to agree, the President appointed as a new Conference Committee, Senators:

Mutch
Dahlund
Reichert

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bill No. 349 and the President has appointed as a Conference Committee to act with a like committee from the House, Senators:

Roen
Longmire
Urdahl

GERALD L. STAIR, Secretary

EIGHTH ORDER OF BUSINESS

Rep. Bloom moved that the Speaker appoint a committee to meet with a like committee from the Senate on Senate Bill No. 349, which motion prevailed, and Speaker Link appointed as such committee, Representatives :

Bloom
Olafson
Larsen

STATE OF NORTH DAKOTA
Executive Office
Bismarck

(SEAL)

William L. Guy
Governor

March 11, 1965

Members of the House
Thirty-Ninth Legislative Assembly
House Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, March 10, 1965, I signed House Bill No. 620.
This bill has now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 794 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:
Senator Hernet
Senator George
Senator Weber

For the House:
Rep. Backes
Rep. Ivesdal
Rep. Whittlesey

Rep. Backes moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Morgan
Senator Ringsak
Senator Reichert

For the House:

Rep. Burk
Rep. Hoffner
Rep. Knudsen

Rep. Burk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 913 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:

Senator Lips
Senator Ringsak
Senator Sinner

For the House:

Rep. Rustan
Rep. Powers of Cass
Rep. Brown

Rep. Rustan moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 167 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In line 5, of the engrossed bill, after the word "ten" insert the words "thousand dollars for paraplegic disabled veterans, and four"

In line 9 insert triple parentheses before and after the word "a" and before the word "disabled" insert the words "any other"

And renumber the lines accordingly.

For the Senate:

Senator Ringsak
Senator Strinden
Senator Jurgenson

For the House:

Rep. Olson
Rep. Hardmeyer
Rep. Hilleboe

Rep. Olson moved that the report be adopted, which motion prevailed.

Rep. Olson moved that the rules be suspended and Senate Bill No. 167 be placed on final passage, which motion prevailed.

Senate Bill No. 167. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to disabled veteran's homestead general property assessment.

Which had 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, 96; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Aamoth	Erickson,	Knudsen	Ruddy
Anderson	Mountrail	Krenz	Rustan
Belquist	Fossum	Kvasager	Schaffer
Bier	Frank	Lang	Shablow
Bilden	Froeschle	Larsen	Shorma
Bloom	Ganser	Larson	Skaar
Borstad	Gengler	Leer	Solberg
Boustead	Gietzen	Linderman	Stallman
Bowles	Giffey	Loerch	Staven
Bowman	Gaspey	Lundene	Stenhjem
Breum	Gronhovd	Meyer	Stockman
Brown	Gudajtes	Miller	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Myhre	Tough
Christopher	Hauf	Obie	Tweten
Coles	Haugen	Olafson	Unruh
Collette	Haugland	Olienyk	Wagner
Connolly	Hertz	Olson	Wastvedt
Dahlen	Hickle	Opedahl	Welder
Davis	Hoffner	Poling	Wentz
Dick	Ivesdal	Powers, Cass	Whittlesey
Dornacker	Johnson,	Reimers	Wilkie
Duncan	Barnes	Rieger	Winge
Elkin	Johnson, G. V.	Rivinius	Mr. Speaker
	Jungroth	Rosendahl	

Absent and not voting:

Backes	Hilleboe	Powers, Barnes	Schoenwald
Bergman	Meschke	Rundle	Vogel
Christensen	Montplaisir	Sanstead	Williamson
Erickson, Ward			

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 179 has had the same under consideration and recommends:

That the House recede from its amendments and the bill be further amended as follows:

In line 15 after the word "zoning" delete the comma and the words "provided that all"

Delete line 16

In line 17 delete the words "of the county commissioners"

Renumber the lines accordingly.

And when so amended recommends that the same do pass.

For the Senate:

Senator Lips
 Senator Redlin
 Senator Lashkowitz

For the House:

Rep. Hardmeyer
 Rep. Stenhjem
 Rep. Haugland

Rep. Hardmeyer moved that the report be adopted.

Rep. Stockman moved a substitute motion that Senate Bill No. 179 be laid on the table, which motion lost on a roll call vote as follows:

ROLL CALL

The roll was called and there were: ayes, 45; nays, 58; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Shablow
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Backes	Frank	Linderman	Stockman
Belquist	Froeschle	Olafson	Streibel
Bier	Ganser	Opedahl	Tough
Bilden	Gudajtes	Poling	Tweten
Breum	Harrison	Powers, Barnes	Unruh
Burk	Haugland	Powers, Cass	Wastvedt
Connolly	Hickle	Reimers	Welder
Davis	Johnson,	Rundle	Wentz
Dornacker	Barnes	Rustan	Whittlesey
Duncan	Johnson, G. V.	Schaffer	Williamson
Erickson, Ward	Jungroth		

Those voting in the negative were:

Anderson	Erickson,	Larson	Ruddy
Bergman	Mountrail	Leer	Sanstead
Bloom	Gengler	Loerch	Schoenwald
Borstad	Gietzen	Lundene	Shorma
Bowles	Giffey	Meyer	Skaar
Bowman	Glaspey	Miller	Solberg
Brown	Gronhovd	Montplaisir	Stallman
Bruner	Hardmeyer	Mueller	Staven
Christensen	Hertz	Myhre	Stenhjem
Christopher	Hoffner	Obie	Strand
Coles	Ivesdal	Olienyk	Wagner
Collette	Knudsen	Olson	Wilkie
Dahlen	Krenz	Rieger	Winge
Dick	Kvasager	Rivinius	Mr. Speaker
Elkin	Lang	Rosendahl	

Absent and not voting:

Boustead	Haugen	Meschke	Vogel
Hauf	Hilleboe		

The question was now on the original motion of Rep. Hardmeyer that the report of the Conference Committee be adopted, which motion prevailed.

Rep. Hardmeyer moved that the rules be suspended and Senate Bill No. 179 be considered properly reengrossed and placed on final passage, which motion prevailed.

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

Which had been read.

The question being on the final passage of the bill, as amended, by the Senate and further amended by the Conference Committee, Rep. Tweten moved that Senate Bill No. 179 be indefinitely postponed, which motion prevailed on a roll call vote as follows:

ROLL CALL

The roll was called and there were: ayes, 68; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Fossum	Larsen	Rundle
Belquist	Frank	Larson	Rustan
Bier	Froeschle	Linderman	Sanstead
Bilden	Ganser	Meschke	Schaffer
Borstad	Gronhovd	Miller	Shablow
Bowles	Gudajtes	Montplaisir	Shorma
Bowman	Harrison	Mueller	Skaar
Breum	Haugen	Myhre	Stallman
Brown	Haugland	Olafson	Stockman
Burk	Hickle	Olson	Streibel
Collette	Johnson,	Opedahl	Tough
Connolly	Barnes	Poling	Tweten
Dahlen	Johnson, G. V.	Powers, Barnes	Wastvedt
Davis	Jungroth	Powers, Cass	Welder
Duncan	Knudsen	Reimers	Wentz

Erickson,	Krenz	Rivinius	Whittlesey
Mountrail	Kvasager	Rosendahl	Williamson
Erickson, Ward	Lang		

Those voting in the negative were:

Anderson	Elkin	Leer	Solberg
Bergman	Gengler	Loerch	Staven
Bloom	Gietzen	Lundene	Stenhjem
Boustead	Giffey	Meyer	Strand
Bruner	Glaspey	Obie	Unruh
Christensen	Hardmeyer	Olienyk	Wagner
Christopher	Hauf	Rieger	Wilkie
Coles	Hertz	Ruddy	Winge
Dick	Hoffner	Schoenwald	Mr. Speaker
Dornacker	Ivesdal		

• Absent and not voting:

Backes	Hilleboe	Vogel
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So the Senate Bill No. 179 was indefinitely postponed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 80 - 287 - 321

Senate Bill No. 331 - 338 - 363

Senate Concurrent Resolution "U"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 671 has had the same under consideration and recommends:

That the House concur with the Senate amendments and that the bill be further amended as follows:

In line 200 of the Engrossed Bill after the words "three months," insert the following words "provided, however, that the tax commissioner shall have authority to prescribe monthly returns upon the request of the licensee distributor and such returns accompanied with any remittance which might be due shall be filed before the tenth day of the month following the month for which the returns are filed;"

In line 435 of the Engrossed Bill after the word "paid." insert the following words "The tax commissioner shall, however, have authority to prescribe monthly returns upon the request of the licensee distributor and such returns accompanied with remittance shall be filed before the tenth day of the month following the month for which the returns are filed."

In line 437 of the Engrossed Bill after the word "required" insert the words "or permitted"

In line 440 of the Engrossed Bill after the word "the" insert the words "portion of the"

For the Senate:

Senator Kisse
Senator Torgerson
Senator Mahoney

For the House:

Rep. Welder
Rep. Bruner
Rep. Opedahl

Rep. Bruner moved that the report be adopted, which motion prevailed.

Rep. Bruner moved that the rules be suspended and House Bill No. 671 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 671. A Bill for an Act to provide for an excise tax on the wholesale price of snuff and to amend and reenact sections 57-36-01, 57-36-02, 57-36-06, 57-36-07, 57-36-08, 57-36-09, 57-36-11, 57-36-12, 57-36-13, 57-36-14, 57-36-17, 57-36-20, 57-36-24, 57-36-25 and 57-36-26 of the North Dakota Century Code; to create and enact sections 57-36-09.1, 57-36-09.2, 57-36-27, 57-36-28, 57-36-29, 57-36-30, and 57-36-31 of the North Dakota Century Code; to repeal sections 57-36-15, 57-36-16, 57-36-22, and 57-36-23 of the North Dakota Century Code; all of which sections relate to excise taxes imposed with respect to the sale or use of cigarettes and snuff; to the licensing of dealers therein and distributors thereof, and to the administration of the provisions relating to such tax impositions and licensing.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate and further amended by the Conference Committee, the roll was called and there were: ayes, 95; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Aamoth	Erickson,	Larsen	Sanstead
Anderson	Mountrail	Larson	Schaffer
Backes	Erickson, Ward	Leer	Shablow
Belquist	Fossum	Linderman	Shorma
Bier	Froeschle	Lundene	Skaar
Bilden	Gengler	Meyer	Solberg
Bloom	Giffey	Miller	Stallman
Borstad	Glaspey	Montplaisir	Staven
Boustead	Gronhovd	Mueller	Stenhjem
Bowles	Gudajtes	Myhre	Stockman
Bowman	Hardmeyer	Obie	Strand
Breum	Harrison	Olafson	Streibel
Brown	Hauf	Olienyk	Tough
Bruner	Haugen	Olson	Tweten
Burk	Hertz	Opedahl	Unruh
Christopher	Hickle	Poling	Wagner
Coles	Hoffner	Powers, Barnes	Wastvedt
Collette	Ivesdal	Powers, Cass	Welder
Connolly	Johnson,	Reimers	Wentz
Dahlen	Barnes	Rieger	Whittlesey
Davis	Johnson, G. V.	Rivinius	Wilkie
Dick	Knudsen	Rosendahl	Williamson
Dornacker	Krenz	Rundle	Winge
Duncan	Lang	Rustan	Mr. Speaker
Elkin			

Those voting in the negative were:

Bergman	Ganser	Ruddy	Schoenwald
Frank	Gietzen		

Absent and not voting:

Christensen	Hilleboe	Kvasager	Meschke
Haugland	Jungroth	Loerch	Vogel

So the bill passed and the title was agreed to.

Rep. Christensen moved that the reading of the amendments to House Concurrent Resolution "X" be dispensed with.

Rep. Rustan moved a substitute motion that the amendments to House Concurrent Resolution "X" be read, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Concurrent Resolution "X" has had the same under consideration and recommends:

The Senate recedes from its amendments and the resolution be further amended as follows:

Strike everything after the phrase "BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:" and insert in lieu thereof:

"WHEREAS, there has been introduced in the United States House of Representatives and the United States Senate bills authorizing the construction of a road linking the three units of the Theodore Roosevelt National Memorial Park; and

WHEREAS, the construction of this road for the conservation of our endowed beauty in its natural state is to foster for future generations as much of America as we can, in the same state that our earliest generation saw it and grew to love it; and

WHEREAS, the construction of this road would improve the opportunity for the touring public to enjoy the scenic beauty of the North Dakota Badlands; will facilitate enjoyment of the Theodore Roosevelt National Memorial Park by those visiting the area; will provide increased income from a growing tourist trade; and will be a convenience in the future of the ranchers living in the Little Missouri River Badlands; and

WHEREAS, the rugged beauty of this area sustained the frail Theodore Roosevelt, turning the sickly and grieving guest into a North Dakota citizen and a titan among men; and

WHEREAS, the preservation of our beauty is not without reward to our citizens in the form of increased income from a growing tourist trade; and

WHEREAS, it seems in the best interest of the state of North Dakota to preserve the state's livestock industry rather than severely disrupt that industry; and

WHEREAS, this legislative assembly recommends that grazing along such a scenic Badlands road be in accordance with section 36-11-07 of the North Dakota Century Code as amended; and

WHEREAS, it seems in the best interests of all concerned to obtain the desired expansion of tourism with the least possible adverse effect on the established agricultural economy of North Dakota; and

WHEREAS, the state of North Dakota will not have to expend one dollar for the construction of this scenic road nor for the maintenance of the road after construction; and

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That this Legislative Assembly does support the construction of a scenic Badlands road connecting the three units of the Theodore Roosevelt National Memorial Park by the United States Government; and

BE IT FURTHER RESOLVED, that this legislative assembly urges that the scenic Badlands road shall utilize to the fullest extent possible the lands presently owned by the United States Forest Service and the United States Park Service so as to cause a minimum inconvenience and loss to the ranches that will be affected by the scenic Badlands road.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the President of the United States, the Speaker of the House of Representatives, the President of the United States Senate, the Secretary of Interior, the Public Roads Administrator of the

Bureau of Public Roads, the Director of the United States Forestry Service, the Director of the United States Park Service, and each member of the North Dakota congressional delegation."

For the Senate:

Senator Morgan
Senator Ringsak
Senator Ecker

For the House:

Rep. Christensen
Rep. Gronhovd
Rep. Davis

Rep. Christensen moved that the report be adopted, which motion prevailed.

Rep. Christensen moved that the rules be suspended and House Concurrent Resolution "X" be placed on final passage, which motion prevailed.

House Concurrent Resolution "X". A concurrent resolution urging the construction of a scenic badlands road connecting the units of the Theodore Roosevelt National Memorial Park.

Which had been read.

The question being on the final passage of the resolution, as amended by the Conference Committee, the question was put by the Speaker and declared carried.

So the resolution was declared adopted and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 360 of the Senate Journal and page 1205 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aamoth	Fossum	Lang	Rustan
Anderson	Frank	Larsen	Sanstead
Backes	Froeschle	Larson	Schaffer
Belquist	Ganser	Leer	Schoenwald
Bergman	Gengler	Linderman	Shablow
Bier	Gietzen	Loerch	Shorma
Bilden	Giffey	Lundene	Skaar
Bloom	Glaspey	Meschke	Solberg
Borstad	Gronhovd	Meyer	Stallman
Boustead	Gudajtes	Miller	Staven
Bowles	Hardmeyer	Montplaisir	Stenhjem
Bowman	Harrison	Mueller	Stockman
Brown	Hauf	Myhre	Strand
Bruner	Haugen	Obie	Streibel
Christopher	Haugland	Olafson	Tough
Coles	Hertz	Olienyk	Tweten
Collette	Hickle	Olson	Unruh
Connolly	Hilleboe	Opedahl	Wagner
Dahlen	Hoffner	Poling	Wastvedt
Davis	Ivesdal	Powers, Barnes	Welder
Dick	Johnson,	Powers, Cass	Wentz
Dornacker	Barnes	Reimers	Whittlesey
Duncan	Johnson, G. V.	Rieger	Wilkie
Elkin	Jungroth	Rivinius	Williamson

Erickson,	Knudsen	Rosendahl	Winge
Mountrail	Krenz	Ruddy	Mr. Speaker
Erickson, Ward	Kvasager	Rundle	
Absent and not voting:			
Breum	Burk	Christensen	Vogel

So the bill passed and the title was agreed to.

REMARKS BY REPRESENTATIVE OTTO HAUF, D-MAX,
CONCERNING HIGHER EDUCATION

These comments concerning proposed recommendations in the area of institutions of higher learning are based upon experience and are supported by estimates accumulated from past and present legislative assemblies. Briefly, the main points of consideration are:

1. Appointment of a Director of Higher Education;
2. Proposals that cities having Universities and Colleges absorb the costs of special assessments;
3. Reducing the number of institutions of higher learning;
4. A uniform school year;
5. A suggestion that members of the legislative assembly who reside in cities having institutions of higher learning be excluded from the Appropriations Committee.

The need for a separate Director of Higher Education is becoming more apparent every day. Any legislator who has served on either the State Budget Board or the House Education or Appropriations Committees is, I am sure, well aware of the absolute need for better coordination between the institutions of higher learning and a better understanding between these institutions and the legislature.

Each institution continually demands additional buildings or replacement buildings at costs running into the millions of dollars. I can agree that new buildings for higher education are needed at the present time and will be needed in the future.

But to insure that we, the legislature, have better control calls for a well-planned and organized approach to a building program — one not based or determined from one legislative session to the next, but one that is based on a long-range priority program.

We need to further insure that there will be no duplication in some areas of study and training. All this could fall in the province of a Director of Higher Education.

A further improvement would be noted if we would standardize the budgets and the presentation of the higher education budgets to the Appropriations Committee so that they would provide us with a more detailed financial report.

This would make it possible for us to work with a simpler and more clearly defined budget report, and eliminate the task, in the short period of sixty days, of having to spend considerable time trying to interpret the many areas of generalities within the budget reports of each institution of higher learning.

In regard to previous assessments, I have long felt that they should be absorbed by the cities in which our colleges and universities are located.

We have had the Chambers of Commerce from the cities where these schools are located testify before the Appropriations Committee on the needs for more money, salaries and so on. But not one of these cities is willing to assess themselves extra mill levies to offset even special assessments.

The advantage and the boost to the economy of the cities having these schools is immeasurable. Their children are right there.

The cost to these people of sending their children to these schools is considerably less than to parents of students in other parts of the state.

It is the students that come from outside of these cities, in the most part, who pay for building new dormitories and some buildings. Once they are paid for they belong to the state.

What about the large teaching staffs? And the large enrollments? All the payroll and spending done by these groups is spent in the cities having the schools.

Cities having Junior Colleges pay at least 4 mills for the schools because they know the money they will save by having their children go to these schools for at least two years. They are also well aware of what such a school does to the economy of their towns.

I think that the same people who plead for these colleges could use some good judgment and be willing to help.

There should also be further consideration given to reducing the number of institutions of higher learning. It is becoming more and more evident each day that we cannot adequately support the number we have now.

I would like to remind you of the recommendations made by the State Board of Higher Education concerning the closing of Ellendale State College.

I agree wholeheartedly with their recommendations and am at a loss to understand why we have not followed through on it. I feel we could even further reduce the number of institutions to perhaps five or six.

I can also see the need for greater uniformity in the make-up of our school year at the various institutions of higher learning. As they now stand we have some who go by quarters and others who use the semester system.

Such a system creates a great many difficulties with students who wish to transfer from one school to another, and for visiting professors. If the years were consistent we would be able to have professors who specialize in certain areas visit other schools. Such things as overall planning, purchases, and many other administrative facets of higher education would be greatly simplified by a uniform school year.

And lastly, I don't feel that legislators who reside in cities who have such schools should be allowed to sit on the Appropriations Committee. Or even those who represent a district in which such a school rests.

It places such legislators in an unfair position. They are subjected to extreme pressures from constituents back home concerning their own particular school that they find it difficult to keep an open mind concerning the needs of education across the whole state.

I feel that by excluding them from the Appropriations Committee they would be free from outside pressure groups and would be able to work in a better fashion for our state's education, although in an indirect manner.

Rep. Otto Hauf

SECOND READING OF A SENATE BILL

Senate Bill No. 2. A Bill for an Act making an appropriation for the general operation, maintenance, and improvements of the extension division and experiment stations of North Dakota State University of Agriculture and Applied Science.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended, page 436 of the Senate Journal and 1205 of the House Journal, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Aarnoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stenhjem
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Christensen	Hauf	Obie	Tough
Christopher	Haugen	Olafson	Tweten
Coles	Haugland	Olienyk	Unruh
Collette	Hertz	Olson	Wagner
Connolly	Hickle	Opedahl	Wastvedt
Dahlen	Hilleboe	Poling	Welder
Davis	Hoffner	Powers, Barnes	Wentz
Dick	Johnson, G. V.	Powers, Cass	Whittlesey
Dornacker	Johnson,	Reimers	Wilkie
Duncan	Barnes	Rieger	Williamson
Elkin	Jungroth	Rosendahl	Winge
	Knudsen	Ruddy	Mr. Speaker
Absent and not voting:			
Burk	Ivesdal	Rivinius	Vogel

So the bill passed and the title was agreed to.

Rep. Giffey moved that the House recess to the Call of the Chair, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Bismarck, March 5, 1965

The House reconvened at the Call of the Chair.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 1 - 2

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 6, 1965

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:

Solberg
Rosendahl
Haugland on Senate Bill No. 4

Representatives:

Collette
Shorma
Mueller on Senate Bill No. 5

Representatives:

Anderson
Poling
Wagner on Senate Bill No. 10

Representatives:

Lundene
Opedahl
Miller on Senate Bill No. 42

Representatives:

Olson
Hardmeyer
Hilleboe on Senate Bill No. 167

Representatives:

Bloom
Olafson
Larsen of Grand Forks on Senate Bill No. 349

Representatives:

Meschke
Borstad
Brown on Senate Concurrent Resolution "O"

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 671 and passed the bill by a vote of:

Ayes, 95; nays, 6; absent and not voting, 8.

Also on House Bill No. 913, no vote required.

Also on House Concurrent Resolution "X", adopted by voice vote.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 23 and passed the bill by a vote of:

Ayes, 76; nays, 21; absent and not voting, 12.

Also on Senate Bill No. 167, vote:

Ayes, 96; nays, 0; absent and not voting, 13.

Also on Senate Concurrent Resolution "A", no vote required.

Also on Senate Bill No. 179, and indefinitely postponed the bill by a vote of:

Ayes, 68; nays, 38; absent and not voting, 3.

DONNELL HAUGEN, Chief Clerk

EIGHTH ORDER OF BUSINESS

Rep. Burk moved that the House accede to the request of the Senate for the return of House Bill No. 726 to that body, which motion prevailed.

Speaker Link announced the appointment of a Conference Committee to meet with a like committee from the Senate on Senate Concurrent Resolution "O" as follows, Representatives:

Meschke
Borstad
Brown

On Senate Bill No. 1, Representatives:

Solberg
Hauf
Mueller

On Senate Bill No. 2, Representatives:

Solberg
Hauf
Reimers

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 300 has had the same under consideration and recommends that the Senate concur in the House amendments except in line 58, and recommends further the following amendments:

In line 187 delete the word "thirty" and insert in lieu thereof the word "fifty"

For the Senate:

Senator Forkner
Senator Trenbeath
Senator Sinner

For the House:

Rep. Hertz
Rep. Gengler
Rep. Unruh

Rep. Hertz moved that the report be adopted, which motion prevailed.

Rep. Hertz moved that the rules be suspended and Senate Bill No. 300 be considered properly re-engrossed and placed on final passage, which motion prevailed.

Senate Bill No. 300. A Bill for an Act to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-15, and 34-06-16 of the North Dakota Century Code, providing minimum wages for all employees, under regulations affecting minimum wages; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical or mental condition, or experience and training; and making an appropriation therefor.

Which had 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, 93; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Anderson	Erickson,	Krenz	Rustan
Backes	Mountrail	Lang	Sanstead
Bier	Fossum	Larsen	Schaffer
Bilden	Frank	Larson	Schoenwald
Bloom	Froeschle	Leer	Shorma
Borstad	Ganser	Linderman	Skaar
Boustead	Gengler	Loerch	Solberg
Bowles	Gietzen	Lundene	Stallman
Bowman	Giffey	Meschke	Staven
Breum	Glaspey	Meyer	Stenhjem
Brown	Hardmeyer	Miller	Strand
Bruner	Harrison	Montplaisir	Streibel
Burk	Hauf	Mueller	Tough
Christensen	Haugen	Myhre	Tweten
Christopher	Haugland	Olafson	Unruh
Coles	Hertz	Olienyk	Vogel
Collette	Hickle	Olson	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Cass	Welder
Davis	Johnson,	Reimers	Wentz
Dick	Barnes	Rieger	Wilkie
Dornacker	Johnson, G. V.	Rivinius	Winge
Duncan	Jungroth	Rosendahl	Mr. Speaker
Elkin	Knudsen	Rundle	

Absent and not voting:

Aamoth	Gronhovd	Obie	Shablow
Belquist	Gudajtes	Opedahl	Stockman
Bergman	Hilleboe	Powers, Barnes	Whittlesey
Erickson, Ward	Kvasager	Ruddy	Williamson

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Concurrent Resolution "A".

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate indefinitely postponed Senate Bill No. 116.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills Nos. 1 and 2 and the President has appointed as a Conference Committee to act with a like committee from the House,

To act on Senate Bill No. 1, Senators:

Luick
Sorlie
Van Horn

To act on Senate Bill No. 2, Senators:

Luick
Sorlie
Van Horn

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Concurrent Resolution "G-G".

GERALD L. STAIR, Secretary

ELEVENTH ORDER OF BUSINESS

Rep. Solberg moved that the reading of the amendments to House Bill No. 501 be dispensed with, which motion prevailed.

Rep. Solberg moved that the House do not concur in the Senate amendments to House Bill No. 501, page 1394 of the House Journal, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Anderson
Linderman
Wagner

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 836
House Concurrent Resolution "Z"
Which the Senate has amended.

AMENDMENTS TO HOUSE BILL No. 836

In line 14, delete the words "two-thirds" and insert in lieu thereof the words "sixty per cent"

In line 19, delete the word "majority" and insert in lieu thereof the words "sixty per cent".

In line 29 delete the word "seven" and insert in lieu thereof the word "six"

Following the last line of the bill, insert the following new section:

"SECTION 8. VALIDATION OF INCREASED DEBT LIMITS.) The amendments contained in this Act shall not in any way invalidate any increased limit of bonded indebtedness that may have been approved by the electorate of any municipality or political subdivision prior to the effective date of this Act."

And number the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION "Z"

In line 14, delete the words "two-thirds" and insert in lieu thereof the words "sixty per cent"

In line 4 delete the words "primary election in June, 1966," and insert in lieu thereof the words "first statewide election held following the passage of this resolution"

In line 17 delete the word "seven" and insert in lieu thereof the word "six"

In line 16 delete the word "majority" and insert in lieu thereof the words "sixty per cent"

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E-2"

Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 539 - 618 - 623 - 654

House Bill No. 684 - 700 - 701 - 705

House Bill No. 714 - 715 - 716 - 763

House Bill No. 773 - 777 - 779 - 807

House Bill No. 811 - 813 - 832 - 854

House Bill No. 856 - 857 - 888 - 900

House Bill No. 908 - 918 - 927 - 940

House Bill No. 943 - 947

House Concurrent Resolution "B" - "H" - "Z-1"

Which the President has signed.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 12 - 44 - 57 - 130

Senate Bill No. 158 - 163 - 212 - 215

Senate Bill No. 266 - 270 - 271 - 283 - 305 - 322

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

House Bill No. 726

Which the Senate requested.

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 5, 1965

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:

Solberg

Hauf

Mueller on Senate Bill No. 1

Representatives:

Solberg

Hauf

Reimers on Senate Bill No. 2

DONNELL HAUGEN, Chief Clerk

House Chamber
Bismarck, March 6, 1965

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:

Anderson
Linderman
Wagner

DONNELL HAUGEN, Chief Clerk
House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 300 and passed the bill by a vote of:

Ayes, 93; nays, 0; absent and not voting, 16.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE SECRETARY OF STATE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "B" - "H" - "Z-1"

Were delivered to the Secretary of State for his approval at the hour of 11:45 o'clock, March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 539 - 618 - 623 - 654

House Bill No. 684 - 700 - 701 - 705

House Bill No. 714 - 715 - 716 - 763

House Bill No. 773 - 777 - 779 - 807

House Bill No. 811 - 813 - 832 - 854

House Bill No. 856 - 857 - 888 - 900

House Bill No. 908 - 918 - 927

House Bill No. 940 - 943 - 947

Were delivered to the Governor for his approval at the hour of 11:00 o'clock, March 6, 1965.

REP. SHABLOW, Chairman

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

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:

Lips
Saumur
Thompson

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Kelly to replace Senator Kautzmann to serve on the Conference Committee on Senate Bill No. 5.

GERALD L. STAIR, Secretary

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-

eighth day after recess and fifty-ninth day and recommended that the same be corrected as follows:

Page 1162, line 35, change "78" to "76"

And when so corrected recommend that the same be approved.

REP. OPEDAHL, Chairman

Rep. Shorma moved that the report be adopted, which motion prevailed.

Rep. Giffey moved the absent members be excused, which motion prevailed.

Rep. Giffey moved that the House now stand adjourned, which motion prevailed.

DONNELL HAUGEN, Chief Clerk

SIXTIETH DAY

Bismarck, March 5, 1965

The House reconvened at 2:00 p.m., with Speaker Link presiding.

Prayer was offered by Rev. A. E. Smith, St. Georges Episcopal Church, Bismarck, N. Dak.

Rep. Miller requested that the prayer given by Rector Smith be printed in the House Journal, which request was granted.

Rector Smith:

"The late Thomas Hall, Secretary of State for many years in North Dakota, was an intimate friend of Rector A. E. Smith, today's chaplain. Some 20 years ago when this chaplain first came to Bismarck, Mr. Hall had sent to him a copy of the prayers which had been said during the 1941 Session of Congress. Today's prayer was the prayer used at the closing session in 1941.

"Almighty God, Creator of all things visible and invisible, who art without beginning or end of days; into Thy holy keeping we commit ourselves as the sum of our endeavors in this momentous period of our state's history is about to be completed. Do Thou bless and strengthen all that has been ably done. Pardon whatever has been left undone or done amiss and grant, that we may learn wisdom from the past and find the comfort of Thy leading in the future. As we review the past we find no uniformity in days, for Thou didst touch some of them with shadow, allowing others to pass all shimmering with laughter, till, like the sea wave chased by cloud and sun, they broke in foam to pass away in the music of a sign along time's beaten sand. So teach us, O God, to number our days that we may apply our hearts unto wisdom. Through Jesus Christ Our Lord. Amen."

Roll call: All members present.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:

Senator Luick
Senator Sorlie
Senator Van Horn

For the House:

Rep. Solberg
Rep. Hauf
Rep. Mueller

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:
 Senator Luick
 Senator Sorlie
 Senator Van Horn

For the House:
 Rep. Solberg
 Rep. Hauf
 Rep. Reimers

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 5 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:
 Senator Kelly
 Senator Luick
 Senator Jurgensen

For the House:
 Rep. Collette
 Rep. Shorma
 Rep. Mueller

Rep. Collette moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 10 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 10 be amended as follows:

In line 3 of the engrossed bill, delete the sum \$12,700,000.00 and in lieu thereof insert the the \$12,900,000.00

In line 17, delete the sum \$11,200,000.00 and in lieu thereof insert the sum \$11,400,000.00

In line 22, delete the sum \$12,700,000.00 and in lieu thereof insert the sum \$12,900,000.00

For the Senate:
 Senator Sorlie
 Senator Kelly
 Senator Thompson

For the House:
 Rep. Anderson
 Rep. Poling
 Rep. Wagner

Rep. Anderson moved that the report be adopted, which motion prevailed.

Rep. Anderson moved that the rules be suspended and Senate Bill No. 10 be placed on final passage, which motion prevailed.

Senate Bill No. 10. A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all of the programs above mentioned.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 103, nays, 1 absent and not voting, 5.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Backes	Erickson, Ward	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Skaar
Borstad	Giffey	Lundene	Solberg
Boustead	Glaspay	Meschke	Stallman
Bowles	Gronhovd	Meyer	Staven
Bowman	Gudajtes	Miller	Stenhjem
Breum	Hardmeyer	Montplaisir	Strand
Brown	Harrison	Mueller	Streibel
Bruner	Hauf	Myhre	Tough
Burk	Haugen	Obie	Tweten
Christensen	Haugland	Olafson	Unruh
Christopher	Hertz	Olienyk	Vogel
Coles	Hickle	Olson	Wagner
Collette	Hoffner	Opedahl	Wastvedt
Cannolly	Ivesdal	Poling	Welder
Dahlen	Johnson,	Powers, Barnes	Wentz
Davis	Barnes	Powers, Cass	Wilkie
Dick	Johnson, G. V.	Reimers	Williamson
Dornacker	Jungroth	Rieger	Winge
Duncan	Knudsen	Rivinius	Mr. Speaker
Elkin			

Those voting in the negative were:

Shorma

Absent and not voting:

Froeschle	Rosendahl	Stockman	Whittlesey
Hilleboe			

So the bill passed and the title was agreed to.

Rep. Backes moved that the House do not concur in the Senate amendments to House Bill No. 836 and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Backes
Meschke
Bilden

Rep. Backes moved that the House do not concur in the Senate amendments to House Concurrent Resolution "Z" and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Backes
Meschke
Bilden

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 349 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 349 be amended as follows:

In line 21 of the engrossed bill, delete the words "not become effective unless and"

Delete all of lines 22 through 25 inclusive and insert in lieu thereof the following language: "become effective only in the event that Senate Bill No. 358 of the Thirty-ninth Legislative Assembly is not enacted into law or in the event that the provisions of Senate Bill

No. 358 are ruled invalid by the Supreme Court of the state of North Dakota."

And renumber the lines accordingly.

For the Senate:

Senator Roen
Senator Longmire
Senator Urdahl

For the House:

Rep. Bloom
Rep. Larsen
Rep. Olafson

Rep. Bloom moved that the report be adopted, which motion prevailed.

ELEVENTH ORDER OF BUSINESS

Rep. Bloom moved that the rules be suspended and Senate Bill No. 349 be placed on final passage, which motion prevailed.

Senate Bill No. 349. A Bill for an Act making an appropriation to the board of higher education for the purpose of matching federal funds in the construction and equipping of building at state institutions of higher education and providing an effective date.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 100; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Belquist	Erickson, Ward	Lang	Sanstead
Bergman	Fossum	Larsen	Schaffer
Bier	Frank	Larson	Schoenwald
Bilden	Ganser	Leer	Shablow
Bloom	Gengler	Linderman	Shorma
Borstad	Gietzen	Loerch	Skaar
Bowles	Giffey	Lundene	Stallman
Bowman	Glaspay	Meyer	Staven
Breum	Gronhovd	Miller	Stenhjem
Brown	Gudajtes	Montplaisir	Strand
Bruner	Hardmeyer	Mueller	Streibel
Burk	Harrison	Obie	Tough
Christensen	Hauf	Olafson	Tweten
Christopher	Haugen	Olienyk	Unruh
Coles	Haugland	Olson	Vogel
Collette	Hertz	Opedahl	Wagner
Connolly	Hickle	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker
	Knudsen	Ruddy	

Absent and not voting:

Backes	Hilleboe	Myhre	Stockman
Boustead	Meschke	Solberg	Whittlesey
Froeschle			

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 639 - 674 - 691 - 771

House Bill No. 785 - 866 - 924 - 946 - 948

House Concurrent Resolution "M-1" - "S-1" - "T-1" - "F-2"

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 836 and also to House Concurrent Resolution "Z" and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives:

Backes

Meschke

Bilden on both bills.

DONNELL HAUGEN, Chief Clerk

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 501 has had the same under consideration and recommends:

That the House concur in the Senate amendments and further amends as follows:

In Line 137 of the engrossed bill, delete the sum \$34,550.00 and in lieu thereof insert the sum \$38,195.00

In Line 141, delete the sum \$1,216,274.97 and in lieu thereof insert the sum \$1,219,919.97

That Line 395 be amended by inserting the corrected total which is the sum of \$49,480,917.27.

For the Senate:

Senator Lips

Senator Saumur

Senator Thompson

For the House:

Rep. Anderson

Rep. Linderman

Rep. Wagner

Rep. Anderson moved that the report be adopted, which motion prevailed.

Rep. Anderson moved that the rules be suspended and House Bill No. 501 be considered properly reengrossed and placed on final passage, which motion prevailed.

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 had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 104; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth

Fossum

Lang

Sanstead

Anderson

Frank

Larsen

Schaffer

Backes	Froeschle	Larson	Schoenwald
Bergman	Ganser	Leer	Shablow
Bier	Gengler	Linderman	Shorma
Bilden	Gietzen	Loerch	Skaar
Bloom	Giffey	Lundene	Solberg
Borstad	Glaspey	Meyer	Stallman
Bowles	Gronhovd	Miller	Staven
Bowman	Gudajtes	Montplaisir	Stenhjem
Breum	Hardmeyer	Mueller	Stockman
Brown	Harrison	Obie	Strand
Bruner	Hauf	Olafson	Streibel
Christensen	Haugen	Olienyk	Tough
Christopher	Haugland	Olson	Tweten
Coles	Hertz	Opedahl	Unruh
Collette	Hickle	Poling	Vogel
Connolly	Hilleboe	Powers, Barnes	Wagner
Dahlen	Hoffner	Powers, Cass	Wastvedt
Davis	Ivesdal	Reimers	Welder
Dick	Johnson,	Rieger	Wentz
Dornacker	Barnes	Rivinius	Whittlesey
Duncan	Johnson, G. V.	Rosendahl	Wilkie
Elkin	Jungroth	Ruddy	Williamson
Erickson,	Knudsen	Rundle	Winge
Mountrail	Krenz	Rustan	Mr. Speaker
Erickson, Ward	Kvasager		

Those voting in the negative were:

Belquist Burk

Absent and not voting:

Boustead Meschke Myhre

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution "O" has had the same under consideration and recommends:

That the committee has been unable to agree and recommends that no other Conference Committee be appointed.

For the Senate:

Senator Mutch
Senator Dahlund
Senator Reichert

For the House:

Rep. Meschke
Rep. Borstad
Rep. Brown

Rep. Meschke moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

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. 836 and House Concurrent Resolution "Z", Senators:

Trenbeath
Lips
Thompson to act on House Bill No. 836

Senators:

Trenbeath
Lips
Thompson to act on House Concurrent Resolution "Z"

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 726

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 1:

Also on Senate Bill No. 2:

Also on Senate Bill No. 5:

Also on Senate Bill No. 10, vote:

Ayes, 103; nay, 1; absent and not voting, 5.

Also on Senate Bill No. 349, vote:

Ayes, 100; nays, 0; absent and not voting, 9.

Also on House Bill No. 501, vote:

Ayes, 104; nays, 2; absent and not voting, 3.

DONNELL HAUGEN, Chief Clerk

Rep. Brown requested that the following remarks by William G. Baar, Executive Director of the National Parking Association on Private vs. Municipal Parking, be printed in the House Journal, which request was granted.

"REMOVAL OF ON-STREET PARKING METERS.

For many years I have argued that parking meters are the most impractical device yet developed for the administration and control of parking spaces whether they be on-street or off-street. Every reputable city gave them up because of the revenue feature. In my opinion, North Dakota is the only state in the U.S.A. which has exercised good judgment regarding this subject. The State Legislature there has consistently refused to enact enabling adverse aspects of parking meters and made the point that if on-street parking could be permitted, meters were not necessary so long as "turnover" was effectively endorsed by "chalking tires."

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

House Bill No. 547

House Bill No. 556

House Bill No. 592

House Bill No. 677

House Bill No. 706

House Bill No. 797

House Bill No. 806

House Bill No. 914

House Bill No. 949

House Concurrent Resolution "U"

House Concurrent Resolution "E-1"

House Concurrent Resolution "V-1"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Stenhjem moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:

House Bill No. 566

GERALD L. STAIR, Secretary

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 4 has had the same under consideration and recommends:

That the House recede from its amendments in Lines 3, 20a, 22 and 23;

That the Senate concur in the House amendments in Lines 9, 13 and 15; and that the bill be further amended as follows:

After the words "Introduced by Committee on Appropriations STATE HISTORICAL, delete the word "SOCIETY" and in lieu thereof insert the word "BOARD" in caps; and after the word "PARKS" insert the word "SERVICE" in caps.

In the first line of the title after the word "historical" delete the word "society" and insert in lieu thereof the word "board".

In Line 3 after the words "the sum of" delete the sum \$610,000.00 and in lieu thereof insert the sum \$510,000.00.

In Line 5 after the word "historical" delete the word "society" and in lieu thereof insert the word "board".

In Line 8 after the word "HISTORICAL" delete the word "SOCIETY" and in lieu thereof insert the word "BOARD" in caps.

Delete all of line 20a.

In line 22, delete the sum \$403,500.00 and in lieu thereof the sum \$303,500.00.

In Line 23, delete the sum \$610,000.00 and in lieu thereof insert the sum \$510,000.00.

And renumber the lines accordingly.

For the Senate:

Senator Robinson

Senator Beck

Senator Bopp

For the House:

Rep. Solberg

Rep. Rosendahl

Rep. Haugland

Rep. Solberg moved that the report be adopted, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 4 be considered properly reengrossed and placed on final passage, which motion prevailed.

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 had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ays, 107; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Anderson	Erickson, Ward	Kvasager	Rundle
Backes	Fossum	Lang	Rustan
Belquist	Frank	Larsen	Sanstead

Bergman	Froeschle	Larson	Schaffer
Bier	Ganser	Leer	Schoenwald
Bilden	Gengler	Linderman	Shablow
Bloom	Gietzen	Loerch	Shorma
Borstad	Giffey	Lundene	Skaar
Boustead	Glaspey	Meschke	Solberg
Bowles	Gronhovd	Meyer	Stallman
Bowman	Gudajtes	Miller	Staven
Breum	Hardmeyer	Montplaisir	Stockman
Brown	Harrison	Mueller	Strand
Bruner	Hauf	Myhre	Streibel
Burk	Haugen	Obie	Tough
Christensen	Haugland	Olafson	Tweten
Christopher	Hertz	Olienyk	Unruh
Coles	Hickle	Olson	Vogel
Collette	Hilleboe	Opedahl	Wagner
Connolly	Hoffner	Poling	Wastvedt
Dahlen	Ivesdal	Powers, Barnes	Welder
Davis	Johnson,	Powers, Cass	Wentz
Dick	Barnes	Reimers	Whittlesey
Dornacker	Johnson, G. V.	Rieger	Wilkie
Duncan	Jungroth	Rivinius	Williamson
Elkin	Knudsen	Rosendahl	Winge
Erickson,	Krenz	Ruddy	Mr. Speaker
Mountrail			

Absent and not voting:

Aamoth Stenhjem

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bill No. 42 and the committees having been unable to agree, the President appointed as a new Conference Committee, Senators:

Hernett
Kisse
Rolfsrud

GERALD L. STAIR, Secretary

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on House Bill No. 836 and House Concurrent Resolution "Z" and the President has appointed as a new Conference Committee to act with a like committee from the House,

To act on House Bill No. 836, Senators:

Holand
Trenbeath
Urdahl

To act on House Concurrent Resolution "Z", Senators:

Holand
Trenbeath
Urdahl

GERALD L. STAIR, Secretary

REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 41 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In the engrossed bill delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to repeal section 10-13-07 of the North Dakota Century Code, relating to fees and excise taxes payable by electric cooperatives.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. REPEAL.) Section 10-13-07 of the North Dakota Century Code is hereby repealed."

And renumber the lines accordingly.

For the Senate:

Senator Torgerson
Senator Kisse
Senator Kadlec

For the House:

Rep. Meschke
Rep. Boustead
Rep. Myhre

Rep. Meschke moved that the report be adopted, which motion prevailed.

Rep. Meschke moved that the rules be suspended and Senate Bill No. 41 be placed on final passage, which motion prevailed.

Senate Bill No. 41. A Bill for an Act to amend and reenact section 10-13-07 of the North Dakota Century Code, to provide that electric cooperative corporations shall not be exempt from the payment of excise taxes.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Rundle
Anderson	Mountrail	Kvasager	Rustan
Backes	Erickson, Ward	Lang	Sanstead
Belquist	Fossum	Larsen	Schaffer
Bergman	Frank	Larson	Schoenwald
Bier	Froeschle	Leer	Shablow
Bilden	Ganser	Linderman	Shorma
Bloom	Gengler	Loerch	Skaar
Borstad	Gietzen	Lundene	Solberg
Boustead	Giffey	Meschke	Stallman
Bowles	Glaspey	Meyer	Staven
Bowman	Gronhovd	Miller	Stockman
Breum	Gudajtes	Montplaisir	Strand
Brown	Hardmeyer	Mueller	Streibel
Bruner	Harrison	Myhre	Tough
Burk	Hauf	Obie	Tweten
Christensen	Haugen	Olafson	Unruh
Christopher	Haugland	Olienyk	Vogel
Coles	Hertz	Olson	Wagner
Collette	Hickle	Opedahl	Wastvedt
Connolly	Hilleboe	Poling	Welder
Dahlen	Hoffner	Powers, Barnes	Wentz
Davis	Ivesdal	Powers, Cass	Whittlesey
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Jungroth	Rosendahl	Mr. Speaker
	Knudsen	Ruddy	

Absent and not voting:

Stenhjem

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the Senate do not concur in the House amendments.

For the Senate:

Senator Torgerson

Senator Mutch

Senator Rolfsrud

For the House:

Rep. Lundene

Rep. Opedahl

Rep. Miller

Rep. Lundene moved that the report be adopted.

Rep. Backes moved that a Conference Committee be appointed to act with a like committee from the Senate, on Senate Bill No. 42.

Rep. Rieger moved a substitute motion that Senate Bill No. 42 be laid on the table, which motion lost.

The question was now on the original motion of Rep. Backes that a Conference Committee be appointed to act with a like committee from the Senate on Senate Bill No. 42, which motion prevailed and the Speaker appointed as such committee,

Representatives:

Lundene

Opedahl

Rep. Miller

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 836 has had the same under consideration and recommends:

That the Senate recede from its amendment in line 19 and when so amended recommends that the same do pass.

For the Senate:

Senator Lips

Senator Trenbeath

Senator Thompson

For the House:

Rep. Backes

Rep. Meschke

Rep. Bilden

Rep. Backes moved that the report be adopted, which motion prevailed.

Rep. Backes moved that the House do not concur in the amendments to House Bill No. 836 as recommended by the Conference Committee and that a new Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Backes

Meschke

Bilden

Mr. Speaker: Your Conference Committee to whom was referred House Concurrent Resolution "Z" has had the same under consideration and recommends:

That the Senate recede from its amendment in line 16 and when so amended recommends that the same do pass.

For the Senate:

Senator Lips

Senator Trenbeath

Senator Thompson

For the House:

Rep. Backes
Rep. Meschke
Rep. Bilden

Rep. Backes moved that the report be adopted, which motion prevailed.

Rep. Backes moved that the House do not concur in the amendments to House Concurrent Resolution "Z" as recommended by the Conference Committee and that a new Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Representatives:

Backes
Meschke
Bilden

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 589 has had the same under consideration and recommends:

That the House concur with the Senate amendments.

For the Senate:

Senator Strinden
Senator Mutch
Senator Ecker

For the House:

Rep. Schoenwald
Rep. Opedahl
Rep. Duncan

Rep. Schoenwald moved that the report be adopted, which motion prevailed.

Rep. Schoenwald moved that the rules be suspended and House Bill No. 589 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 589. A Bill for an Act relating to payment and collection of wages for labor; requiring semimonthly or agreed payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; making principal contractor liable for payroll of subcontractor; placing responsibility for enforcement of this Act; granting the commissioner of labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of labor and his deputy the duty to prosecute actions; providing for power to promulgate regulations.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Aamoth	Erickson,	Krenz	Ruddy
Anderson	Mountrail	Kvasager	Rundle
Backes	Erickson, Ward	Lang	Rustan
Belquist	Fossum	Larsen	Sanstead
Bergman	Frank	Larson	Schaffer
Bier	Froeschle	Leer	Schoenwald
Bilden	Ganser	Linderman	Shablow
Bloom	Gengler	Loerch	Shorma

Borstad	Gietzen	Lundene	Skaar
Boustead	Giffey	Meschke	Solberg
Bowles	Glaspey	Meyer	Stallman
Bowman	Gronhovd	Miller	Staven
Breum	Gudajtes	Montplaisir	Stockman
Brown	Hardmeyer	Mueller	Strand
Bruner	Harrison	Myhre	Streibel
Burk	Hauf	Obie	Tough
Christensen	Haugen	Olafson	Tweten
Christopher	Haugland	Olienyk	Unruh
Coles	Hertz	Olson	Vogel
Collette	Hickle	Opedahl	Wagner
Connolly	Hilleboe	Poling	Wastvedt
Dahlen	Hoffner	Powers, Barnes	Welder
Davis	Ivesdal	Powers, Cass	Wentz
Dick	Johnson,	Reimers	Wilkie
Dornacker	Barnes	Rieger	Williamson
Duncan	Johnson, G. V.	Rivinius	Winge
Elkin	Knudsen	Rosendahl	Mr. Speaker

Absent and not voting:

Jungroth Stenhjem Whittlesey

So the bill passed and the title was agreed to.

Rep. Giffey moved that the reading of the amendments to House Bill No. 566 be dispensed with, with the exception of Sections 3 and 4, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 566 has had the same under consideration and recommends that both the Senate and the House recede from their respective amendments and the bill be further amended to read as follows:

After line 225 delete lines 226 through 341 inclusive and insert the following language:

1. The first legislative district shall consist of the county of Pembina and shall be entitled to one senator and two representatives;
2. The second legislative district shall consist of the county of Cavalier and townships one hundred sixty-one, one hundred sixty-two, one hundred sixty-three, and one hundred sixty-four north of ranges sixty-five, sixty-six, sixty-seven, and sixty-eight west lying within the county of Towner and shall be entitled to one senator and two representatives;
3. The third legislative district shall consist of the county of Rolette and shall be entitled to one senator and two representatives;
4. The fourth legislative district shall consist of the county of Bottineau and shall be entitled to one senator and two representatives;
5. The fifth legislative district shall consist of the county of Renville and township one hundred fifty-seven north of ranges eighty-one, eighty-two, eighty-three, eighty-four, eighty-five, and eighty-six west; township one hundred fifty-nine north of ranges eighty-seven, eighty-eight, and eighty-nine west; township one hundred sixty north of ranges eighty-seven, eighty-eight, and eighty-nine west, and township one hundred sixty-one north of range eighty-eight west lying within the county of Ward and shall be entitled to one senator and two representatives;
6. The sixth legislative district shall consist of the counties of Divide and Burke and shall be entitled to one senator and two representatives;

7. The seventh legislative district shall consist of the county of Williams and shall be entitled to two senators and four representatives;
8. The eighth legislative district shall consist of the county of Mountrail and townships one hundred fifty-seven and one hundred fifty-eight north of range eighty-seven west lying within the county of Ward and shall be entitled to one senator and two representatives;
9. The ninth legislative district shall consist of townships one hundred fifty-one, one hundred fifty-two, one hundred fifty-three, one hundred fifty-four, one hundred fifty-five, and one hundred fifty-six north of ranges eighty-one, eighty-two, eighty-three, eighty-four, eighty-five, eighty-six, and eighty-seven west lying within the county of Ward and shall be entitled to four senators and eight representatives;
10. The tenth legislative district shall consist of the county of McHenry and shall be entitled to one senator and two representatives;
11. The eleventh legislative district shall consist of the county of Pierce and townships one hundred fifty-one, one hundred fifty-two, one hundred fifty-three, one hundred fifty-four, one hundred fifty-five, and one hundred fifty-six north of ranges sixty-nine, seventy, and seventy-one west lying within the county of Benson and shall be entitled to one senator and two representatives;
12. The twelfth legislative district shall consist of townships one hundred fifty-seven, one hundred fifty-eight, one hundred fifty-nine, and one hundred sixty north of ranges sixty-five, sixty-six, sixty-seven, and sixty-eight west lying within the county of Towner; township one hundred fifty-one north of ranges sixty-two, sixty-three, sixty-four, sixty-five, sixty-six, sixty-seven and sixty-eight west; township one hundred fifty-two north of ranges sixty-three, sixty-four, sixty-five, sixty-six, sixty-seven, and sixty-eight west; township one hundred fifty-three north of ranges sixty-five, sixty-six, sixty-seven, and sixty-eight west; township one hundred fifty-four north of ranges sixty-five, sixty-six, and sixty-seven west; and townships one hundred fifty-five and one hundred fifty-six north of ranges sixty-seven and sixty-eight west lying within the county of Benson and townships one hundred fifty-two and one hundred fifty-three north of range sixty-five west; township one hundred fifty-four north of ranges sixty-five and sixty-six west; townships one hundred fifty-five, one hundred fifty-six, one hundred fifty-seven, and one hundred fifty-eight north of range sixty-four west; and townships one hundred fifty-five and one hundred fifty-six north of ranges sixty-five and sixty-six west lying within the county of Ramsey and shall be entitled to one senator and two representatives;
13. The thirteenth legislative district shall consist of townships one hundred fifty-five, one hundred fifty-six, one hundred fifty-seven, and one hundred fifty-eight north of ranges sixty, sixty-one, sixty-two, and sixty-three west; townships one hundred fifty-three and one hundred fifty-four north of ranges sixty-one, sixty-two, sixty-three, and sixty-four west; and township one hundred fifty-two north of ranges sixty-two, sixty-three, and sixty-four west lying within the county of Ramsey and shall be entitled to one senator and two representatives;
14. The fourteenth legislative district shall consist of the county of Walsh and township one hundred fifty-three north of range fifty west; and townships one hundred fifty-two, one hundred fifty-three, and one hundred fifty-four north of ranges fifty-one, fifty-two, fifty-three, fifty-four, fifty-five, and fifty-six west

- lying within the county of Grand Forks and shall be entitled to two senators and four representatives;
15. The fifteenth legislative district shall consist of townships one hundred forty-nine and one hundred fifty north of range forty-nine west; and townships one hundred forty-nine, one hundred fifty, one hundred fifty-one, and one hundred fifty-two north of range fifty west; and townships one hundred forty-nine, one hundred fifty, and one hundred fifty-one north of ranges fifty-one, fifty-two, fifty-three, fifty-four, fifty-five, and fifty-six lying within the county of Grand Forks and shall be entitled to four senators and eight representatives;
 16. The sixteenth legislative district shall consist of the county of Traill and townships one hundred forty-four, one hundred forty-five, one hundred forty-six, one hundred forty-seven, and one hundred forty-eight north of ranges fifty-four and fifty-five west lying within the county of Steele and shall be entitled to one senator and two representatives;
 17. The seventeenth legislative district shall consist of the county of Nelson and townships one hundred forty-five, one hundred forty-six, one hundred forty-seven, and one hundred forty-eight north of ranges fifty-six and fifty-seven west lying within the county of Steele; and townships one hundred forty-four, one hundred forty-five, one hundred forty-six, one hundred forty-seven, and one hundred forty-eight north of ranges fifty-eight, fifty-nine, and sixty; and township one hundred forty-four north of range sixty-one west lying within the county of Griggs and shall be entitled to one senator and two representatives;
 18. The eighteenth legislative district shall consist of the counties of Eddy and Foster and townships one hundred forty-five, one hundred forty-six, one hundred forty-seven, and one hundred forty-eight north of range sixty-one west lying within the county of Griggs; and townships one hundred forty-five, one hundred forty-six, one hundred forty-seven, one hundred forty-eight, one hundred forty-nine, and one hundred fifty north of range sixty-eight west lying within the county of Wells and shall be entitled to one senator and two representatives;
 19. The nineteenth legislative district shall consist of the county of Sheridan and townships one hundred forty-five, one hundred forty-six, one hundred forty-seven, one hundred forty-eight, one hundred forty-nine, and one hundred fifty north of ranges sixty-nine, seventy, seventy-one, seventy-two, and seventy-three west lying within the county of Wells; and townships one hundred forty-nine and one hundred fifty north of range seventy-eight west lying within the county of McLean and shall be entitled to one senator and two representatives;
 20. The twentieth legislative district shall consist of townships one hundred forty-five, one hundred forty-six, one hundred forty-seven, one hundred forty-eight, one hundred forty-nine, and one hundred fifty north of range seventy-nine west; township one hundred forty-three north of ranges eighty and eighty-one west; and townships one hundred forty-four, one hundred forty-five, one hundred forty-six, one hundred forty-seven, one hundred forty-eight, one hundred forty-nine, and one hundred fifty north of ranges eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; and townships one hundred forty-seven, one hundred forty-eight, one hundred forty-nine, and one hundred fifty north of ranges eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, ninety, and ninety-one west lying within McLean county and shall be entitled to one senator and two representatives;
 21. The twenty-first legislative district shall consist of the counties of Golden Valley, Billings, and McKenzie and shall be entitled to one senator and two representatives;

22. The twenty-second legislative district shall consist of the counties of Dunn and Mercer, and shall be entitled to one senator and two representatives;
23. The twenty-third legislative district shall consist of the county of Burleigh and shall be entitled to three senators and six representatives;
24. The twenty-fourth legislative district shall consist of the counties of Kidder and Emmons and shall be entitled to one senator and two representatives;
25. The twenty-fifth legislative district shall consist of the county of Stutsman and shall be entitled to two senators and four representatives;
26. The twenty-sixth legislative district shall consist of townships one hundred forty, one hundred forty-one, one hundred forty-two, and one hundred forty-three north of ranges fifty-eight, fifty-nine, sixty, and sixty-one west; and townships one hundred thirty-seven, one hundred thirty-eight, and one hundred thirty-nine north of ranges sixty and sixty-one west lying within the county of Barnes and shall be entitled to one senator and two representatives;
27. The twenty-seventh legislative district shall consist of township one hundred and forty-four north of ranges fifty-six and fifty-seven west lying within the county of Steele; and townships one hundred thirty-seven, one hundred thirty-eight, and one hundred thirty-nine north of ranges fifty-six, fifty-seven, fifty-eight, and fifty-nine west; and townships one hundred forty, one hundred forty-one, one hundred forty-two, and one hundred forty-three north of ranges fifty-six and fifty-seven west lying within the county of Barnes; and townships one hundred thirty-seven, one hundred thirty-eight, one hundred thirty-nine, one hundred forty-one, one hundred forty-two, and one hundred forty-three north of range fifty-two west; and townships one hundred thirty-seven, one hundred thirty-eight, one hundred thirty-nine, one hundred forty, one hundred forty-one, one hundred forty-two, and one hundred forty-three north of ranges fifty-three, fifty-four, and fifty-five west lying within the county of Cass and shall be entitled to one senator and two representatives;
28. The twenty-eighth legislative district shall consist of township one hundred thirty-seven north of ranges forty-eight, forty-nine, fifty, and fifty-one west; township one hundred thirty-eight north of ranges forty-eight, forty-nine, fifty, and fifty-one west; sections three, four, five, six, seven, eight, nine, ten, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, and thirty-four in township one hundred thirty-nine north of range forty-nine west; township one hundred thirty-nine north of ranges fifty and fifty-one west; sections three, four, five, six, seven, eight, nine, ten, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, and thirty-four in township one hundred forty north of range forty-nine west; township one hundred forty north of ranges fifty, fifty-one, and fifty-two west; township one hundred forty-one north of ranges forty-nine, fifty, and fifty-one west; township one hundred forty-two north of ranges forty-nine, fifty, and fifty-one west; township one hundred forty-three north of ranges forty-nine, fifty, and fifty-one west, lying within the county of Cass and shall be entitled to one senator and two representatives;
29. The twenty-ninth legislative district shall consist of the city of

Fargo, the township of Fargo sections one, two, eleven, twelve, thirteen, fourteen, twenty-three, twenty-four, twenty-five, twenty-six, thirty-five, and thirty-six of township one hundred forty north of range forty-nine west; sections one, two, eleven, twelve, thirteen, fourteen, twenty-three, twenty-four, twenty-five, twenty-six, thirty-five, and thirty-six of township one hundred thirty-nine north of range forty-nine west; township one hundred thirty-nine north of range forty-eight west lying within the county of Cass and shall be entitled to four senators and eight representatives;

30. The thirtieth legislative district shall consist of townships one hundred twenty-nine, one hundred thirty, one hundred thirty-one, one hundred thirty-two, and one hundred thirty-three north of range forty-seven west; townships one hundred twenty-nine, one hundred thirty, one hundred thirty-one, one hundred thirty-two, one hundred thirty-three, one hundred thirty-four, one hundred thirty-five, and one hundred thirty-six north of ranges forty-eight and forty-nine west; and townships one hundred thirty-one, one hundred thirty-two, one hundred thirty-three, one hundred thirty-four, one hundred thirty-five, and one hundred thirty-six north of range fifty west located within the county of Richland and shall be entitled to one senator and two representatives;
31. The thirty-first legislative district shall consist of the county of Sargent and townships one hundred twenty-nine and one hundred thirty north of range fifty west and townships one hundred twenty-nine, one hundred thirty, one hundred thirty-one, one hundred thirty-two, one hundred thirty-three, one hundred thirty-four, one hundred thirty-five, and one hundred thirty-six north of ranges fifty-one and fifty-two west lying within the county of Richland and shall be entitled to one senator and two representatives;
32. The thirty-second legislative district shall consist of the county of Ransom and townships one hundred thirty-three, one hundred thirty-four, one hundred thirty-five, and one hundred thirty-six north of ranges fifty-nine, sixty, sixty-one, and sixty-two west lying within the county of LaMoure and shall be entitled to one senator and two representatives;
33. The thirty-third legislative district shall consist of the county of Dickey and townships one hundred thirty-three, one hundred thirty-four, one hundred thirty-five, and one hundred thirty-six north of ranges sixty-three, sixty-four, sixty-five, and sixty-six west lying within the county of LaMoure and shall be entitled to one senator and two representatives;
34. The thirty-fourth legislative district shall consist of the counties of McIntosh and Logan and shall be entitled to one senator and two representatives;
35. The thirty-fifth legislative district shall consist of township one hundred thirty-three north of range eighty-two west; township one hundred thirty-four north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; township one hundred thirty-five north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; township one hundred thirty-six north of ranges seventy-nine, eighty, eighty-one, eighty-two, eighty-three, and eighty-four west; township one hundred thirty-seven north of ranges seventy-nine, eighty, eighty-one, and eighty-two west; township one hundred thirty-eight north of ranges eighty, eighty-one, eighty-two west; township one hundred thirty-nine north of ranges eighty, eighty-one, and eighty-two west; and township one hundred forty north of ranges eighty-one and eighty-two west lying within the county of Morton and shall be entitled to one senator and two representatives;

36. The thirty-sixth legislative district shall consist of the county of Oliver, and township one hundred thirty-seven north of ranges ninety-one, ninety-two, ninety-three, ninety-four and ninety-five west; township one hundred thirty-eight north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; township one hundred thirty-nine north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; township one hundred forty north of ranges ninety-one, ninety-two, ninety-three, ninety-four, and ninety-five west; and township one hundred forty-one north of ranges ninety-one, ninety-two, and ninety-three west, lying within the county of Stark, and township one hundred thirty-seven north of ranges eighty-three, eighty-four, eighty-five, eighty-six, and eighty-seven west; township one hundred thirty-eight north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west; township one hundred thirty-nine north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west; and township one hundred forty north of ranges eighty-three, eighty-four, eighty-five, eighty-six, eighty-seven, eighty-eight, eighty-nine, and ninety west, lying within the county of Morton, and shall be entitled to one senator and two representatives;
37. The thirty-seventh legislative district shall consist of township one hundred thirty-seven north of ranges ninety-six, ninety-seven, ninety-eight, and ninety-nine west; township one hundred thirty-eight north of ranges ninety-six, ninety-seven, ninety-eight, and ninety-nine west; township one hundred thirty-nine north of ranges ninety-six, ninety-seven, ninety-eight, and ninety-nine west; and township one hundred forty north of ranges ninety-six, ninety-seven, ninety-eight, and ninety-nine west lying within the county of Stark, and shall be entitled to one senator and two representatives;
38. The thirty-eighth legislative district shall consist of the counties of Bowman, Slope, and Adams; and township one hundred thirty-three north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west; township one hundred thirty-four north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west; township one hundred thirty-five north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west; township one hundred thirty-six north of ranges ninety-four, ninety-five, ninety-six, and ninety-seven west, lying within the county of Hettinger, and shall be entitled to one senator and two representatives;
39. The thirty-ninth legislative district shall consist of the counties of Sioux and Grant; and township one hundred thirty-two north of ranges ninety-one, ninety-two, ninety-three, and ninety-four west; township one hundred thirty-three north of ranges ninety-one, ninety-two, and ninety-three west; township one hundred thirty-four north of ranges ninety-one, ninety-two, and ninety-three west; township one hundred thirty-five north of ranges ninety-one, ninety-two, and ninety-three west; township one hundred thirty-six north of ranges ninety-one, ninety-two, and ninety-three west, lying within the county of Hettinger, and shall be entitled to one senator and two representatives;

In line 344 delete the word "The" and insert in lieu thereof the words "Except in the case of legislative districts having more than one senator, the"

Following the period on line 355 insert the following sentence: "In the case of legislative districts having more than one senator, the term of senators within each such district shall be determined and certified by lot in the presence of the majority and minority

floor leaders of the senate in the same manner as provided for the two classes of senators above, so that one-half of the senators from each such district, as nearly as practicable, may be elected biennially."

Delete everything after section 2 of the bill as amended and insert in lieu thereof the following:

"SECTION 3. LEGISLATIVE SUBDISTRICTING — METHODS.) Upon a petition accompanied by a map showing the boundaries of the proposed subdistricts and accompanied by a written description thereof filed with the secretary of state containing the signatures of at least twenty-five percent of the qualified electors of a legislative district as determined by the total number of votes cast for the office of governor at the most recent general election at which such office was voted upon, asking that such legislative district be subdistricted into single-member representative districts or, in legislative districts with more than one senator, to be subdistricted into single-member senatorial districts, or both, the secretary of state shall determine and count the number of signatures and if such petitions contain the required number of signatures, such petition shall be submitted to the qualified electors of the district for their approval or rejection at the next special, primary, or general election held in such district.

SECTION 4. ELECTION ON PETITION — BALLOT FORM — VOTE REQUIRED.) The ballots used for submitting the question of subdistricting legislative districts in all cases wherein an election is required shall be in substantially the following form:

"Shall the (number of legislative district) legislative district be subdivided into (senatorial or representative districts or both) described as follows:

(here insert description of subdistrict as described in the petition)?

Yes
 No

If there shall be more than one petition for subdistricting of the same legislative district, each different description of the subdistricts shall be placed on the such ballot and the ballot shall be marked "VOTE FOR ONE ONLY".

If one of the subdistricting descriptions as presented on the ballot shall receive a majority of the legal votes cast at such election, the secretary of state shall issue a proclamation stating such legislative district to be subdistricted pursuant to such description. Thereafter, senators or representatives shall reside in and be elected from such subdistricts as set forth in the approved petition for subdistricting. The question of subdistricting a legislative district shall not be voted upon more than once every two years.

SECTION 5. AMENDMENT TO UNITED STATES CONSTITUTION — RESULTS.) Upon the effective date of any amendment to the United States Constitution which delegates to the states the right to apportion their legislatures in a manner to be determined by each state or its citizens or in accordance with the amendment to the United States Constitution, the provisions of sections 1 and 2 of this Act shall become null and void and the apportionment of the representatives and senators of the legislative assembly of this state shall be as provided by the laws of North Dakota in effect on July 1, 1963, except that if the effective date of such amendment be a date after a primary election in which candidates for the legislative assembly are voted upon, then sections 1, 2, 3, and 4 of this Act shall not become null and void until the following primary election."

And renumber the lines accordingly.

For the Senate:
 Senator Holand
 Senator Reichert
 Senator George

For the House:

Rep. Giffey
Rep. Streibel
Rep. Stallman

Rep. Giffey moved that the report be adopted.

A call of the House was requested and granted.

Rep. Burk moved that the call of the House be dispensed with, two Representatives, Whittlesey and Stenehjerm, absent, which motion prevailed.

Rep. Winge moved a substitute motion that the House reject the Conference Committee report to House Bill No. 566 and that a new Conference Committee be appointed to act with a like committee from the Senate, which motion lost on a roll call vote as follows:

ROLL CALL

The question being on Rep. Winge's substitute motion, the roll was called and there were: ayes, 43; nays, 64; absent and not voting, 2.

Those voting in the affirmative were:

Backes	Glaspey	Leer	Ruddy
Belquist	Gronhovd	Linderman	Sanstead
Bergman	Hardmeyer	Lundene	Schoenwald
Borstad	Harrison	Meschke	Shablow
Bowles	Haugen	Meyer	Strand
Christensen	Hertz	Myhre	Vogel
Dahlen	Hoffner	Obie	Wilkie
Erickson, Ward	Ivesdal	Olson	Williamson
Fossum	Jungroth	Powers, Cass	Winge
Gengler	Krenz	Rieger	Mr. Speaker
Gietzen	Kvasager	Rosendahl	

Those voting in the negative were:

Aamoth	Dornacker	Knudsen	Rustan
Anderson	Duncan	Lang	Schaffer
Bier	Elkin	Larsen	Shorma
Bilden	Erickson,	Larson	Skaar
Bloom	Mountrail	Loerch	Solberg
Boustead	Frank	Miller	Stallman
Bowman	Froeschle	Montplaisir	Staven
Breum	Ganser	Mueller	Stockman
Brown	Giffey	Olafson	Streibel
Bruner	Gudajtes	Olienyk	Tough
Burk	Hauf	Opedahl	Tweten
Christopher	Haugland	Poling	Unruh
Coles	Hickle	Powers, Barnes	Wagner
Collette	Hilleboe	Reimers	Wastvedt
Connolly	Johnson,	Rivinius	Welder
Davis	Barnes	Rundle	Wentz
Dick	Johnson, G. V.		

Absent and not voting:

Stenehjerm Whittlesey

So the motion lost.

The question was now on the original motion of Rep. Giffey that the report of the Conference Committee on House Bill No. 566 be adopted, which motion prevailed.

Rep. Giffey moved that the rules be suspended and House Bill No. 566 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 566. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as recommended by the Conference Committee, the roll was called and there were: ayes, 69; nays, 38; absent and not voting, 2.

Those voting in the affirmative were:

Aamoth	Duncan	Knudsen	Rustan
Anderson	Elkin	Lang	Schaffer
Bier	Erickson,	Larsen	Shablow
Bloom	Mountrail	Larson	Shorma
Boustead	Frank	Loerch	Skaar
Bowles	Froeschle	Miller	Solberg
Bowman	Ganser	Montplaisir	Stallman
Breum	Giffey	Mueller	Staven
Brown	Gudajtes	Olafson	Stockman
Bruner	Harrison	Olienyk	Streibel
Burk	Hauf	Opedahl	Tough
Christopher	Haugland	Poling	Tweten
Coles	Hickle	Powers, Barnes	Unruh
Collette	Hilleboe	Powers, Cass	Wagner
Connolly	Johnson,	Reimers	Wastvedt
Dahlen	Barnes	Rieger	Welder
Dick	Johnson, G. V.	Rivinius	Wentz
Dornacker	Jungroth	Rundle	

Those voting in the negative were:

Backes	Gietzen	Leer	Ruddy
Belquist	Graspey	Linderman	Sanstead
Bergman	Gronhovd	Lundene	Schoenwald
Bilden	Hardmeyer	Meschke	Strand
Borstad	Haugen	Meyer	Vogel
Christensen	Hertz	Myhre	Wilkie
Davis	Hoffner	Obie	Williamson
Erickson, Ward	Ivesdal	Olson	Winge
Fossum	Krenz	Rosendahl	Mr. Speaker
Gengler	Kvasager		

Absent and not voting:

Stenhjem Whittlesey

So the bill passed and the title was agreed to.

SEVENTEENTH ORDER OF BUSINESS

Rep. Streibel requested that his remarks on reapportionment be printed in the House Journal, which request was granted.

Rep. Streibel:

"We have an obligation to reapportion. We must not allow this issue to be resolved by any other body.

No reapportionment plan can be devised by man that will satisfy the political whims of all. It is contingent upon us to compromise rather than allowing personal interests to predominate.

Justice Harlan has stated that should the Legislature fail to reapportion, it does not necessarily follow that the courts will. The situation could easily present itself whereby we will all run at large and this we all realize could prove tragic indeed, for our form of government.

If we fail to reapportion, it could render all LRC studies invalid, because we have operated as a de-facto body and will no longer exist when we adjourn "Sine Die".

If we fail to reapportion, we could perhaps be a vehicle toward creating chaos in governmental financing should a successful tax referral or other state emergency present itself.

This plan is not the Smith Plan, it is not the Johnson Plan, it is not the Farmers Union Plan, it is not the Dobson Plan, it is not the Democrat Plan, nor is it the Republican Plan — it is the Conference Committee Plan, period.

As spokesman for the Republican Minority in the House of Representatives, I appeal for a decision.

The Conference Committee, comprised of the four floor leaders of the House and Senate and the two chairmen of the Political Subdivisions Committees, has unanimously agreed on the plan before us.

Can another Conference Committee resolve this problem more judiciously? This question I cannot answer. I do know, however, that this is the first committee that has even come close to agreement.

I respectfully submit it is not perfect, it does not satisfy all, but it does have an excellent tolerance factor, it does recognize community interests, it does minimize wherever possible the division of counties and it does comply with many of the standards established by previous court decisions.

I would sincerely trust that we face this decision and uphold the trust that our electorate has placed in us!

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3 - 24 - 33 - 53 - 103

Senate Bill No. 159 - 164 - 183 - 244

Senate Concurrent Resolution "D-D"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Concurrent Resolution "O" and indefinitely postponed Senate Concurrent Resolution "O".

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bills Nos. 1, 2, 5, 10, 167, 300 and 349.

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bills Nos. 501 and 589.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 4 and passed the bill, vote:

Ayes, 107; nays, 0; absent and not voting, 2.

Also on Senate Bill No. 41, vote:

Ayes, 108; nays, 0; absent and not voting, 1.

Also on House Bill No. 589, vote:

Ayes, 106; nays, 0; absent and not voting, 3.

Also on House Bill No. 650.

Also on House Bill No. 794.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bills Nos. 4 and 41.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has rejected the Conference Committee report on House Bill No. 836, House Concurrent Resolution "Z", and Senate Bill No. 42, and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 836, Representatives:

Backes
Meschke
Bilden

On House Concurrent Resolution "Z", Representatives:

Backes
Meschke
Bilden

DONNELL HAUGEN, Chief Clerk

SECOND READING OF A SENATE BILL

Rep. Stallman moved that the reading of amendments to Senate Bill No. 364 be dispensed with, which motion prevailed.

Rep. Stallman moved that the rules be suspended and Senate Bill No. 364 be amended as follows, on final passage, which motion prevailed.

PROPOSED AMENDMENTS TO SENATE BILL No. 364

Delete everything after the enacting clause and insert the following in lieu thereof:

"1 SECTION 1.) There shall be paid to each
2 member of the Thirty-ninth Legislative Assembly, in addition
3 to the amount provided in section 54-03-20 of the North Dakota
4 Century Code, the sum of one hundred and twenty dollars as
4a re-
5 imbursement for his living expenses, including meals, lodging,
6 and uncompensated travel, and other necessary expense during
6a the
7 legislative session and for expenses incurred in the execu-
8 tion of his public duties, which sum shall be paid on or
9 before April 1, 1965. Attendance at the thirty-ninth
10 biennial session shall be a conclusive presumption of the
11 expenditure of such expense allowance for the purposes set
12 forth in this section and the expense allowance shall be
13 excluded from gross income for income tax purposes. Such
14 sum shall be paid in the same manner as the regular per diem
15 of the members of the legislative assembly is paid.

16 SECTION 2.) There shall be paid to the following-
17 named persons employed during the Thirty-ninth Legislative
18 Session, in addition to the sums authorized in House Con-
19 current resolution "G" of the Thirty-ninth Legislative
20 Session, as compensation for services performed, the amounts
21 set opposite their respective names:

22	HOUSE	
23	Donnell Haugen, Chief Clerk.....	\$150.00
24	Richard Ista, Assistant Chief Clerk.....	120.00
25	Ruth Smith, Desk Reporter.....	150.00

25a	Elmer Etrand, Supervisor of Employees.....	120.00
26	Howard Douglas Rose, Bill Clerk.....	90.00
27	Sam Lushenko, Assistant Sergeant-at-Arms.....	60.00
28	Corliss Mushik, Secretary to Speaker.....	90.00
29	Allen Frazer, Calendar Clerk.....	90.00
30	Pam Billigmeier, Chief Steno and Payroll Clerk.....	120.00
31	Mrs. Frances Knoll, Assistant Chief Steno.....	96.00
32	Veronica Schneider, Stenographer.....	84.00
33	Eleanor Weber, House Appropriations Clerk.....	90.00
34	Bob Larson, Chief Comm. Clerk.....	90.00
35	Jean Otteson, Committee Clerk.....	84.00
36	Norma Dalton, Committee Clerk.....	84.00
37	Enola Eck, Proofreader.....	72.00
38	Mrs. Robert Shannon, Proofreader.....	72.00
39	Jack Formo, Enroll. and Engross. Clerk.....	84.00
40	Yvonne Wold, Asst. Enroll. and Engross. Clerk.....	84.00
41	Mrs. Robert Moses, Postmistress.....	60.00
42	Regina Prodzinski, Telephone Clerk.....	72.00
43	Jane Harrison, Telephone Clerk.....	72.00
44	Marlys Fleck, Page.....	66.00
45	Carolyn Jean Paulson, Page.....	66.00
46	Gene M. LaFromboise, Floor Clerk.....	66.00
47	Mrs. Aaron Dalke, Page.....	66.00
48	Donna Carufel, Chief Page.....	78.00
49	Lynn Runck, Audio Board Operator.....	78.00
50	A. S. Brazda, Mail Clerk.....	60.00
51	Henry Benson, Mailing Room Clerk.....	60.00
52	Edward Trost, Bill Room Clerk.....	60.00
53	SENATE	
54	Gerald L. Stair, Secretary of the Senate.....	\$150.00
55	Dagny V. Olson, Desk Reporter.....	150.00
56	Arthur A. Herk, Assistant Secretary of Senate.....	120.00
57	Bill Campbell, Bill Clerk.....	102.00
58	A. E. Bradley, Sergeant-at-Arms.....	72.00
59	Monty Burke, Superintendent of Personnel.....	120.00
60	Robert G. Ellsworth, Messenger to House and	
60a	Governor.....	66.00
61	William Brown, Page and Bill Book Attendant.....	78.00
62	Virginia M. Monson, Page.....	66.00
63	Cora Essington,	
64	Chief Stenographer and Payroll Clerk.....	120.00
65	Joan Nelson, Stenographer.....	84.00
66	Donna Heisler, Floor Leader's Clerk.....	84.00
67	Jan McKinney, Secretary to President.....	90.00
68	Lois Scherr, Committee Clerk.....	84.00
69	Ruby Herr, Committee Clerk.....	84.00
70	Ann Tillotson, Committee Clerk.....	84.00
71	Karen Ronning, Appropriation Committee Clerk.....	90.00
72	Fred Krause, Jr., Chief Mail Room Clerk.....	78.00
73	Wilhelm Urlacher, Mail Room Clerk.....	60.00
74	Viola Deforest, Postmistress.....	72.00
75	Robert Hultberg, Bill Book Attendant.....	66.00
76	William Auch, Bill Book Attendant.....	66.00
77	Martin Kilwein, Bill Room Attendant.....	60.00
78	Jacob Albrecht, Doorkeeper.....	60.00
79	Vonny Mushik, Enr. and Engr. Clerk.....	84.00
80	G. R. Gilbreath, Enr. and Engr. Clerk.....	84.00
81	Carrie Murdoch, Proofreader.....	72.00
82	Esther Smedshammer, Proofreader.....	60.00
83	Hazel Ludemann, Asst. Telephone Attendant.....	72.00
84	Celia Fowler, Telephone Attendant.....	72.00
85	C. W. Leifur, Calendar Clerk.....	90.00
86	SECTION 3.) The expenses and expenditures	
87	herein authorized shall be chargeable by the director of the	

88 department of accounts and purchases to and payable from any
 89 remaining balances of appropriations for the Thirty-ninth
 90 Legislative Assembly.
 91 SECTION 4.) Upon approval of vouchers by the state
 92 board of administration, the director of the department
 93 of accounts and purchases shall be authorized to pay
 94 uncompensated expenses of additional janitorial service
 95 performed for the legislative assembly from any remaining
 96 balances of appropriations for the Thirty-ninth Legislative
 97 Assembly.
 98 SECTION 5. EMERGENCY.) This Act is
 99 hereby declared to be an emergency measure and shall be in
 100 full force and effect from and after its passage and approval."

SECOND READING OF SENATE BILL

Senate Bill No. 364. A Bill for an Act directing the payment of expense allowances to members of the Thirty-ninth Legislative Assembly, and directing payments to certain legislative employees, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, as amended on final passage, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Anderson	Frank	Lang	Rundle
Backes	Froeschle	Larsen	Rustan
Belquist	Ganser	Larson	Sanstead
Bergman	Gengler	Leer	Schoenwald
Bier	Gietzen	Linderman	Shablow
Bloom	Giffey	Loerch	Shorma
Boustead	Glaspey	Lundene	Skaar
Bowles	Gronhovd	Meschke	Solberg
Bowman	Gudajtes	Meyer	Stallman
Breum	Hardmeyer	Miller	Staven
Brown	Harrison	Montplaisir	Stockman
Bruner	Hauf	Mueller	Strand
Christopher	Haugen	Myhre	Streibel
Coles	Haugland	Obie	Tough
Collette	Hertz	Olafson	Tweten
Connolly	Hickle	Olienyk	Unruh
Dahlen	Hilleboe	Olson	Vogel
Davis	Hoffner	Opedahl	Wagner
Dick	Ivesdal	Poling	Wastvedt
Dornacker	Johnson,	Powers, Barnes	Welder
Duncan	Barnes	Powers, Cass	Wentz
Elkin	Johnson, G. V.	Reimers	Wilkie
Erickson,	Jungroth	Rieger	Williamson
Mountrail	Knudsen	Rivinius	Winge
Erickson, Ward	Krenz	Rosendahl	Mr. Speaker

Absent and not voting:

Bilden	Burk	Schaffer	Whittlesey
Borstad	Christensen	Stenhjem	

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the Senate concur in the House amendments.

For the Senate:

Senator Hernet
 Senator Kisse
 Senator Rolfsrud

For the House:
Rep. Lundene
Rep. Opedahl
Rep. Miller

Rep. Lundene moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 836 has had the same under consideration and recommends that the Senate recede from its amendment in line 14 and line 19 and adopt the Senate amendments as follows:

In line 22 delete the word "seven" and insert in lieu thereof the word "six"

Following the last line of the bill, insert the following new section:

"SECTION 8. VALIDATION OF INCREASED DEBT LIMITS.) The amendments contained in this Act shall not in any way invalidate any increased limit of bonded indebtedness that may have been approved by the electorate of any municipality or political subdivision prior to the effective date of this Act."

And renumber the lines accordingly.

For the Senate:
Senator Trenbeath
Senator Holand
Senator Urdahl

For the House:
Rep. Meschke
Rep. Backes
Rep. Bilden

Rep. Meschke moved that the report be adopted, which motion prevailed.

Rep. Meschke moved that the rules be suspended and House Bill No. 836 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 836. A Bill for an Act to amend and reenact sections 21-03-04, 21-03-18, 21-03-23, 21-03-41, and subsection 2 of section 21-03-42 of the North Dakota Century Code, subsections 5 and 6 of section 21-03-06 of the North Dakota Century Code, and subsection 1 of section 21-03-06, and section 21-03-15 of the 1963 Supplement to the North Dakota Century Code, relating to the issuance of bonds by municipalities and making provision for the payment of interest on and the principal amount of such bonds by the levy of taxes or the pledging of other revenues or monies as may be authorized by the legislative assembly.

Which had 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, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Anderson	Frank	Lang	Rundle
Backes	Froeschle	Larsen	Rustan
Belquist	Ganser	Larson	Sanstead
Bergman	Gengler	Leer	Schoenwald
Bier	Gietzen	Linderman	Shablow
Bloom	Giffey	Loerch	Shorma
Boustead	Glaspey	Lundene	Skaar
Bowles	Gronhovd	Meschke	Solberg

Bowman	Gudajtes	Meyer	Stallman
Breum	Hardmeyer	Miller	Staven
Brown	Harrison	Montplaisir	Stockman
Bruner	Hauf	Mueller	Strand
Christensen	Haugen	Myhre	Streibel
Christopher	Haugland	Obie	Tough
Coles	Hertz	Olafson	Tweten
Collette	Hickle	Olson	Unruh
Connolly	Hilleboe	Olienyk	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Davis	Ivesdal	Poling	Wastvedt
Dick	Johnson,	Powers, Barnes	Welder
Dornacker	Barnes	Powers, Cass	Wentz
Duncan	Johnson, G. V.	Reimers	Wilkie
Elkin	Jungroth	Rieger	Williamson
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward			

Absent and not voting:

Bilden	Burk	Stenhjem	Whittlesey
Borstad	Schaffer		

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Concurrent Resolution "Z" has had the same under consideration and recommends that the Senate recede from its amendments and that House Concurrent Resolution "Z" be amended as follows:

In line 3 of the resolution following the word "submitted" insert the words ", except as herein provided,"

I nline 4 delete the word "June" and the commas before and after the numeral "1966"

In line 6 following the period insert the following new sentence: "In the event that the provisions of House Bill No. 698 as enacted by the Thirty-ninth Legislative Assembly, are not in full force and effect at such time as the secretary of state prepares the ballot for the primary election to be held in 1966, the question of amending sections 183 and 184 of the Constitution of the state of North Dakota, as herein provided, shall not be placed upon the ballot for the approval or disapproval of the electorate."

In line 17 delete the word "seven" and insert in lieu thereof the word "six"

And renumber the lines accordingly.

For the Senate:

Senator Holand
 Senator Trenbeath
 Senator Urdahl

For the House:

Rep. Backes
 Rep. Meschke
 Rep. Bilden

Rep. Backes moved that the report be adopted, which motion prevailed.

Rep. Backes moved that the rules be suspended and House Concurrent Resolution "Z" be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Concurrent Resolution "Z". A concurrent resolution for the amendment of sections 183 and 184 of the Constitution of the state of North Dakota, relating to the limit on the amount of indebtedness that may be incurred by any county, township, city, town,

school district or any other political subdivision and to the payment of the interest and principal of any such indebtedness.

Which had 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, 103; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Aamoth	Fossum	Kvasager	Ruddy
Anderson	Frank	Lang	Rundle
Backes	Froeschle	Larsen	Rustan
Belquist	Ganser	Larson	Sanstead
Bergman	Gangler	Leer	Schoenwald
Bier	Gietzen	Linderman	Shablow
Bloom	Giffey	Loerch	Shorma
Boustead	Glaspey	Lundene	Skaar
Bowles	Gronhovd	Meschke	Solberg
Bowman	Gudajtes	Meyer	Stallman
Breum	Hardmeyer	Miller	Staven
Brown	Harrison	Montplaisir	Stockman
Bruner	Hauf	Mueller	Strand
Christensen	Haugen	Myhre	Streibel
Christopher	Haugland	Obie	Tough
Coles	Hertz	Olafson	Tweten
Collette	Hickle	Olienyk	Unruh
Connolly	Hilleboe	Olson	Vogel
Dahlen	Hoffner	Opedahl	Wagner
Davis	Ivesdal	Poling	Wastvedt
Dick	Johnson,	Powers, Barnes	Welder
Dornacker	Barnes	Powers, Cass	Wentz
Duncan	Johnson, G.V.	Reimers	Wilkie
Elkin	Jungroth	Rieger	Williamson
Erickson,	Knudsen	Rivinius	Winge
Mountrail	Krenz	Rosendahl	Mr. Speaker
Erickson, Ward			
Absent and not voting:			
Bilden	Burk	Stenhjem	Whittlesey
Borstad	Schaffer		

So the resolution was adopted and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Bill No. 364

Which the House has amended.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has accepted the Conference Committee report on Senate Bill No. 42.

Also on House Bill No. 836 and passed the bill, vote:

Ayes, 103; nays, 0; absent and not voting, 6.

Also on House Concurrent Resolution "Z" and passed the resolution, vote:

Ayes, 103; nays, 0; absent and not voting, 6.

DONNELL HAUGEN, Chief Clerk

FIFTEENTH ORDER OF BUSINESS

Rep. Brown placed in nomination the name of Rep. Emil Anderson to serve on Heritage Foundation Commission as provided in House Bill No. 914.

Rep. Streibel moved that nominations cease and the House cast a unanimous ballot for Rep. Anderson to serve on the Heritage Foundation Commission, which motion prevailed.

Rep. Anderson thanked the members of the House for the nomination.

Pursuant to statute which provides for continuation of Legislative Research Committee, Speaker Link made the following appointments to this committee, Reps. Solberg, Hauf, Backes, Mueller, Bier and Haugland.

And on the Audit and Fiscal Review Committee, Reps. Christensen, Poling, Davis, and Reimers.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bill No. 42.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:

House Bill No. 566 and passed the bill by a vote of:

Ayes, 69; nays, 38; absent and not voting, 2.

DONNELL HAUGEN, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 364

GERALD L. STAIR, Secretary

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:

House Bill No. 836

House Concurrent Resolution "Z"

The vote on House Bill No. 836:

Ayes, 29; nays, 14; absent and not voting, 6.

The vote on House Concurrent Resolution "Z":

Ayes, 31; nays, 12; absent and not voting, 6.

GERALD L. STAIR, Secretary

Rep. Collette moved that a committee of four be appointed to notify the Governor that the House has completed its business and is about to adjourn sine die, which motion prevailed, and the Speaker appointed as such committee, Representatives:

Collette
Poling
Christopher
Frank

Rep. Giffey moved that a committee of four be appointed to notify the Senate that the House has completed its business and was about to adjourn sine die, which motion prevailed and the Speaker appointed as such committee, Representatives:

Giffey
Streibel
Hoffner
Fossum

Rep. Collette announced that the committee to notify the Governor that the House was about to adjourn sine die, reported that they had completed their business and asked to be discharged, which request was granted.

Rep. Streibel announced that the committee to notify the Senate that the House had completed its business and was about to adjourn sine die had completed their business and asked to be discharged, which request was granted.

A committee from the Senate was received who announced that the Senate had completed its business and was about to adjourn sine die.

Rep. Giffey moved that the House be on the fifteenth and sixteenth orders of business and that on the completion thereof, the House adjourn sine die, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills, resolutions and a concurrent resolution:

House Bill No. 698
 House Bill No. 712
 House Bill No. 724
 House Bill No. 753
 House Bill No. 754
 House Bill No. 800
 House Bill No. 809
 House Bill No. 822
 House Bill No. 841
 House Resolution No. 5
 House Resolution No. 9
 House Concurrent Resolution "N-1"

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Elkin moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR
 STATE OF NORTH DAKOTA

Executive Office
 Bismarck

(SEAL)

William L. Guy
 Governor

March 15, 1965

Members of the House
 Thirty-Ninth Legislative Assembly
 House Chambers
 Bismarck, North Dakota

Greetings:

Today I signed the following House Bills:

House Bill No. 538
 House Bill No. 554
 House Bill No. 607

These bills have now been filed with the Secretary of State.

Sincerely,
 William L. Guy
 Governor

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 530 - 547 - 556 - 568
 House Bill No. 577 - 592 - 660 - 677
 House Bill No. 706 - 717 - 731 - 776
 House Bill No. 787 - 789 - 797 - 803
 House Bill No. 806 - 834 - 914 - 942
 House Bill No. 944 - 949
 House Concurrent Resolution "U" - "E-1" - "V-1"
 Senate Bill No. 12 - 24 - 33 - 44 - 53
 Senate Bill No. 57 - 80 - 103 - 130 - 158
 Senate Bill No. 159 - 163 - 164 - 183
 Senate Bill No. 212 - 215 - 244 - 266 - 270
 Senate Bill No. 271 - 283 - 287 - 305
 Senate Bill No. 321 - 322 - 331 - 363
 Senate Concurrent Resolution "U" - "D-D"

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber
 Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Bill No. 12 - 24 - 33 - 44 - 53 - 57
 Senate Bill No. 80 - 103 - 130 - 158
 Senate Bill No. 159 - 163 - 164 - 183
 Senate Bill No. 212 - 215 - 244 - 266 - 270
 Senate Bill No. 271 - 283 - 287 - 305
 Senate Bill No. 321 - 322 - 331 - 363
 Senate Concurrent Resolution "U" - "D-D"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE SENATE

House Chamber
 Bismarck, March 6, 1965

Mr. President: I have the honor to transmit:

House Bill No. 530 - 547 - 556 - 568
 House Bill No. 577 - 592 - 660 - 677
 House Bill No. 706 - 717 - 731 - 776
 House Bill No. 787 - 789 - 797 - 803
 House Bill No. 806 - 834 - 914 - 942
 House Bill No. 944 - 949
 House Concurrent Resolution "U" - "E-1" - "V-1"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bills No. 530 - 547 - 556 - 568
 House Bills No. 577 - 592 - 660 - 677 - 706
 House Bills No. 717 - 731 - 776 - 787 - 789
 House Bills No. 797 - 803 - 806 - 834 - 914
 House Bills No. 942 - 944 - 949
 House Concurrent Resolution "U" - "E-1" - "V-1"

Which the President has signed.

GERALD L. STAIR, Secretary

MESSAGE TO THE SECRETARY OF STATE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "U" - "E-1" - "V-1"

Were delivered to the Secretary of State for his approval at the hour of 1:45 o'clock, March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE GOVERNOR

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 530 - 547 - 556 - 568

House Bill No. 577 - 592 - 660 - 677

House Bill No. 706 - 717 - 731 - 776

House Bill No. 787 - 789 - 797 - 803

House Bill No. 806 - 834 - 914 - 942

House Bill No. 944 - 949

Were delivered to the Governor for his approval at the hour of 1:40 o'clock, March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1 - 7 - 8 - 28

Senate Bill No. 38 - 99 - 172

Senate Bill No. 214 - 228 - 340

Senate Bill No. 358

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Bill No. 1 - 7 - 8 - 28

Senate Bill No. 38 - 99 - 172 - 214

Senate Bill No. 228 - 338 - 340 - 358

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution "M"

House Concurrent Resolution "O"

House Concurrent Resolution "S"

House Concurrent Resolution "X"

House Concurrent Resolution "Y"

House Concurrent Resolution "Z"

House Concurrent Resolution "D-1"

House Concurrent Resolution "O-1"

House Concurrent Resolution "P-1"

House Concurrent Resolution "U-1"

House Concurrent Resolution "X-1"

House Concurrent Resolution "Y-1"

House Concurrent Resolution "A-2"

House Concurrent Resolution "C-2"

House Concurrent Resolution "D-2"
House Concurrent Resolution "E-2"
And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Memorial Resolution No. 1
And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to transmit:

House Bill No. 698 - 712 - 724 - 753
House Bill No. 754 - 800 - 809 - 822 - 841
House Concurrent Resolution "N-1"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 698 - 712 - 724
House Bill No. 753 - 754 - 800
House Bill No. 809 - 822
House Bill No. 841
House Concurrent Resolution "N-1"

Which the President has signed.

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 698 - 712 - 724 - 753
House Bill No. 754 - 800 - 809 - 822 - 841

Were delivered to the Governor for his approval at the hour of 1:30 o'clock p.m., March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "A" - "E" - "H"
Senate Concurrent Resolution "J" - "O" - "FF"
Senate Concurrent Resolution "GG" - "HH" - "II"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

FRIDAY, MARCH 5, 1965

1429

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to transmit:

House Concurrent Resolution "M" - "O" - "S" - "X" - "Y"
House Concurrent Resolution "Z" - "D-1" - "N-1" - "O-1" - "P-1"
House Concurrent Resolution "U-1" - "X-1" - "Y-1" - "A-2"
House Concurrent Resolution "C-2" - "D-2" - "E-2"

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "M" - "O" - "S" - "X" - "Y"
House Concurrent Resolution "Z" - "D-1" - "O-1" - "P-1"
House Concurrent Resolution "U-1" - "X-1" - "Y-1"
House Concurrent Resolution "A-2" - "C-2" - "D-2"
House Concurrent Resolution "E-2"

Which the President has signed.

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "M" - "O" - "S" - "X" - "N-1"
House Concurrent Resolution "Y" - "Z" - "D-1" - "O-1"
House Concurrent Resolution "P-1" - "U-1" - "X-1" - "Y-1"
House Concurrent Resolution "A-2" - "C-2" - "D-2" - "E-2"

Were delivered to the Secretary of State at the hour of 4:30 o'clock p.m., March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2 - 4 - 5
Senate Bill No. 10 - 23 - 41
Senate Bill No. 42 - 60 - 71
Senate Bill No. 150 - 167 - 169
Senate Bill No. 298 - 300
Senate Bill No. 349 - 364

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Bill No. 2 - 4 - 5 - 10
Senate Bill No. 23 - 41 - 42 - 60
Senate Bill No. 71 - 150 - 167 - 169
Senate Bill No. 298 - 300 - 349 - 364
Senate Concurrent Resolution "A" - "E" - "H"
Senate Concurrent Resolution "J" - "O" - "F-F"
Senate Concurrent Resolution "G-G" - "H-H" - "I-I"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 501
 House Bill No. 506
 House Bill No. 507
 House Bill No. 516
 House Bill No. 518
 House Bill No. 523
 House Bill No. 531
 House Bill No. 541
 House Bill No. 544
 House Bill No. 566
 House Bill No. 585
 House Bill No. 589
 House Bill No. 608
 House Bill No. 650
 House Bill No. 653
 House Bill No. 671
 House Bill No. 697
 House Bill No. 728
 House Bill No. 794
 House Bill No. 814
 House Bill No. 836
 House Bill No. 840
 House Bill No. 913
 House Bill No. 925
 House Bill No. 926
 House Bill No. 945

And find the same correctly enrolled.

REP. SHABLOW, Chairman

Rep. Harrison moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

House Memorial Resolution No. 1
 House Resolution No. 5 - 9

Were delivered to the Secretary of State at the hour of 4:30 o'clock p.m., March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE TO THE SENATE

House Chamber
 Bismarck, March 6, 1965

Mr. President: I have the honor to transmit:

House Bill No. 501 - 506 - 507 - 516
 House Bill No. 518 - 523 - 531 - 541
 House Bill No. 544 - 566 - 585 - 589
 House Bill No. 608 - 650 - 653 - 671
 House Bill No. 697 - 728 - 794 - 814
 House Bill No. 836 - 840 - 913 - 925
 House Bill No. 926 - 945

Which the Speaker has signed and your signature is respectfully requested.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 501 - 506 - 507
 House Bill No. 516 - 518 - 523

House Bill No. 531 - 641
 House Bill No. 544 - 566 - 585
 House Bill No. 589 - 608 - 650
 House Bill No. 653 - 671 - 697
 House Bill No. 728 - 794 - 814
 House Bill No. 836 - 840 - 913
 House Bill No. 925 - 926 - 945
 Which the President has signed.

GERALD L. STAIR, Secretary

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 501 - 506 - 507 - 516
 House Bill No. 518 - 523 - 531 - 541
 House Bill No. 544 - 566 - 585 - 589
 House Bill No. 608 - 650 - 653 - 671
 House Bill No. 697 - 728 - 794 - 814
 House Bill No. 836 - 840 - 913
 House Bill No. 925 - 926 - 945

Were delivered to the Governor for his approval at the hour of 4:30 o'clock p.m., March 6, 1965.

REP. SHABLOW, Chairman

MESSAGE FROM THE GOVERNOR
 STATE OF NORTH DAKOTA

Executive Office
 Bismarck

(SEAL)

William L. Guy
 Governor

March 17, 1965

Members of the House
 Thirty-Ninth Legislative Assembly
 House Chambers
 Bismarck, North Dakota

Greetings:

As of March 15, 1965, I signed the following House Bills:

House Bill No. 503	House Bill No. 749
House Bill No. 512	House Bill No. 773
House Bill No. 520	House Bill No. 777
House Bill No. 539	House Bill No. 779
House Bill No. 540	House Bill No. 807
House Bill No. 542	House Bill No. 829
House Bill No. 572	House Bill No. 832
House Bill No. 578	House Bill No. 837
House Bill No. 623	House Bill No. 854
House Bill No. 634	House Bill No. 856
House Bill No. 654	House Bill No. 857
House Bill No. 664	House Bill No. 869
House Bill No. 682	House Bill No. 888
House Bill No. 684	House Bill No. 900
House Bill No. 688	House Bill No. 903
House Bill No. 690	House Bill No. 908
House Bill No. 699	House Bill No. 918
House Bill No. 700	House Bill No. 922
House Bill No. 705	House Bill No. 940
House Bill No. 714	House Bill No. 943
House Bill No. 716	House Bill No. 947

These bills have now been filed with the Secretary of State.

Sincerely,
 WILLIAM L. GUY,
 Governor

And the House stood adjourned sine die pursuant to the motion of Rep. Giffey.

DONNELL HAUGEN, Chief Clerk

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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.

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Approved by Governor, 1069.

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.

Introduction, first reading, 43.
 Referred to Committee on Appropriations.
 Reported back, do pass, 436.
 Second reading, 461, 1168.
 Passed, 462, 1169.
 To Senate, 469.
 Senate Amendments, 963, 1152.
 Returned to House, amended, 963, 1152.
 Conference Committee, 990.
 Senate requests return, 1084.
 Returned to Senate, 1122.
 House concurs, 1168.
 Re-engrossed, 1168.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1250.
 Received from Senate, 1310.
 Message to Governor, 1310.
 Approved by Governor, 1431.

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.

Introduction, first reading, 43.
 Referred to Committee on Appropriations.
 Reported back, amended, 361.
 Sixth Order of Business, 388, 455.
 Amendments adopted, 388, 455.
 Engrossed, 404.
 Second reading, 422, 469.
 Re-referred to Committee on Appropriations, 422.
 Amended, 436.
 Re-engrossed, 467.
 Passed, 469.
 To Senate, 488.
 Returned to House, 845.
 Enrolled, 887.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 505—

House Bill No. 505. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Introduction, first reading 43.
 Referred to Committee on Appropriations.
 Reported back, amended, 321.
 Sixth Order of Business, 364.
 Amendments adopted, 364.
 Engrossed, 383.
 Second reading, 395.
 Passed, 395.
 To Senate, 428.
 Returned to House, 924.
 Enrolled, 942.
 Signed by Speaker, 985.

Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Governor, 1070.
 Approved by Governor, 1204.

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, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

Introduction, first reading, 43.
 Referred to Committee on Appropriations.
 Reported back, do pass, 361, amended, 437.
 Sixth order of business, 455.
 Amendments adopted, 455.
 Engrossed, 467.
 Second reading, 390, 502, 1088, 1284.
 Passed, 391, 502, 1088, 1284.
 Reconsidered, 404.
 Re-referred to Committee, 404.
 Reconsidered, 1115.
 To Senate, 507.
 Senate amendments, 1028.
 Returned to House, amended, 1027.
 Conference Committee, 1115.
 Conference Committee report, 1283.
 House concurs, 1088, 1283, adopts, 1284.
 Re-engrossed, 1088.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

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, and special projects for the State Industrial School at Mandan, North Dakota.

Introduction, first reading, 43.
 Referred to Committee on Appropriations.
 Reported back, amended, 361.
 Sixth order of business, 388.
 Amendments adopted, 388.
 Engrossed, 404.
 Second reading 422, 1088, 1185.
 To Senate, 443.
 Returned to House, amended, 1027.
 Senate amendments, 1028.
 Re-engrossed, 1088.
 House concurs, 1088.
 Passed, 423, 1089, 1185.
 Reconsidered, 1116.
 Conference Committee, 1116.
 Conference Committee report, 1184.
 House adopts, 1185.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

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, and special projects, of the State Penitentiary and State Farm.

Introduction, first reading, 43.
 Referred to Committee on Appropriations.
 Reported back, amended, 268.
 Sixth order of business, 268.
 Amendments adopted, 286.
 Engrossed, 291.
 Second reading, 304, 895.
 Passed, 305, 895.
 To Senate, 321.
 Senate amendments, 875.
 Returned to House, amended, 875.
 House concurs, 894.
 Re-engrossed, 895.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 509 —

House Bill No. 509. A Bill for an Act making an appropriation for the general maintenance, and operation of the Tag and Sign Plant at the State Penitentiary.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, amended, 268.
 Sixth Order of Business, 286.
 Amendments adopted, 286.
 Engrossed, 291.
 Second reading, 305.
 Passed, 306.
 To Senate, 321.
 Returned to House, 845.
 Enrolled, 887.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1003.

House Bill No. 510 —

House Bill No. 510. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, do pass, 268.
 Second reading, 294.
 Passed, 294.
 To Senate, 321.
 Returned to House, 845.
 Enrolled, 887.

Signed by Speaker, 888.
Sent to Senate, 888.
Received from Senate, 906.
Message to Governor, 913.
Approved by Governor, 1003.

House Bill No. 511 —

House Bill No. 511. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

Introduction, first reading, 44.
Referred to Committee on Appropriations.
Reported back, do pass, 98.
Second reading, 113.
Passed, 114.
To Senate, 122.
Returned to House, 845.
Enrolled, 888.
Signed by Speaker, 888.
Sent to Senate, 888.
Received from Senate, 906.
Message to Governor, 913.
Approved by Governor, 1003.

House Bill No. 512—

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Introduction, first reading, 44.
Referred to Committee on Appropriations.
Reported back, do pass, 322; amended, 480.
Second reading, 368, 568, 664, 708, 735.
Placed at foot of calendar, 368.
Laid over one day, 381.
Re-referred to Committee on Appropriations, 400.
Sixth order of business, 508.
Amendments adopted, 508.
Engrossed, 533.
Placed at bottom of calendar, 568.
Placed at foot of calendar, 664, 708.
Passed, 736.
To Senate, 761.
Returned to House, 1180.
Enrolled, 1214.
Signed by Speaker, 1233.
Sent to Senate, 1250.
Received from Senate, 1310.
Message to Governor, 1310.
Approved by Governor, 1431.

House Bill No. 513—

House Bill No. 513. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

Introduction, first reading, 44.
Referred to Committee on Appropriations.
Reported back, do pass, 132.

Second reading, 143.
 Passed, 143.
 To Senate, 168.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 514 —

House Bill No. 514. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, do pass, 132.
 Second reading, 144.
 Passed, 144.
 To Senate, 168.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 515 —

House Bill No. 515. A Bill for an Act making an appropriation for vocational agriculture, vocational home economics, business education, trade and industrial education.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, do pass, 322.
 Second reading, 368, 991.
 Passed, 368, 991.
 To Senate, 389.
 Senate amendments, 963.
 Returned to House, 963.
 Amended, 963.
 House concurs, 991.
 Re-engrossed, 991.
 Enrolled, 1070.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1243.

House Bill No. 516 —

House Bill No. 516. A Bill for an Act making an appropriation for salaries, and expenses of the division of vocational rehabilitation and to match federal funds for rehabilitating disabled persons.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, amended, 383.

Sixth order of business, 403.
 Amendments adopted, 403.
 Engrossed, 434.
 Second reading, 441, 1089, 1216.
 Passed, 441, 1090, 1217.
 To Senate, 466.
 Returned to House, 1027; amended, 1027.
 Senate amendments, 1028.
 House concurs, 1089; adopts, 1216.
 Re-engrossed, 1089.
 Reconsidered, 1115.
 Conference committee, 1115.
 Conference committee report, 1216.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 517 —

House Bill No. 517. A Bill for an Act making an appropriation to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, do pass, 269.
 Second reading, 295.
 Passed, 295.
 To Senate, 321.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 518 —

House Bill No. 518. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

Introduction, first reading, 45.
 Referred to Committee on Appropriations.
 Reported back, do pass, 322.
 Second reading, 368, 1350.
 Passed, 369, 1350.
 To Senate, 389.
 Returned to House, 1204.
 Amended, 1204.
 Senate amendments, 1205.
 Conference committee, 1235.
 Conference committee report, 1349.
 House concurs, 1350; adopts, 1350.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 519 —

House Bill No. 519. A Bill for an Act making an appropriation for the purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

Introduction, first reading, 45.
 Referred to Committee on Appropriations.
 Reported back, do pass, 322.
 Second reading, 369.
 Passed, 370.
 To Senate, 389.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 520 —

House Bill No. 520. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the State of North Dakota, for which there are no facilities in the State.

Introduction, first reading, 45.
 Referred to Committee on Appropriations.
 Reported back, do pass, 437.
 Second reading, 462.
 Passed, 462.
 To Senate, 469.
 Returned to House, 1180.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1250.
 Received from Senate, 1310.
 Message to Governor, 1310.
 Approved by Governor, 1431.

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.

Introduction, first reading, 45.
 Referred to Committee on Appropriations.
 Reported back, amended, 383.
 Sixth order of business, 403.
 Amendments adopted, 403.
 Engrossed, 434.
 Second reading, 441.
 Passed, 442.
 To Senate, 466.
 Returned to House, 924.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Governor, 1070.
 Approved by Governor, 1204.

House Bill No. 522 —

House Bill No. 522. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as pro-

vided for by Title 37 of the North Dakota Century Code.

Introduction, first reading, 45.
Referred to Committee on Appropriations.
Reported back, amended, 454.
Sixth order of business, 471.
Amendments adopted, 471.
Engrossed, 477.
Second reading, 503.
Passed, 504.
To Senate, 507.
Returned to House, 999.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.

House Bill No. 523 —

House Bill No. 523. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Introduction, first reading, 45.
Referred to Committee on Appropriations.
Reported back, do pass, 362.
Second reading, 391, 565, 1090.
Re-referred to Committee on Appropriations, 391.
Amended, 477.
Sixth order of business, 508.
Amendments adopted, 508.
Engrossed, 533.
Passed, 566, 1091.
To Senate, 653.
Returned to House, 1027.
Amended, 1027.
Senate amendments, 1028.
Re-engrossed, 1090.
House concurs, 1090.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.
Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 524 —

House Bill No. 524. A Bill for an Act to make an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

Introduction, first reading, 45.
Referred to Committee on Appropriations.
Reported back, do pass, 269.
Second reading, 295.
Passed, 296.
To Senate, 321.
Returned to House, 776.
Enrolled, 795
Signed by Speaker, 833.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 1199.

House Bill No. 525 —

House Bill No. 525. A Bill for an Act making an appropriation for salaries and expenses of the governor's committee on employment of the physically handicapped.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, do pass, 509.
Second reading, 658, 708, 735.
Placed at foot of calendar, 658.
Placed at foot of calendar, 708.
Withdrawn, 735.

House Bill No. 526 —

House Bill No. 526. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, do pass, 193.
Second reading, 236.
Passed, 237.
To Senate, 258.
Returned to House, 776.
Enrolled, 795.
Signed by Speaker, 833.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 984.

House Bill No. 527 —

House Bill No. 527. A Bill for an Act making an appropriation for the purpose of administering the provisions of chapter 54-50 of the North Dakota Century Code.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, do pass, 383.
Second reading, 414.
Passed, 415.
To Senate, 443.
Returned to House, 776.
Enrolled, 795.
Signed by Speaker, 833.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 1199.

House Bill No. 528 —

House Bill No. 528. A Bill for an Act providing for Theodore Roosevelt Rough Rider Awards, selection of award recipients, and making an appropriation.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, do pass, 193.
Second reading, 237.
Passed, 238.

To Senate, 258.
Returned to House, 776.
Enrolled, 795.
Signed by Speaker, 833.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 1199.

House Bill No. 529 —

House Bill No. 529. A Bill for an Act granting authority to the state examiner to transfer certain mineral rights now in his custody.

Introduction, first reading, 46.
Referred to Committee on Natural Resources.
Reported back, do pass, 111.
Second reading, 122.
Passed, 123.
To Senate, 131.
Returned to House, 874.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.
Approved by Governor, 1069.

House Bill No. 530 —

House Bill No. 530. A Bill for an Act requiring that all departments that pay salaries or expenses of special assistant attorneys general, report monthly such expenditures to the attorney general upon such forms as attorney general may prescribe.

Introduction, first reading, 46.
Referred to Committee on State and Federal Government.
Reported back, amended, 132.
Sixth order of business, 142.
Amendments adopted, 142.
Engrossed, 157.
Second reading, 164, 1297.
Passed, 165, 1298.
To Senate, 174.
Returned to House, 1204.
Amended, 1204.
Senate amendments, 1205.
House concurs, 1297.
Enrolled, 1367.
Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Governor, 1427.

House Bill No. 531 —

House Bill No. 531. A Bill for an Act to create and enact sections 44-08-05.1 and 54-14-07 of the North Dakota Century Code, relating to the approval of vouchers for the expenditure of public funds and the penalty for violation thereof, and to the promulgation of rules by the state auditing board; to amend and reenact sections 44-08-03, 44-08-04, 44-08-05, 54-06-09, 54-14-03, and 54-14-04 of the North Dakota Century Code, relating to the claiming, paying, and receiving of travel expenditures and the violation thereof, and to

repeal section 54-14-05 of the North Dakota Century Code, relating to printing on vouchers penalty for false certification.

Introduction, first reading, 46.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 137.
 Sixth order of business, 143.
 Amendments adopted, 143.
 Engrossed, 157.
 Second reading, 167, 1295.
 Passed, 168, 1296.
 To Senate, 174.
 Returned to House, 1027.
 Amended, 1027.
 Senate amendments, 1028.
 Conference committee, 1091.
 Conference committee report, 1294.
 House adopts, 1294.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 532 —

House Bill No. 532. A Bill for an Act to transfer certain dedicated funds from the general fund and to amend and reenact sections 39-17-02 and 57-32-04 of the North Dakota Century Code, relating to deposits in certain funds.

Introduction, first reading, 47.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 157.
 Second reading, 170.
 Passed, 171.
 To Senate, 224.
 Returned to House, 772.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 533 —

House Bill No. 533. A Bill for an Act to create and enact section 57-34-12 and to amend and reenact sections 57-34-01, 57-34-02, 57-34-03, 57-34-05, 57-34-06, 57-34-10, and 57-34-11 of the North Dakota Century Code, relating to the taxation of mutual and co-operative telephone associations and private or commercial telephone companies exclusively engaged in providing telephone service to rural areas and cities and villages with a population of five hundred persons or less, and to repeal sections 57-34-07 and 57-34-09 of the North Dakota Century Code, relating to reports to county auditors and distribution of funds within taxing districts, and providing an effective date.

Introduction, first reading, 47.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 136.
 Sixth order of business, 143.
 Amendments adopted, 143.
 Engrossed, 157.

Second reading, 165.
 Passed, 166.
 To Senate, 174.
 Returned to House, 812.
 Enrolled, 833.
 Signed by Speaker, 863.
 Sent to Senate, 877.
 Received from Senate, 885.
 Message to Governor, 888.
 Approved by Governor, 984.

House Bill No. 534 —

House Bill No. 534. A Bill for an act to amend and reenact subsection 2 of section 57-39-09, sections 57-39-12 and 57-39-13, subsection 1 of section 57-39-14, subsection 1 of section 57-39-16, subsection 5 of section 57-40-06, and subsection 1 of 57-40-18 of the North Dakota Century Code, relating to the administration of and hearings upon sales and use tax returns, the issuance and fees for sales tax permits, and civil penalties for failure to file returns or pay taxes due within the proper time.

Introduction, first reading, 47.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 136.
 Second reading, 145.
 Passed, 145.
 To Senate, 168.
 Returned to House, 812.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1030.

House Bill No. 535 —

House Bill No. 535. A Bill for an Act to amend and reenact subsection 1 of section 57-40-03 of the North Dakota Century Code, relating to exemptions from the use tax and declaring an emergency.

Introduction, first reading, 47.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 137.
 Sixth order of business, 143.
 Amendments adopted, 143.
 Engrossed, 157.
 Second reading, 166.
 Passed, 167.
 Emergency carried, 167.
 To Senate, 174.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1010.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1204.

House Bill No. 536 —

House Bill No. 536. A Bill for an Act to amend and reenact subsections 7 and 8 of section 57-40-01 of the North Dakota Century

Code, relating to the definition of "retailer" and "retailer maintaining a place of business in this state" for use tax purposes.

Introduction, first reading, 47.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 137.
 Second reading, 146.
 Passed, 146.
 To Senate, 168.
 Returned to House, 812.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 537 —

House Bill No. 537. A Bill for an Act to create and enact sections 57-39-02.1 and 57-40-02.1, and to amend and reenact subsections 3 and 6 of section 57-39-01, section 57-39-02, subsection 10 of section 57-39-03, subdivision a of subsection 6 of section 57-40-01, subsection 10 of section 57-40-01, section 57-40-02, and subsection 5 of section 57-40-03 of the North Dakota Century Code, making the sales and use tax permanent at a two percent rate, placing sales and use of liquor, wine, beer, cigars, tobacco, cigarettes and cigarette products, and oleomargarine under the sales and use tax provisions, placing a temporary rate in addition to the two percent on the articles taxed under the sales and use tax, relating to the imposition of sales and use taxes on articles purchased for rental purposes and making casual sales by retailers of goods normally carried in their stock subject to the sales and use tax, and to repeal section 5-03-26, subsections 9 and 10 of section 57-36-01, and sections 57-36-25 and 57-36-26, providing for an excise tax on commodities used in mixed drinks and an excise tax on cigars and tobacco products in lieu of sales and use taxes.

Introduction, first reading, 47.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 362.

House Bill No. 538 —

House Bill No. 538. A Bill for an Act to amend and reenact section 23-02-23 of the North Dakota Century Code, relating to the availability of state records by the division of vital statistics and relating to the destruction of welfare records.

Introduction, first reading, 48.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 117.
 Second reading, 128.
 Passed, 129.
 To Senate, 138.
 Returned to House, 1095.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1176.
 Received from Senate, 1180.
 Message to Governor, 1182.
 Approved by Governor, 1425.

House Bill No. 539 —

House Bill No. 539. A Bill for an Act relating to the reporting of physical injury and neglect to children by physicians and other persons, providing immunity from liability, and presentation of privileged communication.

Introduction, first reading, 48.
Referred to Committee on Social Welfare.
Reported back, amended, 193.
Sixth order of business, 227.
Amendments adopted, 227.
Engrossed, 233.
Second reading, 245, 1218.
Deferred one legislative day, 245.
Passed, 270, 1218.
To Senate, 285.
Returned to House, 1180.
Amended, 1181.
Senate amendments, 1181.
House concurs, 1217.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 540 —

House Bill No. 540. A Bill for an Act to create and enact sections 61-04-28 and 61-07-34 of the North Dakota Century Code, relating to application for and correction of water permits and to provide a statute of limitations in cases wherein it is claimed an irrigation district is liable for damages resulting from negligence or carelessness; to amend and reenact sections 15-11-09, 61-01-01.1, 61-02-64, 61-02-64.1, 61-02-70, 61-04-02, 61-04-06, 61-04-09, 61-04-14, 61-04-15, 61-04-22, 61-04-23, 61-04-25, 61-16-08, 61-16-15, 61-16-17, 61-16-18, 61-16-22, 61-20-05, 61-20-06, 61-20-07, 61-26-01, and 61-26-02 of the North Dakota Century Code, relating to the application, transfer, and forfeiture of water permits; the terms of office of commissioners of water management districts; the construction and repair of dams; the moneys paid out and reimbursed to the North Dakota state water commission; to provide for the transfer of the supervision of artesian wells to the state water commission; and to provide that the water management districts may make application for joint use of drains located within drainage districts; and to repeal sections 61-04-08, 61-04-10, 61-04-13, and 61-20-08 of the North Dakota Century Code, relating to applications for water permits, certificates of construction for water works, and the appointment of a deputy state geologist.

Introduction, first reading, 48.
Referred to Committee on Agriculture.
Reported back, amended, 275.
Sixth order of business, 292, 388.
Amendments adopted, 292, 388.
Engrossed, 311.
Second reading, 319, 427, 1091.
Laid over, 319.
Placed in general orders, 327.
Amended in general orders, 366.
Re-engrossed, 404, 1901.
Passed, 428, 1092.
To Senate, 443.

Returned to House, 1027.
 Amended, 1027.
 Senate amendments, 1028.
 House concurs, 1091.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1250.
 Received from Senate, 1310.
 Message to Governor, 1310.
 Approved by Governor, 1431.

House Bill No. 541 —

House Bill No. 541. A Bill for an Act to create and enact sections 55-01-10, 55-02-07, 55-08-01, 55-08-02, 55-08-03, 55-08-04, 55-08-05, 55-08-06, 55-08-07, 55-08-08, 55-08-09, 55-08-10, 55-08-11, 55-08-12, 55-08-13 and 55-08-14, and to amend and reenact sections 55-01-01, 55-01-02, 55-01-03, 55-01-04, 55-01-05, 55-01-06, 55-01-07, 55-02-01, 55-02-01.1, 55-02-01.2, 55-02-02, 55-02-03, 55-02-04, 55-02-05, 55-02-06, 55-03-01, 55-03-02, 55-03-03, 55-03-04, 55-03-05, 55-03-06, 55-03-07 and Subsection 7 of section 55-05-02, and to repeal sections 55-07-01, 55-07-02, 55-07-03, 55-07-04 of the 1963 Supplement to the North Dakota Century Code, to provide for a state historical board and a superintendent for the state historical board; to provide for the protection of prehistoric and historic artifacts and sites found, located, or in the possession of another department of the state, county, or local government; to provide for the protection and licensing of paleontological sites, deposits, and materials; to establish a North Dakota Park Service, to provide for a director of state parks, powers and duties, operation, administration and maintenance of the state parks and the issuance and payment of revenue bonds.

Introduction, first reading, 49.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 571.
 Sixth order of business, 668.
 Amendments adopted, 668.
 Second reading, 739, 1315.
 Passed, 740, 1316.
 To Senate, 761.
 Re-engrossed, 762, 1315.
 Senate amendments, 1246.
 Returned to House, 1246.
 Amended, 1246.
 House concurs, 1315.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 542. A Bill for an Act to create a higher education facilities commission and providing for its membership, powers, duties, and compensation, and providing for the allocation and expenditure of funds.

Introduction, first reading, 49.
 Referred to Committee on Education.
 Reported back, amended, 81.
 Sixth order of business, 90.
 Amendments adopted, 90.
 Engrossed, 98.
 Second reading, 102.

Passed, 103.
To Senate, 111.
Returned to House, 1180.
Enrolled, 1214.
Signed by Speaker, 1233.
Sent to Senate, 1250.
Received from Senate, 1310.
Message to Governor, 1310.
Approved by Governor, 1431.

House Bill No. 543 —

House Bill No. 543. A Bill for an Act to amend and reenact section 15-10-19 of the 1963 Supplement to the North Dakota Century Code, defining the term "nonresident" for the purposes of tuition at state institutions of higher education.

Introduction, first reading, 49.
Referred to Committee on Education.
Reported back, amended, 225.
Sixth order of business, 236.
Amendments adopted, 236.
Engrossed, 250.
Second reading, 266, 943.
Passed, 266, 944.
To Senate, 285.
Senate amendments, 924.
Returned to House, 924.
Amended, 924.
House concurs, 943.
Re-engrossed, 943.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 544 —

House Bill No. 544. A Bill for an Act to amend and reenact section 15-10-18 of the North Dakota Century Code, prescribing a method of determining nonresident tuition at state institutions of higher education.

Introduction, first reading, 49.
Referred to Committee on Education.
Reported back, amended, 131.
Sixth order of business, 138.
Amendments adopted, 138.
Engrossed, 140.
Second reading, 149, 1351.
Passed, 149, 1351.
To Senate, 168.
Returned to House, 1204.
Amended, 1204.
Senate amendments, 1205.
Conference committee, 1233.
Conference committee report, 1350.
House adopts, 1350.
Re-engrossed, 1351.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.

Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 545 —

House Bill No. 545. A Bill for an Act to create and enact section 54-16-12 of the North Dakota Century Code, relating to the granting by the state emergency commission of funds to institutions of higher education.

Introduction, first reading, 50.
 Referred to Committee on Education.
 Reported back, do pass, 81.
 Second reading, 95.
 Passed, 96.
 To Senate, 104.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 546 —

House Bill No. 546. A Bill for an Act making an appropriation for the establishment of the position of director of industrial arts and vocational education.

Introduction, first reading, 50.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 467.

House Bill No. 547 —

House Bill No. 547. A Bill for an Act to amend and reenact sections 49-05-04, 49-05-06, and 49-06-01 of the North Dakota Century Code, relating to public utility rate changes.

Introduction, first reading, 50.
 Referred to Committee on Industry and Business.
 Reported back, amended, 157.
 Sixth order of business, 170, 292.
 Amendments adopted, 170, 292.
 Engrossed, 193.
 Second reading, 229, 334, 1292.
 Passed, 229, 334, 1292.
 Reconsidered, 233.
 Re-referred to committee, 233.
 Reported back, amended, 276.
 Re-engrossed, 311.
 To Senate, 382.
 Returned to House, amended, 1095.
 Senate amendments, 1095.
 Conference committee, 1132.
 Conference committee report, 1291.
 House adopts, 1291.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 548 —

House Bill No. 548. A Bill for an Act to create and enact section 49-18-46, and to amend and reenact sections 49-11-16 and 49-13-06 of the North Dakota Century Code, relating to rail and motor carrier safety and equipment requirements and to repeal sections 49-13-01, 49-13-03, 49-18-27, 49-18-28, 49-18-29, and 49-18-30 of the North Dakota Century Code, relating to rail and motor carrier safety and equipment requirements.

Introduction, first reading, 50.
Referred to Committee on Transportation.
Reported back, amended, 141.
Sixth order of business, 164.
Amendments adopted, 164.
Engrossed, 169.
Second reading, 184.
Passed, 185.
To Senate, 224.
Returned to House, 874.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.
Approved by Governor, 1069.

House Bill No. 549 —

House Bill No. 549. A Bill for an Act making an appropriation for salaries and expenses for Predatory Animal Control to the Commissioner of Agriculture and Labor.

Introduction, first reading, 50.
Referred to Committee on Appropriations.
Reported back, amended, 384.
Sixth order of business, 403.
Amendments adopted, 403.
Engrossed, 434.
Second reading, 442.
Passed, 443.
To Senate, 466.
Returned to House, 999.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1347.

House Bill No. 550 —

House Bill No. 550. A Bill for an Act to create and enact subsection 24 of section 57-02-08 of the North Dakota Century Code, providing that certain livestock shall be exempt from personal property taxation.

Introduction, first reading, 68.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 250.

House Bill No. 551 —

House Bill No. 551. A Bill for an Act to create and enact subsection 23 of section 57-02-08 of the North Dakota Century Code, pro-

viding for exemption of certain items of personal property from taxation.

Introduction, first reading, 68.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 253.

House Bill No. 552 —

House Bill No. 552. A Bill for an Act to amend and reenact sections 15-40-14 and 15-40-24 of the 1963 Supplement to the North Dakota Century Code, relating to per pupil payments from county equalization funds to school districts.

Introduction, first reading, 68.

Referred to Committee on Education.

Reported back, do pass, 158.

Second reading, 171.

Passed, 172.

To Senate, 224.

Returned to House, indefinitely postponed, 1148.

House Bill No. 553 —

House Bill No. 553. A Bill for an Act to create and enact section 12-53-20 of the North Dakota Century Code, relating to appeals.

Introduction, first reading, 68.

Referred to Committee on Judiciary.

Reported back, do pass, 98.

Second reading, 114.

Passed, 115.

To Senate, 122.

Returned to House, 963.

Enrolled, 993.

Signed by Speaker, 1010.

Sent to Senate, 1024.

Received from Senate, 1075.

Message to Governor, 1116.

Approved by Governor, 1204.

House Bill No. 554 —

House Bill No. 554. A Bill for an Act to create and enact section 29-28-30.1, and to amend and reenact sections 29-28-06, 29-28-08, 29-28-11, 29-28-18, 29-28-20, 29-28-23, 29-28-27, and 29-28-28 of the North Dakota Century Code, relating to criminal appeals.

Introduction, first reading, 69.

Referred to Committee on Judiciary.

Reported back, do pass, 98.

Second reading, 115.

Passed, 116.

To Senate, 122.

Returned to House, 963.

Enrolled, 1070.

Signed by Speaker, 1116.

Sent to Senate, 1119.

Received from Senate 1136.

Message to Governor, 1253.

Approved by Governor, 1425.

House Bill No. 555 —

House Bill No. 555. A Bill for an Act to amend and reenact subsection 9 of section 39-16-01, section 39-16-05, and subdivision b of

subsection 2 of section 39-16-20 of the North Dakota Century Code, relating to raising the limits for proof of financial responsibility in automobile liability insurance.

Introduction, first reading, 69.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 253.

House Bill No. 556 —

House Bill No. 556. A Bill for an Act to amend and reenact section 43-06-08, subsection 3 of section 43-06-09, sections 43-06-11 and 43-06-13 of the North Dakota Century Code, relating to chiropractic license.

Introduction, first reading, 74.
Referred to Committee on Industry and Business.
Reported back, amended, 195.
Sixth order of business, 227.
Amendments adopted, 227.
Engrossed, 233.
Second reading, 245, 1218.
Passed, 245, 1218.
To Senate, 258.
Returned to House, 1180.
Amended, 1181.
Senate amendments, 1181.
House concurs, 1218.
Re-engrossed, 1218.
Enrolled, 1402.
Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Governor, 1427.

House Bill No. 557 —

House Bill No. 557. A Bill for an Act to amend and reenact sections 20-16-01, 20-16-02, and 20-16-03 of the North Dakota Century Code, relating to destruction of predatory animals through state and federal cooperation.

Introduction, first reading, 74.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 225.

House Bill No. 558 —

House Bill No. 558. A Bill for an Act relating to the disposition of facilities of county agricultural and training schools.

Introduction, first reading, 74.
Referred to Committee on Education.
Reported back, do pass, 137.
Second reading, 147.
Passed, 147.
To Senate, 168.
Returned to House, 874.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.
Approved by Governor, 1069.

House Bill No. 559 —

House Bill No. 559. A Bill for an Act to amend and reenact sections 27-15-01 and 27-15-10 of the North Dakota Century Code relating to establishment of judicial council and compensation.

Introduction, first reading, 74.
 Referred to Committee on Judiciary.
 Reported back, amended, 98.
 Sixth order of business, 112.
 Amendments adopted, 112.
 Engrossed, 117.
 Second reading, 124.
 Passed, 129.
 To Senate, 138.
 Returned to House, 963.
 Enrolled, 1070.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1347.

House Bill No. 560 —

House Bill No. 560. A Bill for an Act to provide for space in the State Capitol Building and other state, county and local municipal buildings for emergency operating centers and Civil Defense offices.

Introduction, first reading, 75.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 132.
 Second reading, 144.
 Passed, 145.
 To Senate, 168.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 561 —

House Bill No. 561. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code as set forth in the 1963 Pocket Supplement to Volume 5 relating to salaries of judges of the county courts of increased jurisdiction.

Introduction, first reading, 77.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 133.
 Sixth order of business, 143.
 Amendments adopted, 143.
 Engrossed, 157.
 Second reading, 165, 1092.
 Passed, 165, 1093.
 To Senate, 174.
 Returned to House, 1028.
 Amended, 1028.
 Senate amendments, 1029.
 House concurs, 1092.
 Re-engrossed, 1092.
 Enrolled, 1170.
 Signed by Speaker, 1176.

Sent to Senate, 1176.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1347.

House Bill No. 562 —

House Bill No. 562. A Bill for an Act to amend and reenact section 27-05-03 and subsection 3 of section 27-17-01 of the North Dakota Century Code relating to the salaries and expenses of judges of the district court.

Introduction, first reading, 77.
Referred to Committee on State and Federal Government.
Reported back, amended, 253.
Sixth order of business, 267.
Amendments adopted, 267.
Engrossed, 275.
Second reading, 287.
Lost, 287.
Reconsidered, 292.
Lost for lack of two-thirds majority, 339.

House Bill No. 563 —

House Bill No. 563. A Bill for an Act to amend and reenact section 27-02-02 of the North Dakota Century Code relating to the salaries of judges of the supreme court.

Introduction, first reading, 77.
Referred to Committee on State and Federal Government.
Reported back, amended, 254.
Sixth order of business, 267, 297.
Re-referred to committee, 267.
Reported back, amended, 286.
Amendments adopted, 297.
Engrossed, 311.
Lost for lack of two-thirds majority, 339.

House Bill No. 564 —

House Bill No. 564. A Bill for an Act to provide for the erection of a "Little Country Theater" building on the campus of the North Dakota state university of agriculture and applied science.

Introduction, first reading, 78.
Referred to Committee on Education.
Reported back, do pass, 131.
Second reading, 138.
Passed, 138.
To Senate, 168.
Returned to House, 456.
Enrolled, 509.
Signed by Speaker, 513.
Sent to Senate, 533.
Received from Senate, 546.
Message to Governor, 571.
Approved by Governor, 713.

House Bill No. 565 —

House Bill No. 565. A Bill for an Act to amend and reenact sections 23-13-11 and 40-06-01 of the North Dakota Century Code relating to the initiation and implementation of safety measures and pro-

grams in counties and municipalities, and providing for the appointment of county safety council or director.

Introduction, first reading, 78.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 195.

House Bill No. 566 —

House Bill No. 566. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

Introduction, first reading, 78.
 Referred to Committee on Political Subdivisions.
 Reported back, amended 158, 176, 404.
 Re-referred to Committee, 159, 233.
 Sixth order of business, 227, 433.
 Laid over, 227.
 Amendments adopted, 433.
 Engrossed, 451.
 Second reading, 459, 1415.
 Passed, 459, 1416.
 To Senate, 469.
 Senate amendments, 822, 1045.
 Returned to House, 822, 1045.
 Amended, 822, 1045.
 Conference committee, 836, 1095, 1359.
 Conference committee report, 942, 1359, 1408.
 Senate requests return, 964.
 Returned to Senate, 964.
 House adopts, 1415.
 Re-engrossed, 1415.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 567 —

House Bill No. 567. A Bill for an Act to amend and reenact sections 65-04-01, 65-04-02, 65-05-09, 65-05-10, 65-05-11, 65-05-13, and 65-05-17 of the North Dakota Century Code, relating to the rates, reserves, and benefits payable from the Workmen's Compensation Fund.

Introduction, first reading, 79.
 Referred to Committee on Labor Relations.
 Withdrawn, 170.

House Bill No. 568 —

House Bill No. 568. A Bill for an Act relating to the prevention of consumer fraud and unlawful credit practices.

Introduction, first reading, 79.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 254.
 Second reading, 271.
 Passed 271.
 To Senate, 285.
 Returned to House, 1246.
 Enrolled, 1367.

Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Governor, 1427.

House Bill No. 569 —

House Bill No. 569. A Bill for an Act relating to the unlawful distribution of pornographic materials; the possession of such; the unlawful coercion to sell such; indecent exposure, exhibition, and writings; the seizure and confiscation of pornographic material; the confiscation of machinery to produce such; the confiscation of vehicles transporting such; the destruction of pornographic material which has been confiscated; the test for obscenity; the unlawful transportation into the state of pornographic material; and other provisions for the control of, enforcement against, and punishment for such acts; and to repeal sections 12-21-07, 12-21-09, 12-21-10, 12-21-11, 12-21-12, 12-21-13, and 12-21-13.1 of the North Dakota Century Code, to eliminate similar provisions presently in force which will be repetitious to this Act.

Introduction, first reading, 79.
Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 195.

House Bill No. 570 —

House Bill No. 570. A Bill for an Act to amend and reenact section 16-20-19 of the North Dakota Century Code, relating to the prohibition against electioneering on election day.

Introduction, first reading, 79.
Referred to Committee on Judiciary.
Reported back, amended, 141.
Sixth order of business, 164.
Amendments adopted, 164.
Engrossed, 169.
Laid over, 185.
Second reading, 227.
Passed, 228.
To Senate, 235.
Returned to House, indefinitely postponed, 776.

House Bill No. 571 —

House Bill No. 571. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code, relating to the publication of political advertising.

Introduction, first reading, 79.
Referred to Committee on Judiciary.
Reported back, amended, 141.
Sixth order of business, 164.
Amendments adopted, 164.
Engrossed, 169.
Laid over, 185.
Second reading, 228.
Passed, 228.
Reconsidered, 233.
Re-referred to committee, 234.
Indefinitely postponed, 278.

House Bill No. 572 —

House Bill No. 572. A Bill for an Act to create and enact section 15-61-05 of the North Dakota Century Code, relating to the disposi-

tion of surplus property of state departments, agencies, or institutions.

Introduction, first reading, 80.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 159.
 Sixth order of business, 170.
 Amendments adopted, 170.
 Engrossed, 193.
 Second reading, 229, 1093.
 Passed, 230, 1094.
 To Senate, 572.
 Returned to House, 1028.
 Amended, 1028.
 Senate amendments, 1029.
 House concurs, 1093.
 Re-engrossed, 1093.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1176.
 Received from Senate, 1180.
 Message to Governor, 1180.
 Approved by Governor, 1431.

House Bill No. 573 —

House Bill No. 573. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Introduction, first reading, 80.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 142.

House Bill No. 574 —

House Bill No. 574. A Bill for an Act providing an appropriation for the construction of an all-faiths chapel in Grafton State School.

Introduction, first reading, 85.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 477.

House Bill No. 575 —

House Bill No. 575. A Bill for an Act to amend and reenact sections 15-45-02 and 15-45-03 of the North Dakota Century Code, relating to kindergartens.

Introduction, first reading, 85.
 Referred to Committee on Education.
 Reported back, do pass, 137.
 Second reading, 147.
 Passed, 148.
 To Senate, 168.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 576 —

House Bill No. 576. A Bill for an Act to create and enact Sections 16-16-17, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23,

16-16-24, 16-16-25, 16-16-26, and 16-16-27 of the North Dakota Century Code, by creating and enacting new sections to provide for voting by new residents in presidential elections, providing for its referral to the electorate and providing a penalty and an effective date.

Introduction, first reading, 85.
 Referred to Committee on Judiciary.
 Reported back, amended, 169.
 Sixth order of business, 196.
 Amendments adopted, 196.
 Engrossed, 225.
 Second reading, 238, 944.
 Passed, 239, 944.
 To Senate, 258.
 Returned to House, 776.
 Enrolled, 795, 1070.
 Signed by Speaker, 833, 1116.
 Sent to Senate, 834, 1119.
 Received from Senate, 853, 1136.
 Message to Governor, 853, 1253.
 House requests Governor to return, 862.
 Returned to House by Governor, 864.
 Senate requests return, 898.
 Returned to Senate, 898.
 Amended, 924.
 Senate amendments, 924.
 House concurs, 944.
 Re-engrossed, 944.

House Bill No. 577 —

House Bill No. 577. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state.

Introduction, first reading, 86.
 Referred to Committee on Education.
 Reported back, do pass, 131.
 Second reading, 139, 149, 1228.
 Laid over, 139.
 Passed, 150, 1228.
 To Senate, 168.
 Returned to House, 1204.
 Amended, 1204.
 Senate amendments, 1205.
 House concurs, 1228.
 Re-engrossed, 1228.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 578 —

House Bill No. 578. A Bill for an Act to amend and reenact sections 15-27-06 and 15-53-26 of the 1963 Supplement to the North Dakota Century Code, relating to school district annexation proceedings.

Introduction, first reading, 93.
 Referred to Committee on Education.

Reported back, amended, 254.
Sixth order of business, 267.
Amendments adopted, 268.
Engrossed, 275.
Second reading, 287.
Passed, 288.
To Senate, 306.
Returned to House, 1180.
Enrolled, 1214.
Signed by Speaker, 1233.
Sent to Senate, 1250.
Received from Senate, 1310.
Message to Governor, 1310.
Approved by Governor, 1431.

House Bill No. 579 —

House Bill No. 579. A Bill for an Act to amend and reenact section 15-40-19 of the 1963 Supplement to the North Dakota Century Code, relating to the distribution of payments to the county equalization fund by the department of accounts and purchases.

Introduction, first reading, 93.
Referred to Committee on Education.
Reported back, do pass, 138.
Second reading, 148.
Passed, 149.
To Senate, 168.
Returned to House, 392.
Enrolled, 768.
Signed by Speaker, 768.
Sent to Senate, 768.
Received from Senate, 774.
Message to Governor, 774.
Approved by Governor, 840.

House Bill No. 580 —

House Bill No. 580. A Bill for an Act to repeal chapter 16-19 of the North Dakota Century Code, relating to the publication by the state of North Dakota of a publicity pamphlet prior to any statewide election.

Introduction, first reading, 93.
Referred to Committee on General Affairs.
Reported back, do pass, 112.
Second reading, 123.
Passed, 124.
To Senate, 131.
Returned to House, 258.
Enrolled, 403.
Signed by Speaker, 404.
Sent to Senate, 414.
Received from Senate, 414.
Message to Governor, 419.
Approved by Governor, 540.

House Bill No. 581 —

House Bill No. 581. A Bill for an Act to amend and reenact sections 16-12-10, 16-12-14, and 16-18-06 of the North Dakota Century Code, relating to the conduct and procedure of elections.

Introduction, first reading, 94.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 142.

House Bill No. 582 —

House Bill No. 582. A Bill for an Act to amend and reenact sections 43-09-01, 43-09-02, 43-09-05, 43-09-11, and 43-09-22 of the North Dakota Century Code, relating to the state electrical board and the licensing of electricians.

Introduction, first reading, 94.
 Referred to Committee on General Affairs.
 Reported back, amended, 183.
 Sixth order of business, 227.
 Amendments adopted, 227.
 Engrossed, 233.
 Second reading, 244.
 Lost, 245.

House Bill No. 583 —

House Bill No. 583. A Bill for an Act to provide that all electors must be registered in the precinct prior to being authorized to vote in any statewide special, primary, or general election, providing for the method of registration and to amend and reenact section 16-18-06 of the North Dakota Century Code, relating to absent voters' ballots, and providing a penalty.

Introduction, first reading, 94.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 142.

House Bill No. 584 —

House Bill No. 584. A Bill for an Act making an appropriation to the North Dakota Department of Agriculture and Labor for predatory animal control from February 1, 1965, through June 30, 1965, and paying outstanding accounts, and declaring an emergency.

Introduction, first reading, 94.
 Referred to Committee on Appropriations.
 Reported back, do pass, 322.
 Second reading, 370.
 Passed, 370.
 Emergency carried, 370.
 To Senate, 389.
 Returned to House, 999.
 Enrolled, 1087.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1347.

House Bill No. 585 —

House Bill No. 585. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-05-03, 16-05-04, 16-05-05, 16-13-15, 16-13-20, 16-13-36, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, county party committee organization meetings, state central committee meetings, precinct committeemen meetings, and party conventions, and declaring legislative intent.

Introduction, first reading, 94.
 Referred to Committee on Judiciary.
 Reported back, amended, 407.

Sixth order of business, 433.
 Amendments adopted, 433.
 Engrossed, 451.
 Second reading, 459, 1186.
 Passed, 460, 1186.
 To Senate, 469.
 Returned to House, 1028.
 Amended, 1028.
 Senate amendments, 1030.
 Conference committee, 1094.
 Conference committee report, 1185.
 House adopts, 1186.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 586 —

House Bill No. 586. A Bill for an Act to amend and reenact section 51-13-05 of the North Dakota Century Code, relating to interest credit upon advance payment of retail installment sales contracts.

Introduction, first reading, 94.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 486.

House Bill No. 587 —

House Bill No. 587. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to the terms of office of township supervisors.

Introduction, first reading, 94.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 225.

House Bill No. 588 —

House Bill No. 588. A Bill for an Act relating to the qualifications of electors at municipal elections on bonding and debt limit increases.

Introduction, first reading, 95.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 159.

House Bill No. 589 —

House Bill No. 589. A Bill for an Act relating to payment and collection of wages for labor; requiring semimonthly or agreed payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; making principal contractor liable for payroll of subcontractor; placing responsibility for enforcement of this Act; granting the commissioner of labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of labor and his deputy the duty to prosecute actions; providing for power to promulgate regulations.

Introduction, first reading, 99.
 Referred to Committee on Labor Relations.

Reported back, amended, 322.
Sixth order of business, 364.
Amendments adopted, 364.
Engrossed, 383.
Second reading, 395, 1407.
Passed, 396, 1408.
To Senate, 428.
Returned to House, 1246.
Senate amendments, 1246.
Amended, 1246.
Senate requests return, 1253.
Returned to Senate, 1301.
Senate returns, 1335.
Conference committee, 1346.
Conference committee report, 1407.
House adopts, 1407.
Re-engrossed, 1407.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.
Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 590 —

House Bill No. 590. A Bill for an Act to amend and reenact section 57-20-09 of the North Dakota Century Code, relating to the discount for early payment of real estate taxes.

Introduction, first reading, 99.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 255.

House Bill No. 591 —

House Bill No. 591. A Bill for an Act to amend and reenact section 18-01-33 of the North Dakota Century Code, relating to authority of state fire marshal to promulgate rules and regulations, and adopt state building codes.

Introduction, first reading, 99.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 183.

House Bill No. 592 —

House Bill No. 592. A Bill for an Act to amend and reenact section 18-10-08 of the North Dakota Century Code, relating in indebtedness of district limited, and declaring an emergency.

Introduction, first reading, 99.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 255.
Second reading, 271, 1232.
Passed, 272, 1232.
Emergency carried, 272, 1232.
To Senate, 285.
Returned to House, 874.
Senate requests return, 925.
Return to Senate, 958.
Amended, 1204.
Senate amendments, 1205.
House concurs, 1231.
Re-engrossed, 1232.
Enrolled, 1402.

Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 593 —

House Bill No. 593. A Bill for an Act to amend and reenact subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to definitions.

Introduction, first reading, 100.
 Referred to Committee on Transportation.
 Withdrawn, 159.

House Bill No. 594 —

House Bill No. 594. A Bill for an Act to amend and reenact section 39-04-17 of the North Dakota Century Code, relating to the certificate of a notary showing compliance with the registration of motor vehicle laws and making the execution of a false certificate a misdemeanor.

Introduction, first reading, 100.
 Referred to Committee on Judiciary.
 Reported back, do pass, 159.
 Second reading, 172.
 Passed, 172.
 To Senate, 224.
 Returned to House, indefinitely postponed, 845.

House Bill No. 595 —

House Bill No. 595. A Bill for an Act to amend and reenact section 63-03-06 of the North Dakota Century Code, relating to the destruction of weeds and failure of responsible persons to destroy weeds.

Introduction, first reading, 100.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 225.
 Second reading, 240.
 Lost, 240.

House Bill No. 596 —

House Bill No. 596. A Bill for an Act to amend and reenact section 23-23-02 of the 1963 Supplement to the North Dakota Century Code, relating to cancer cures.

Introduction, first reading, 100.
 Referred to Committee on Social Welfare.
 Reported back, amended, 195.
 Sixth order of business, 227.
 Amendments adopted, 227.
 Engrossed, 233.
 Second reading, 246.
 Passed, 246.
 To Senate, 258.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.

House Bill No. 597 —

House Bill No. 597. A Bill for an Act to amend and reenact sections 27-16-06, 27-16-18, and 27-16-31 of the North Dakota Century Code, relating to the confidentiality of juvenile court records and hearings and the publication of the names of certain juvenile offenders.

Introduction, first reading, 100.
 Referred to Committee on Judiciary.
 Reported back, do pass, 159.
 Re-referred to Committee on Judiciary, 160, 269.
 Indefinitely postponed, 269, 389.

House Bill No. 598 —

House Bill No. 598. A Bill for an Act to amend and reenact sections 15-22-23, 15-28-04, 15-28-06, 15-28-07, 15-28-08, 15-28-09, 15-29-05, and subsection 12 of section 15-29-08 of the North Dakota Century Code, relating to school district elections and the compensation of school board members and officers, and declaring an emergency.

Introduction, first reading, 100.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 323.

House Bill No. 599 —

House Bill No. 599. A Bill for an Act to amend and reenact section 27-09-26 of the North Dakota Century Code relating to the use of juries by district courts and county courts of increased jurisdiction and the creation and enactment of a new section 27-09-27 of the North Dakota Century Code relating to attendance of jury panels at terms of court.

Introduction, first reading, 100.
 Referred to Committee on Judiciary.
 Reported back, do pass, 160.
 Second reading, 172.
 Passed, 173.
 To Senate, 224.
 Returned to House, 776.
 Enrolled, 833.
 Signed by Speaker, 863.
 Sent to Senate, 877.
 Received from Senate, 885.
 Message to Governor, 888.
 Approved by Governor, 1002.

House Bill No. 600 —

House Bill No. 600. A Bill for an Act to amend and reenact section 5-01-09 of the North Dakota Century Code relating to being intoxicated in public places and providing a penalty therefor.

Introduction, first reading, 101.
 Referred to Committee on Social Welfare.
 Re-referred to Committee on Judiciary, 196.
 Reported back, indefinitely postponed, 269.

House Bill No. 601 —

House Bill No. 601. A Bill for an Act to amend and reenact section 39-08-18 of the North Dakota Century Code, relating to open

receptacles containing alcoholic beverages in automobile, truck or bus.

Introduction, first reading, 101.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 195.
 Second reading, 238.
 Passed, 238.
 To Senate, 258.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 602 —

House Bill No. 602. A Bill for an Act to amend and reenact subsection 2 of section 39-07-09 of the North Dakota Century Code relating to offenses under which person arrested may not be entitled to release upon promise to appear.

Introduction, first reading, 101.
 Referred to Committee on Judiciary.
 Reported back, do pass, 160.
 Second reading, 173.
 Lost, 174.

House Bill No. 603 —

House Bill No. 603. A Bill for an Act to amend and reenact sections 18-03-09, 40-07-08, 40-19-02, subsections 1, 2, and 4 of section 57-02-11, sections 57-02-17, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.7, 57-02-22, 57-02-31, 57-02-32, 57-02-34, 57-03-01, 57-03-02, 58-05-02, and 58-05-18 of the North Dakota Century Code, to provide real and personal property shall be assessed and valued as of February first instead of April first of each year and changing the dates of elections, terms, and procedures of certain village and township offices to correspond with the proposed assessment and valuation dates of real and personal property.

Introduction, first reading, 101.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 413.

House Bill No. 604 —

House Bill No. 604. A Bill for an Act to amend and reenact section 4-22-22, subsection 13 of section 4-22-26, and 4-22-44 of the North Dakota Century Code, relating to the expenses of supervisors; the borrowing of funds by districts through the pledging of its income, the payment of liabilities, and the disposal of property when terminating the affairs of the district.

Introduction, first reading, 101.
 Referred to Committee on Agriculture.
 Reported back, amended, 262.
 Sixth order of business, 281.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 303.
 Passed, 304.

To Senate, 321.
 Returned to House, 813.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 605 —

House Bill No. 605. A Bill for an Act to repeal chapter 26-22 of the North Dakota Century Code, relating to the hail insurance department and providing an effective date.

Introduction, first reading, 101.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 595.

House Bill No. 606 —

House Bill No. 606. A Bill for an Act to amend and reenact subsection 1 of section 20-03-02 relating to the privilege of hunting without a license.

Introduction, first reading, 106.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 225.
 Second reading, 240.
 Passed, 241.
 To Senate, 258.
 Returned to House, 1027.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1176.
 Received from Senate, 1180.
 Message to Governor, 1182.
 Approved by Governor, 1347.

House Bill No. 607 —

House Bill No. 607. A Bill for an Act to amend and reenact sections 37-07-05, 37-11-01, 37-11-02, and 37-11-04 of the North Dakota Century Code, relating to activities of the national guard in aid of civil authorities and the protection of life and property, and the determination and payment of claims for the death or disability of members; expenditures of the national guard in the service of the state; and to repeal sections 37-11-03, 37-11-05, 37-11-08, and 37-11-09 of the North Dakota Century Code, relating to pensions for death and disability of members.

Introduction, first reading, 106.
 Referred to Committee on Veterans and Military Affairs.
 Reported back, do pass, 170.
 Second reading, 196.
 Passed, 197.
 To Senate, 235.
 Returned to House, 963.
 Enrolled, 1127.
 Signed by Speaker, 1163.
 Sent to Senate, 1163.
 Received from Senate, 1172.
 Message to Governor, 1173.
 Approved by Governor, 1425.

House Bill No. 608 —

House Bill No. 608. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the employment of a state architect.

Introduction, first reading, 106.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 478.
 Sixth order of business, 508.
 Amendments adopted, 508.
 Engrossed, 533.
 Second reading, 566, 1316.
 Passed, 566, 1317.
 To Senate, 653.
 Returned to House, 1246.
 Amended, 1246.
 Senate amendments, 1247.
 House concurs, 1316.
 Re-engrossed, 1316.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 609 —

House Bill No. 609. A Bill for an Act to provide bounties for all coyotes, bobcats, and foxes killed in the state of North Dakota and to amend and reenact sections 20-14-01 and 20-14-02 of the North Dakota Century Code, relating to bounties on magpies.

Introduction, first reading, 106.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 225.

House Bill No. 610 —

House Bill No. 610. A Bill for an Act to amend and reenact subsection 1 of section 11-17-04 and sections 11-17-05, 27-03-05, 27-03-06, 27-07-40, and 27-07-41 of the North Dakota Century Code, relating to court filing fees and the disposition of the proceeds thereof, and to repeal section 27-12-08 of the North Dakota Century Code, relating to the use of bar association funds.

Introduction, first reading, 107.
 Referred to Committee on General Affairs.
 Reported back, do pass, 183, 278.
 Sixth order of business, 196.
 Return to committee, 196.
 Second reading, 297, 331.
 Laid over, 297.
 Lost, 331.

House Bill No. 611 —

House Bill No. 611. A Bill for an Act relating to sanitary conditions and requiring certain equipment and facilities on railroad locomotives and cabooses, and to amend Section 49-13-07 of the North Dakota Century Code relating to construction and use of caboose cars, and providing a penalty for the violation thereof.

Introduction, first reading, 107.
 Referred to Committee on Transportation.

Reported back, amended, 278.
Sixth order of business, 292.
Amendments adopted, 292.
Engrossed, 311.
Second reading, 334.
Passed, 335.
To Senate, 382.
Returned to House, indefinitely postponed, 1148.

House Bill No. 612 —

House Bill No. 612. A Bill for an Act to amend and reenact section 49-13-18 of the North Dakota Century Code relating to the hours of service of railroad employees.

Introduction, first reading, 107.
Referred to Committee on Labor Relations.
Reported back, do pass, 278.
Second reading, 297, 332.
Laid over, 297.
Passed, 332.
To Senate, 382.
Returned to House, indefinitely postponed, 812.

House Bill No. 613 —

House Bill No. 613. A Bill for an Act prohibiting the use of certain devices on railroad locomotives and equipment and prescribing penalties for violating the provisions thereof.

Introduction, first reading, 107.
Referred to Committee on Transportation.
Reported back, do pass, 278.
Second reading, 297, 332.
Deferred one legislative day, 298.
Passed, 333.
To Senate, 382.
Returned to House, indefinitely postponed, 776.
Senate requests return, 778.
Returned to Senate, 781.
Returned to House, indefinitely postponed, 1148.

House Bill No. 614 —

House Bill No. 614. A Bill for an Act to amend and reenact section 43-07-12 of the North Dakota Century Code relating to the licensing of bidders on public contracts, and to exempt therefrom the requirement that contractors be licensed prior to submitting bids to the state highway department for any federal aid project, and declaring an emergency.

Introduction, first reading, 107.
Referred to Committee on General Affairs.
Reported back, do pass, 184.
Second reading, 236.
Passed, 236.
Emergency carried, 236.
To Senate, 258.
Returned to House, 924.
Enrolled, 993.
Signed by Speaker, 1010.
Sent to Senate, 1024.
Received from Senate, 1075.

Message to Governor, 1116.
Approved by Governor, 1204.

House Bill No. 615 —

House Bill No. 615. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the 1963 Supplement to the North Dakota Century Code, relating to income tax definitions, and declaring an emergency.

Introduction, first reading, 107.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 137.
Second reading, 146.
Passed, 147.
Emergency carried, 147.
To Senate, 168.
Returned to House, 776.
Enrolled, 795.
Signed by Speaker, 833.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 984.

House Bill No. 616 —

House Bill No. 616. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, relating to tax limitations on tax districts.

Introduction, first reading, 107.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 480.
Second reading, 524.
Passed, 524.
To Senate, 541.
Returned to House, 1095.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1176.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1347.

House Bill No. 617 —

House Bill No. 617. A Bill for an Act to amend and reenact section 15-53-05 of the 1963 Supplement to the North Dakota Century Code relating to the compensation and expenses of members of the county committee for the reorganization of public school districts.

Introduction, first reading, 108.
Referred to Committee on Education.
Reported back, indefinitely postponed, 226.

House Bill No. 618 —

House Bill No. 618. A Bill for an Act making an appropriation for the completion of the compilation and publishing of the records of those who served in World War II and the Korean hostilities.

Introduction, first reading, 108.
Referred to Committee on Veterans and Military Affairs.
Reported back, amended, 278, 611.

Sixth order of business, 292, 694.
 Amendments adopted, 292, 696.
 Engrossed, 311.
 Second reading, 335, 750.
 Referred to Committee on Appropriations, 335.
 Re-referred to Committee on Appropriations, 509.
 Indefinitely postponed, 509.
 Re-engrossed, 714.
 Passed, 751.
 To Senate, 761.
 Returned to House, 1209.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.

House Bill No. 619 —

House Bill No. 619. A Bill for an Act to create and enact subsection 4 of section 57-15-12 and to amend and reenact sections 57-15-08, 57-15-09, subsection 3 of section 57-15-14, and section 57-17-01 of the North Dakota Century Code, relating to mill levies in excess of the statutory limitations therefor for cities, villages, park districts, and school districts giving four years of standard high school work.

Introduction, first reading, 108.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 618.
 Sixth order of business, 694.
 Amendments adopted, 696.
 Engrossed, 714.
 Second reading, 752.
 Lost, 753.

House Bill No. 620 —

House Bill No. 620. A Bill for an Act to provide for a North Dakota state fair association for the purpose of conducting a state fair at Minot, establishing the organizational structure of such association, meetings of such association, establishing an operating fund in the state treasury, procedures of operation, making certain acts misdemeanors, prescribing an annual report; to create section 4-02-36, and amend sections 4-02-02, 4-02-03, 4-02-04, 4-02-05, 4-02-06, 4-02-09, 4-02-11, 4-02-15, 4-02-17, and 4-02-18 of the North Dakota Century Code to eliminate provisions applicable to a state fair association, and to repeal section 4-02-16 of the North Dakota Century Code, relating to state fairs to be held in the cities of Grand Forks and Fargo.

Introduction, first reading, 112.
 Referred to Committee on Agriculture.
 Reported back, amended, 160.
 Sixth order of business, 170.
 Amendments adopted, 170.
 Engrossed, 193.
 Second reading, 230.
 Passed, 231.
 To Senate, 235.
 Returned to House, 963.
 Enrolled, 1127.
 Signed by Speaker, 1163.
 Sent to Senate, 1163.
 Received from Senate, 1172.

Message to Governor, 1173.
Approved by Governor, 1379.

House Bill No. 621 —

House Bill No. 621. A Bill for an Act to amend and reenact subsection 1 of section 57-14-08 of the North Dakota Century Code relating to reassessment of property.

Introduction, first reading, 117.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 255.
Second reading, 272.
Passed, 273.
To Senate, 285.
Returned to House, 874.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.
Approved by Governor, 1069.

House Bill No. 622 —

House Bill No. 622. A Bill for an Act to define and prohibit encroachments on state highways and to provide for the removal thereof, and declaring an emergency.

Introduction, first reading, 117.
Referred to Committee on Transportation.
Reported back, amended, 255.
Sixth order of business, 267.
Amendments adopted, 268.
Engrossed, 275.
Second reading, 288, 895.
Passed, 289, 896.
Emergency lost, 289.
To Senate, 306.
Senate amendments, 875.
Returned to House, 875.
Amended, 875.
House concurs, 895.
Re-engrossed, 895.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.
Approved by Governor, 1069.

House Bill No. 623 —

House Bill No. 623. A Bill for an Act to amend and reenact subsections 7, 9 and 10 of section 20-03-12 of the 1963 Supplement to the North Dakota Century Code relating to the fees for resident fishing license, nonresident short term fishing license and resident family fishing license.

Introduction, first reading, 117.
Referred to Committee on Natural Resources.
Reported back, do pass, 226.
Second reading, 241, 1219.

Passed, 242, 1220.
To Senate, 258.
Returned to House, 1180.
Senate amendments, 1181.
Amended, 1181.
House concurs, 1219.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 624 —

House Bill No. 624. A Bill for an Act to amend and reenact section 20-08-02 of the 1963 Supplement to the North Dakota Century Code relating to the limitations of the governor's power to establish bag limits on upland game and migratory waterfowl; and to declare an emergency.

Introduction, first reading, 118.
Referred to Committee on Natural Resources.
Reported back, do pass, 226.
Second reading, 242.
Passed, 242.
Emergency carried, 242.
To Senate, 258.
Returned to House, 1027.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1176.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1347.

House Bill No. 625 —

House Bill No. 625. A Bill for an Act to amend and reenact section 20-04-04 of the North Dakota Century Code relating to the possession limit of game birds.

Introduction, first reading, 118.
Referred to Committee on Natural Resources.
Reported back, do pass, 226.
Second reading, 242.
Passed, 243.
To Senate, 258.
Returned to House, 1027.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1176.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1347.

House Bill No. 626 —

House Bill No. 626. A Bill for an Act to amend and reenact section 20-03-39 of the North Dakota Century Code relating to non-resident short term fishing license.

Introduction, first reading, 118.
Referred to Committee on Natural Resources.
Reported back, do pass, 226.

Second reading, 243, 269.
 Laid over, 243.
 Passed, 270.
 To Senate, 285.
 Returned to House, 1027.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1176.
 Received from Senate, 1180.
 Message to Governor, 1182.
 Approved by Governor, 1347.

House Bill No. 627 —

House Bill No. 627. A Bill for an Act to amend and reenact section 20-12-01 of the North Dakota Century Code relating to the taking of frogs and to repeal sections 20-12-02, 20-12-03, 20-12-04, 20-12-05, 20-12-06, 20-12-07, 20-12-08, 20-12-09 and 20-12-10, North Dakota Century Code.

Introduction, first reading, 118.
 Referred to Committee on Natural Resources.
 Reported back, amended, 226.
 Sixth order of business, 236.
 Amendments adopted, 236.
 Engrossed, 250.
 Second reading, 266.
 Passed, 267.
 To Senate, 285.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.

House Bill No. 628 —

House Bill No. 628. A Bill for an Act to amend and reenact Section 46-04-05 of the North Dakota Century Code relating to the distribution of session laws, compilations, and codifications to county officers.

Introduction, first reading, 118.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 184.

House Bill No. 629 —

House Bill No. 629. A Bill for an Act to amend and reenact section 46-06-06 of the North Dakota Century Code, relating to the election and term of an official county newspaper.

Introduction, first reading, 118.
 Referred to Committee on Judiciary.
 Reported back, do pass, 262.
 Second reading, 281.
 Passed, 282.
 To Senate, 306.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 833.
 Sent to Senate, 834.
 Received from Senate, 853.

Message to Governor, 853.
Approved by Governor, 1199.

House Bill No. 630 —

House Bill No. 630. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 39-01-01 and subsection 3 of section 39-21-18 of the North Dakota Century Code, relating to emergency vehicles to be used by the adjutant general. ((and to repeal chapter 37-16 of the North Dakota Century Code, relating to the duties of the adjutant general to keep a list of burial places of veterans.)))

Introduction, first reading, 118.
Referred to Committee on Veterans and Military Affairs.
Reported back, do pass, 170.
Sixth order of business, 196.
Amendments adopted, 196.
Engrossed, 225.
Second reading, 239, 896.
Passed, 240, 896.
To Senate, 258.
Senate amendments, 875.
Returned to House, 875.
Amended, 875.
House concurs, 896.
Re-engrossed, 896.
Enrolled, 942.
Signed by Speaker, 985.
Sent to Senate, 992.
Received from Senate, 1049.
Message to Governor, 1070.
Approved by Governor, 1177.

House Bill No. 631 —

House Bill No. 631. A Bill for an Act to amend and reenact subsection 6 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of gross receipts from all sales to the United States, and states thereof, including institutions, departments or political subdivisions thereof.

Introduction, first reading, 119.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 255.
Second reading, 273.
Passed, 273.
To Senate, 285.
Returned to House, 813.
Enrolled, 833.
Signed by Speaker, 863.
Sent to Senate, 878.
Received from Senate, 885.
Message to Governor, 888.
Approved by Governor, 984.

House Bill No. 632 —

House Bill No. 632. A Bill for an Act to amend and reenact subsection 3 of section 61-27-11 of the North Dakota Century Code relating to the regulation of boating on the waters of this state.

Introduction, first reading, 119.
Referred to Committee on Natural Resources.
Reported back, do pass, 291.

Second reading, 316, 498, 1220.
Foot of calendar, 316.
Lost, 340.
Re-referred to committee, 357.
Reconsidered, 357.
Amended, 434.
Sixth order of business, 454.
Amendments adopted, 454.
Engrossed, 467.
Passed, 498.
To Senate, 507.
Returned to House, 1180.
Senate amendments, 1181.
Amended, 1181.
House concurs, 1220.
Lost, 1221.

House Bill No. 633 —

House Bill No. 633. A Bill for an Act to amend and reenact section 15-53-21 of the 1963 Supplement to the North Dakota Century Code, relating to school district reorganization and annexation proposals.

Introduction, first reading, 119.
Referred to Committee on Education.
Reported back, indefinitely postponed, 226.

House Bill No. 634 —

House Bill No. 634. A Bill for an Act to amend and reenact sections 15-27-07 and 15-53-21 of the 1963 Supplement to the North Dakota Century Code relating to the effective date of attachment or detachment of territory attached or detached from a public school district and to the holding of a public hearing for the voluntary proposal for organization or alteration of school districts.

Introduction, first reading, 119.
Referred to Committee on Education.
Reported back, amended, 256.
Sixth order of business, 267.
Amendments adopted, 268.
Engrossed, 275.
Second reading, 289.
Passed, 289.
To Senate, 306.
Returned to House, 1180.
Enrolled, 1214.
Signed by Speaker, 1233.
Sent to Senate, 1250.
Received from Senate, 1310.
Message to Governor, 1310.
Approved by Governor, 1431.

House Bill No. 635 —

House Bill No. 635. A Bill for an Act to amend and reenact section 36-23-04 of the North Dakota Century Code relating to exemptions to the meat inspection law.

Introduction, first reading, 119.
Referred to Committee on Agriculture.
Reported back, amended, 386.
Sixth order of business, 404.
Amendments adopted, 404.

Engrossed, 434.
 Second reading, 445.
 Passed, 445.
 To Senate, 466.
 Returned to House, 813.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 636 —

House Bill No. 636. A Bill for an Act to amend and reenact subsection 1 of section 15-39-01 of the North Dakota Century Code, relating to the definition of a teacher.

Introduction, first reading, 119.
 Referred to Committee on Education.
 Reported back, amended, 323.
 Sixth order of business, 364.
 Amendments adopted, 365.
 Engrossed, 383.
 Second reading, 396.
 Passed, 397.
 To Senate, 428.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1011.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1204.

House Bill No. 637 —

House Bill No. 637. A Bill for an Act to amend and reenact subsections 2, 3, and 5 of section 57-39-01, and subsections 5, 6, and 7 of section 57-39-02 of the North Dakota Century Code, to provide that services to tangible personal property shall not be subject to the sales tax.

Introduction, first reading, 119.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 263.

House Bill No. 638 —

House Bill No. 638. A Bill for an Act to amend and reenact sections 5-02-05, 5-02-06, 5-02-11, 5-02-12, 5-02-13, 5-02-17, 5-02-18, 5-02-20, 5-02-22, 5-03-08, 5-03-10, 5-03-13, 5-03-14, 5-03-15, 5-03-17, subsection 1 of section 5-03-22, 5-03-23, and 5-04-02 of the North Dakota Century Code, relating to the transfer of a part of the tax collecting functions of the state treasurer to the state tax commissioner; and to repeal section 5-03-25 of the 1963 Supplement to the North Dakota Century Code, relating to credit for returned excise tax stamps.

Introduction, first reading, 120.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 256.
 Sixth order of business, 267.
 Amendments adopted, 268.
 Engrossed, 275.

Second reading, 292.
Passed, 293.
To Senate, 321.
Returned to House, indefinitely postponed, 1148.

House Bill No. 639 —

House Bill No. 639. A Bill for an Act relating to motor vehicles used by common carriers by rail to transport workers to and from their places of employment or during the course of their employment and directing the Public Service Commission to prepare rules and regulations regulating such motor vehicles; and providing penalties.

Introduction, first reading, 120.
Referred to Committee on Transportation.
Reported back, amended, 312.
Sixth order of business, 329.
Amendments adopted, 329.
Engrossed, 353.
Second reading, 378.
Passed, 379.
To Senate, 389.
Returned to House, indefinitely postponed, 1400.

House Bill No. 640 —

House Bill No. 640. A Bill for an Act to amend and reenact subsection 2 of section 39-16-16 of the North Dakota Century Code relating to the suspension, revocation or cancellation of license for failure to maintain proof of financial responsibility.

Introduction, first reading, 120.
Referred to Committee on Transportation.
Reported back, do pass, 279.
Second reading, 298.
Passed, 298.
To Senate, 321.
Returned to House, indefinitely postponed, 874.

House Bill No. 641 —

House Bill No. 641. A Bill for an Act to provide that all employers must grant time off for all employees to vote at any special, primary, or general election.

Introduction, first reading, 127.
Referred to Committee on Judiciary.
Reported back, amended, 484.
Sixth order of business, 508.
Amendments adopted, 508.
Engrossed, 533.
Second reading, 656.
Passed, 657.
To Senate, 726.
Returned to House, 1028.
Amended, 1028.
Senate amendments, 1030.
Conference committee, 1094.
Conference committee report, 1296.
Indefinitely postponed, 1296.

House Bill No. 642 —

House Bill No. 642. A Bill for an Act to amend and reenact section 20-06-08 of the North Dakota Century Code relating to maintaining and licensing fish houses for winter fishing.

Introduction, first reading, 127.
Referred to Committee on Natural Resources.
Reported back, amended, 291.
Sixth order of business, 310.
Amendments adopted, 310.
Engrossed, 321.
Second reading, 340.
Passed, 341.
To Senate, 382.
Returned to House, 874.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.

House Bill No. 643 —

House Bill No. 643. A Bill for an Act to amend and reenact section 44-04-09 of the North Dakota Century Code, relating to nepotism in state, county, and local government.

Introduction, first reading, 127.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 227.
Second reading, 243.
Lost, 244.

House Bill No. 644 —

House Bill No. 644. A Bill for an Act to amend and reenact section 15-47-35 of the North Dakota Century Code, relating to the number of days of permissible absence annually due to sickness that shall be provided in the employment contract of any teacher.

Introduction, first reading, 127.
Referred to Committee on Education.
Reported back, do pass, 235.
Second reading, 264, 945.
Passed, 265, 945.
To Senate, 285.
Senate amendments, 924.
Returned to House, 924.
Amended, 924.
House concurs, 945.
Re-engrossed, 945.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 645 —

House Bill No. 645. A Bill for an Act relating to the disposition of payments from the federal government on account of lands taken for game and fish management purposes.

Introduction, first reading, 127.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 315.
 Sixth order of business, 329.
 Amendments adopted, 329.
 Second reading, 380.
 Passed, 381.
 To Senate, 389.
 Engrossed, 645.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.

House Bill No. 646 —

House Bill No. 646. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code relating to accident reports.

Introduction, first reading, 127.
 Referred to Committee on Transportation.
 Reported back, amended, 279.
 Sixth order of business, 292.
 Amendments adopted, 292.
 Engrossed, 311.
 Second reading, 335.
 Passed, 336.
 To Senate, 382.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 647 —

House Bill No. 647. A Bill for an Act to define motorcycle.

Introduction, first reading, 127.
 Referred to Committee on Transportation.
 Reported back, amended, 279.
 Sixth order of business, 292.
 Amendments adopted, 292.
 Engrossed, 311.
 Second reading, 336, 897.
 Passed, 336, 898.
 To Senate, 382.
 Senate amendments, 875.
 Returned to House, 875.
 Amended, 875.
 House concurs, 897.
 Re-engrossed, 897.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Governor, 1070.
 Approved by Governor, 1177.

House Bill No. 648 —

House Bill No. 648. A Bill for an Act to amend and reenact subsection 3 of section 39-08-14 of the North Dakota Century Code, as amended, relating to public inspection of reports relating to accidents.

Introduction, first reading, 128.
Referred to Committee on Judiciary.
Reported back, do pass, 263.
Second reading, 282.
Passed, 283.
To Senate, 306.
Returned to House, 813.
Enrolled, 833.
Signed by Speaker, 863.
Sent to Senate, 878.
Received from Senate, 885.
Message to Governor, 888.
Approved by Governor, 1003.

House Bill No. 649 —

House Bill No. 649. A Bill for an Act to amend and reenact section 46-04-19 of the North Dakota Century Code, relating to the disposition of certain laws.

Introduction, first reading, 128.
Referred to Committee on General Affairs.
Reported back, do pass, 279.
Second reading, 298, 902.
Passed, 299, 903.
To Senate, 321.
Senate amendments, 875.
Returned to House, 875.
Amended, 875.
House concurs, 902.
Re-engrossed, 902.
Enrolled, 942.
Signed by Speaker, 985.
Sent to Senate, 992.
Received from Senate, 1049.
Message to Governor, 1070.
Approved by Governor, 1177.

House Bill No. 650 —

House Bill No. 650. A Bill for an Act to create and enact section 26-15-01.1 and to amend and reenact section 26-15-01 of the North Dakota Century Code, providing that county mutual insurance companies may write limited liability insurance policies, and relating to the types of insurance coverage that may be issued by county mutual insurance companies and their territorial limits of operation.

Introduction, first reading, 128.
Referred to Committee on Industry and Business.
Reported back, amended, 279.
Sixth order of business, 292.
Amendments adopted, 292.
Re-referred to committee, 292.
Engrossed, 311.
Placed on calendar, 327.
Second reading, 367.
Passed, 367.

To Senate, 389.
Returned to House, 1204.
Amended, 1204.
Senate amendments, 1205.
Conference committee, 1235.
Conference committee report, 1345.
House adopts, 1345.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.
Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 651 —

House Bill No. 651. A Bill for an Act to provide for a legislative investigating committee and prescribing its powers, duties, members, and compensation.

Introduction, first reading, 133.
Referred to Committee on State and Federal Government.
Reported back, do pass, 509.
Second reading, 658.
Lost, 659.

House Bill No. 652 —

House Bill No. 652. A Bill for an Act to provide for a legislative auditor under the direction and control of the legislative audit and fiscal review committee.

Introduction, first reading, 133.
Referred to Committee on State and Federal Government.
Reported back, do pass, 509.
Second reading, 659.
Lost, 660.

House Bill No. 653 —

House Bill No. 653. A Bill for an Act to repeal chapter 57-55 of the 1963 Supplement to the North Dakota Century Code, relating to taxation of house trailers or mobile homes; to enact new provisions, including penalties, for the taxation of house trailers or mobile homes to be administered by the motor vehicle registrar; and to provide an effective date.

Introduction, first reading, 133.
Referred to Committee on Finance and Taxation.
Reported back, amended, 599.
Sixth order of business, 694.
Amendments adopted, 695.
Second reading, 744, 1356.
Passed, 745, 1356.
To Senate, 761.
Engrossed, 762.
Returned to House, 1204.
Amended, 1204.
Senate amendments, 1205.
Conference committee, 1234.
Conference committee reports, 1353.
House adopts, 1354.
Re-engrossed, 1356.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.

Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 654 —

House Bill No. 654. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections, and providing a penalty.

Introduction, first reading, 133.
Referred to Committee on Judiciary.
Reported back, amended, 389.
Sixth order of business, 414.
Amendments adopted, 414.
Engrossed, 434.
Second reading, 449, 457, 899, 1169.
Deferred one legislative day, 450.
Passed, 458, 899, 1170.
To Senate, 469.
Returned to House, 875, 1152.
Amended, 875, 1152.
Senate amendments, 876, 1152.
House concurs, 898, 1169.
Re-engrossed, 899, 1169.
Senate requests return, 1000.
Returned to Senate, 1000.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 655 —

House Bill No. 655. A Bill for an Act to create section 39-08-19 of the North Dakota Century Code prohibiting the changing of drivers of motor vehicles while such motor vehicles are in motion and making a violation thereof a misdemeanor.

Introduction, first reading, 133.
Referred to Committee on Transportation.
Reported back, do pass, 280.
Second reading, 299, 424.
Re-referred to committee, 299.
Amended, 362.
Sixth order of business, 388.
Amendments adopted, 388.
Engrossed, 404.
Lost, 424.

House Bill No. 656 —

House Bill No. 656. A Bill for an Act to amend and reenact section 39-06-14 of the North Dakota Century Code, relating to motor vehicle operators' licenses and providing an age restriction thereon for drivers or helpers of common or contract carriers.

Introduction, first reading, 133.
Referred to Committee on Transportation.

Reported back, 280.
 Sixth order of business, 292.
 Amendments adopted, 292.
 Engrossed, 311.
 Second reading, 337.
 Lost, 337.

House Bill No. 657 —

House Bill No. 657. A Bill for an Act to amend and reenact section 65-03-02 of the North Dakota Century Code, relating to prevention of injuries under the Workmen's Compensation Act and providing for penalties for non-compliance.

Introduction, first reading, 134.
 Referred to Committee on Labor Relations.
 Reported back, amended, 599.
 Sixth order of business, 694.
 Amendments adopted, 695.
 Engrossed, 714.
 Second reading, 743.
 Passed, 744.
 To Senate, 761.
 Returned to House, 1246, 1335.
 Amended, 1246, 1335.
 Senate amendments, 1247, 1336.
 Senate requests return, 1253.
 Returned to Senate, 1301.
 Placed at foot of eleventh order of business, 1336.
 Indefinitely postponed, 1338.

House Bill No. 658 —

House Bill No. 658. A Bill for an Act to amend and reenact subsection 5 of section 39-03-03 of the North Dakota Century Code, relating to highway patrolmen, their appointment, removal and duties.

Introduction, first reading, 134.
 Referred to Committee on Transportation.
 Reported back, do pass, 280.
 Second reading, 299.
 Passed, 300.
 To Senate, 321.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 659 —

House Bill No. 659. A Bill for an Act to amend and reenact section 24-15-02 of the North Dakota Century Code relating to the authority to establish roadblocks.

Introduction, first reading, 134.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 263.

House Bill No. 660 —

House Bill No. 660. A Bill for an Act to make a portion of excise taxes on aviation gasoline and Jet motor fuel used by aircraft not refundable and provide for distribution of the proceeds.

Introduction, first reading, 134.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 235.
 Second reading, 265, 1234.
 Passed, 265, 1234.
 To Senate, 285.
 Returned to House, 1204.
 Amended, 1204.
 Senate amendments, 1206.
 House concurs, 1234.
 Re-engrossed, 1234.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 661 —

House Bill No. 661. A Bill for an Act to amend and reenact section 14-03-13 of the North Dakota Century Code, relating to fees collected by county judges for serological tests performed in this state prior to the issuance of a marriage license.

Introduction, first reading, 134.
 Referred to Committee on General Affairs.
 Reported back, do pass, 280.
 Second reading, 300.
 Passed, 300.
 To Senate, 321.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 662 —

House Bill No. 662. A Bill for an Act to create section 15-21-17.1 and to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the members of the state board of public school education.

Introduction, first reading, 134.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 235.

House Bill No. 663 —

House Bill No. 663. A Bill for an Act to amend and reenact section 15-19-06 of the 1963 Supplement to the North Dakota Century Code, relating to funds of the high school correspondence study division and to repeal section 15-19-07 of the 1963 Supplement to the North Dakota Century Code, relating to fees deposited in the general fund.

Introduction, first reading, 134.
 Referred to Committee on Education.
 Withdrawn, 569.

House Bill No. 664 —

House Bill No. 664. A Bill for an Act to amend and reenact section 25-04-05, and section 25-04-08 of the North Dakota Century

Code, providing for commitment to and discharge from the state school at Grafton and to create and enact section 25-04-08.1 of the North Dakota Century Code providing for the temporary release of inmates of the state school under the supervision and control of the superintendent of such school.

Introduction, first reading, 134.
 Referred to Committee on Social Welfare.
 Reported back, amended, 312.
 Sixth-order of business, 329, 403.
 Laid over one day, 329.
 General orders, 353.
 Re-referred to committee, 364.
 Committee report adopted, 382.
 Amendments adopted, 403.
 Engrossed, 434.
 Second reading, 440.
 Passed, 441.
 To Senate, 466.
 Returned to House, 1180.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1250.
 Received from Senate, 1310.
 Message to Governor, 1310.
 Approved by Governor, 1431.

House Bill No. 665 —

House Bill No. 665. A Bill for an Act to amend and reenact section 24-01-08 of the North Dakota Century Code, to provide that blacktop highways under the jurisdiction of the state highway department be stripped with white pavement edge lines on curves over four degrees.

Introduction, first reading, 135.
 Referred to Committee on Transportation.
 Withdrawn, 382.

House Bill No. 666 —

House Bill No. 666. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, relating to publication of special assessment benefits.

Introduction, first reading, 135.
 Referred to Committee on General Affairs.
 Withdrawn, 507.

House Bill No. 667 —

House Bill No. 667. A Bill for an Act to amend and reenact section 57-20-06 of the North Dakota Century Code, relating to collection of real property taxes.

Introduction, first reading, 135.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 313.

House Bill No. 668 —

House Bill No. 668. A Bill for an Act relating to the enrollment of certain students at state-supported institutions of higher education.

Introduction, first reading, 135.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 323.

House Bill No. 669 —

House Bill No. 669. A Bill for an Act to amend and reenact subsection of section 23-11-01 of the North Dakota Century Code, relating to the definition of "city" under the housing authorities law.

Introduction, first reading, 135.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 315.
 Second reading, 347, 903.
 Passed, 348, 904.
 To Senate, 382.
 Returned to House, 875.
 Amended, 875.
 Senate amendments, 876.
 House concurs, 903.
 Re-engrossed, 903.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Governor, 1070.
 Approved by Governor, 1177.

House Bill No. 670 —

House Bill No. 670. A Bill for an Act to provide for the crediting of revenues of the state highway department to the state highway fund and declaring an emergency.

Introduction, first reading, 135.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 256.
 Sixth order of business, 267.
 Amendments adopted, 268.
 Engrossed, 275.
 Second reading, 293, 991.
 Passed, 294, 992.
 Emergency carried, 294, 992.
 To Senate, 321.
 Returned to House, 963.
 Amended, 963.
 Senate amendments, 964.
 House concurs, 991.
 Re-engrossed, 991.
 Enrolled, 1127.
 Signed by Speaker, 1163.
 Sent to Senate, 1163.
 Received from Senate, 1172.
 Message to Governor, 1173.
 Approved by Governor, 1347.

House Bill No. 671 —

House Bill No. 671. A Bill for an Act to provide for an excise tax on the wholesale price of snuff and to amend and reenact sections 57-36-01, 57-36-02, 57-36-06, 57-36-07, 57-36-08, 57-36-09, 57-36-11, 57-36-12, 57-36-13, 57-36-14, 57-36-17, 57-36-20, 57-36-24, 57-36-25 and 57-36-26 of the North Dakota Century Code; to create and enact sections 57-36-09.1, 57-36-09.2, 57-36-27, 57-36-28, 57-36-29, 57-36-30, and 57-36-31 of the North Dakota Century Code; to repeal

sections 57-36-15, 57-36-16, 57-36-22, and 57-36-23 of the North Dakota Century Code; all of which sections relate to excise taxes imposed with respect to the sale or use of cigarettes and snuff; to the licensing of dealers therein and distributors thereof, and to the administration of the provisions relating to such tax impositions and licensing.

Introduction, first reading, 135.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 409.
 Sixth order of business, 433.
 Amendments adopted, 433.
 Engrossed, 451.
 Second reading, 460, 1384.
 Amended, 460.
 Re-engrossed, 460.
 Passed, 461, 1384.
 To Senate, 469.
 Returned to House, 875.
 Amended, 875.
 Senate amendments, 876.
 Conference committee, 899.
 Conference committee report, 1383.
 House adopts, 1383.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 672 —

House Bill No. 672. A Bill for an Act to create and enact chapter 26-34 of the North Dakota Century Code, relating to required investments in North Dakota securities by life insurance companies.

Introduction, first reading, 136.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 363.

House Bill No. 673 —

House Bill No. 673. A Bill for an Act to amend and reenact section 57-37-29 of the North Dakota Century Code, relating to the release of moneys in joint accounts in cases where one of the joint holders dies.

Introduction, first reading, 136.
 Referred to Committee on Industry and Business.
 Reported back, amended, 263.
 Sixth order of business, 281.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 304.
 Passed, 304.
 To Senate, 321.
 Returned to House, 813.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 888.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 674 —

House Bill No. 674. A Bill for an Act to amend and reenact section 15-47-27 of the North Dakota Century Code Supplement, relating to the renewal of teacher's contracts and providing for a hearing upon failure to renew a contract.

Introduction, first reading, 136.
Referred to Committee on Education.
Sixth order of business, 324.
Second reading, 370.
Passed, 371.
To Senate, 389.
Returned to House, indefinitely postponed, 1400.

House Bill No. 675 —

House Bill No. 675. A Bill for an Act providing for the licensing of chauffeurs; defining chauffeurs; fixing fees to be paid; providing for examinations; providing for suspension or revocation of license; making disposition of fees collected; and providing for penalty for violating Act.

Introduction, first reading, 152.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 543.

House Bill No. 676 —

House Bill No. 676. A Bill for an Act to amend and reenact sections 57-39-04 and 57-40-16 of the North Dakota Century Code, relating to credits and refunds for sales or use taxes paid on worthless accounts and repossessed merchandise.

Introduction, first reading, 152.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 451.
Second reading, 488.
Passed, 489.
To Senate, 507.
Returned to House, 924.
Enrolled, 993.
Signed by Speaker, 1011.
Sent to Senate, 1024.
Received from Senate, 1075.
Message to Governor, 1116.
Approved by Governor, 1204.

House Bill No. 677 —

House Bill No. 677. A Bill for an Act to amend and reenact subsections 2 and 3 of section 11-10-10 of the 1963 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

Introduction, first reading, 152.
Referred to Committee on Political Subdivisions.
Reported back, amended, 258, 273.
Re-referred to committee, 258.
Sixth order of business, 286.
Amendments adopted, 286.
Engrossed, 291.
Second reading, 306, 333.
Amended on second reading, 306.
Laid over one day, 306.

Re-engrossed, 306, 1298.
 Passed, 334.
 To Senate, 382.
 Senate amendments, 1205.
 Returned to House, 1205.
 Amended, 1205.
 House concurs, 1298.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 678 —

House Bill No. 678. A Bill for an Act providing for the regulation of collection agencies; providing definitions of certain terms; requiring license for such agencies; prescribing qualifications for licenses; providing for fees and bonds therefor; prescribing manner of applying for collection agency license; fees; providing for renewal of said licenses; annual statement of collections; establishing property right of agency in account assigned for collection; providing for other remedies; and prescribing penalties.

Introduction, first reading, 152.
 Referred to Committee on Industry and Business.
 Reported back, amended, 385.
 Sixth order of business, 403.
 Amendments adopted, 403.
 Engrossed, 434.
 Second reading, 443.
 Passed, 443.
 To Senate, 466.
 Returned to House, indefinitely postponed, 776.

House Bill No. 679 —

House Bill No. 679. A Bill for an Act to amend and reenact section 27-07-36 of the North Dakota Century Code relating to the records of the county court and the public inspection thereof.

Introduction, first reading, 152.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 315.

House Bill No. 680 —

House Bill No. 680. A Bill for an Act to amend and reenact section 57-22-03 of the North Dakota Century Code, relating to the list of delinquent personal property taxpayers to be delivered to the sheriff.

Introduction, first reading, 152.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 467.

House Bill No. 681 —

House Bill No. 681. A Bill for an Act to provide for a severance tax upon coal in lieu of sales taxes, allocation of revenues and establishment of a trust fund, verification of required information, establishment of tax liens, court appeals, promulgation of rules and regulations, and providing civil and criminal penalties.

Introduction, first reading, 152.
Referred to Committee on Finance and Taxation.
Reported back, amended, 595.
Indefinitely postponed, 596.

House Bill No. 682 —

House Bill No. 682. A Bill for an Act to create and enact a new subsection to section 57-12-06 of the 1963 Supplement to the North Dakota Century Code, providing a right of appeal to the state board of equalization from any assessment as equalized by a county board of equalization, and to amend and reenact sections 57-13-04 and 57-13-05 of the North Dakota Century Code, relating to the duties and powers of the state board of equalization and the right to a hearing before such board.

Introduction, first reading, 153.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 362.
Second reading, 391, 1094.
Passed, 392, 1095.
To Senate, 428.
Returned to House, 1028 .
Amended, 1028.
Senate amendments, 1030.
House concurs, 1094.
Re-engrossed, 1094.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1176.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1431.

House Bill No. 683 —

House Bill No. 683. A Bill for an Act to amend and reenact Section 43-04-28 of the North Dakota Century Code, relating to the requirements for apprentice barbers.

Introduction, first reading, 153.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 280.

House Bill No. 684 —

House Bill No. 684. A Bill for an Act to amend and reenact Section 43-04-42 of the North Dakota Century Code, relating to Barber Board fees.

Introduction, first reading, 153.
Referred to Committee on General Affairs.
Reported back, do pass, 280.
Second reading, 300.
Passed, 301.
To Senate, 321.
Returned to House, 1180.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 685 —

House Bill No. 685. A Bill for an Act to amend and reenact section 11-10-10 of the North Dakota Century Code relating to the salaries of county officers.

Introduction, first reading, 153.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 258.

House Bill No. 686 —

House Bill No. 686. A Bill for an Act to amend and reenact sections 57-53-03, 57-53-05, 57-53-08 and 57-53-10 of the North Dakota Century Code, relating to the administration and collection of the special 2% excise tax on special fuels, and transferring the tax collecting functions from the state auditor to the state tax commissioner, and transferring appropriation from the state auditor to the state tax commissioner.

Introduction, first reading, 153.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 354.
 Sixth order of business, 386.
 Amendments adopted, 386.
 Engrossed, 404.
 Second reading, 420.
 Passed, 421.
 To Senate, 443.
 Returned to House, indefinitely postponed, 776.

House Bill No. 687 —

House Bill No. 687. A Bill for an Act making an appropriation for the study of expanding the uses of flaxseed products.

Introduction, first reading, 153.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 454.

House Bill No. 688 —

House Bill No. 688. A Bill for an Act to amend and reenact section 57-02-20 of the 1963 Supplement to the North Dakota Century Code, relating to the personal property tax exemption on certain farm machinery.

Introduction, first reading, 153.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 313.
 Sixth order of business, 329.
 Amendments adopted, 329.
 Engrossed, 353.
 Second reading, 379, 1132.
 Passed, 379, 1133.
 To Senate, 389.
 Returned to House, 813, 1095.
 Enrolled, 863, 1214.
 Signed by Speaker, 888, 1233.
 Sent to Senate, 888, 1250.
 Received from Senate, 906, 1310.
 Message to Governor, 913, 1310.
 Senate requests return, 1002.
 House requests Governor to return, 1003.
 Returned to House, 1003.

Returned to Senate, 1004.
 Amended 1095.
 House concurs, 1132.
 Re-engrossed, 1132.
 Conference committee, 1133.
 Approved by Governor, 1431.

House Bill No. 689 —

House Bill No. 689. A Bill for an Act to provide that the proceedings of school boards may be published if approved by the electors of such school district every two years.

Introduction, first reading, 154.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 324.

House Bill No. 690 —

House Bill No. 690. A Bill for an Act to provide for equal pay for both males and females for comparable work done and providing for penalties for violation of the provisions of this Act.

Introduction, first reading, 154.
 Referred to Committee on Labor Relations.
 Reported back, amended, 535.
 Sixth order of business, 542.
 Amendments adopted, 542.
 Engrossed, 570.
 Second reading, 698.
 Passed, 699.
 To Senate, 726.
 Returned to House, 1095.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1250.
 Received from Senate, 1310.
 Message to Governor, 1310.
 Approved by Governor, 1431.

House Bill No. 691 —

House Bill No. 691. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the levy of taxes by a municipality for the purpose of establishing and maintaining a library service.

Introduction, first reading, 154.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 412.
 Second reading, 446, 456.
 Deferred one legislative day, 446.
 Passed, 457.
 To Senate, 469.
 Returned to House, indefinitely postponed, 1400.

House Bill No. 692 —

House Bill No. 692. A Bill for an Act relating to the imposition of an excise tax on motor vehicles acquired in the state of North Dakota upon which retail sales tax has not been paid; providing a penalty, and to amend and reenact section 57-40.1-02 of the 1963 Supplement to the North Dakota Century Code relating to the imposition of an excise tax on motor vehicles.

Introduction, first reading, 154.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 480.
 Sixth order of business, 508.
 Amendments adopted, 508.
 Engrossed, 533.
 Second reading, 568.
 Amended on second reading, 568.
 Passed, 569.
 Re-engrossed, 570.
 To Senate, 653.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1011.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1204.

House Bill No. 693 —

House Bill No. 693. A Bill for an Act relating to property tax levies of school districts, counties, cities, villages, and city and village park districts; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for purposes of assessment and taxation; to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code to exempt from assessment and taxation certain locally assessed personal property; to amend and reenact section 57-02-28 of the North Dakota Century Code, relating to the basis for the computation of property taxes; to repeal section 57-15-23 and subsections 9, 10, and 11 of section 57-02-05 of the North Dakota Century Code, relating to per capita school tax and to definitions of personal property for property tax purposes; and declaring an emergency.

Introduction, first reading, 154.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 554.

House Bill No. 694 —

House Bill No. 694. A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code relating to insurance premium taxes.

Introduction, first reading, 154.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 620.
 Sixth order of business, 694.
 Amendments adopted, 696.
 Engrossed, 714.
 Second reading, 753.
 Passed, 754.
 To Senate, 761.
 Returned to House, indefinitely postponed, 897.

House Bill No. 695 —

House Bill No. 695. A Bill for an Act to levy and collect a separate and additional tax of one-half mill per cigarette for credit-ing to the general fund.

Introduction, first reading, 154.
 Referred to Committee on Finance and Taxation.

Reported back, do pass, 412.
 Second reading, 446.
 Passed, 447.
 To Senate, 466.
 Returned to House, 813.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 889.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 696 —

House Bill No. 696. A Bill for an Act to amend and reenact subsections 2, 3, 5 and 6 of section 57-39-01, section 57-39-02, subsection 10 of section 57-39-03, subsections 2, 4 and 5 of section 57-40-01, subdivision a of subsection 6 of section 57-40-01, subsections 7 and 10 of section 57-40-01, section 57-40-02 and subsection 5 of section 57-40-03 of the North Dakota Century Code, making the sales and use tax permanent at a two percent rate, placing sales and use of liquor, wine, beer, cigars, tobacco, cigarettes and tobacco products and oleomargarine under the sales and use tax provisions, placing sales of personal, business or professional services, and sales of services to any property that is attached to a building and thereby becomes real property but which remains distinct from the building to which attached under the sales tax provisions, placing sales or use of advertising under the sales and use tax provisions, relating to the imposition of sales and use taxes on articles purchased for rental purposes and making casual sales by retailers of goods normally carried in their stock subject to the sales and use tax, and to repeal section 5-03-26 of the 1963 Supplement to the North Dakota Century Code providing for an excise tax on commodities used in mixed drinks in lieu of sales and use taxes.

Introduction, first reading, 155.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 554.

House Bill No. 697 —

House Bill No. 697. A Bill for an Act to amend and reenact section 57-36-10 of the North Dakota Century Code, relating to the discount on the sales of cigarette stamps by the tax commissioner.

Introduction, first reading, 155.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 412.
 Second reading, 447, 1291, 1301.
 Passed, 447, 1302.
 To Senate, 466.
 Returned to House, 1028.
 Amended, 1028.
 Senate amendments, 1030.
 Conference committee, 1095, 1191.
 Conference committee report, 1191, 1290.
 House adopts, 1290.
 Lost, 1291.
 Reconsidered, 1301.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 698 —

House Bill No. 698. A Bill for an Act relating to tax equalization and simplification and declaring legislative intent; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property for property tax purposes; to amend and reenact subsection 20 of section 57-38-01, sections 57-38-06, 57-38-07, 57-38-30, 57-38-31, and 57-38-32 of the North Dakota Century Code and section 57-38-29 of the 1961 Supplement to the North Dakota Century Code, relating to definitions, nonresidents, fiduciaries, filing of returns, and income tax rates for income tax purposes; to amend and reenact section 57-35-02 of the North Dakota Century Code relating to taxation of banks and trust companies; to amend and reenact section 57-35.1-01 of the 1963 Supplement to the North Dakota Century Code relating to taxation of building and loan associations; to amend and reenact subsection 10 of section 57-39-03, subsections 2 and 4 of section 57-40-01, subsection 7 of section 57-40-01, and subsection 5 of section 57-40-03, all of the North Dakota Century Code, subsections 2, 3, 5 and 6 of section 57-39-01, sections 57-39-02 and 57-39-06, subsections 5 and 10 and subdivision a of subsection 6 of section 57-40-01, and sections 57-40-02, 57-40-17 and 57-40.1-02 of the 1963 Supplement to the North Dakota Century Code, all relating to definitions, tax rates, exemptions, and contractor's bonds for purposes of retail sales and use or excise taxes; to create and enact two new subsections to section 57-02-08 of the North Dakota Century Code, relating to exemption of personal property from assessment and taxation; to create and enact four new sections to chapter 57-38 of the North Dakota Century Code, relating to withholding of taxes from wages, payment of taxes withheld, filing and paying declarations of estimated income taxes and providing for adjustments to taxable income, all relating to administration of the income tax law; to create and enact a new section to chapter 57-39, and a new section to chapter 57-40 of the North Dakota Century Code and to create and enact a new section to chapter 57-40.1 of the 1963 Supplement to the North Dakota Century Code, to provide for a separate and additional one percent retail sales tax and separate and additional one percent excise or use taxes, to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for a separate and additional one percent excise tax on any casual sales or transfers in this state of motor vehicles that may be subjected to any other similar tax imposed by any other provision of law and to provide for the administration thereof and the appropriation, allocation and distribution of the revenues therefrom; to provide for effective dates for amendments to the income tax law, bank and trust company tax law and building and loan association tax law; to provide the tax commissioner with access to official records of other state departments for income tax purposes; to provide for a tax levy on property by counties, cities, villages and city and village park districts; to provide a continuing appropriation for the school foundation payments program; to repeal subsections 9, 10, and 11 of section 57-02-05, sections 18-03-09, 37-01-27, 57-15-23, 57-38-20, 57-38-21, 57-38-22, 57-38-23, 57-38-24, 57-38-26, 57-38-27 and 57-38-28 and chapters 57-03 and 57-31 of the North Dakota Century Code and sections 5-03-26, 57-38-22.1 and 57-38-36 of the 1963 Supplement to the North Dakota Century Code; and declaring an emergency.

Introduction, first reading, 155.

Referred to Committee on Finance and Taxation.

Reported back, amended, 652.

Sixth order of business, 668.

Amendments adopted, 668.

Moved to bottom of calendar, 734.

Engrossed, 745.

Second reading, 758, 1282.

Passed, 759, 1283.
 Lost, 759.
 To Senate, 761.
 Returned to House, 1095.
 Amended, 1095.
 Senate amendments, 1096.
 Conference committee, 1163, 1217.
 Conference committee report, 1217, 1253.
 House adopts, 1253.
 Re-engrossed, 1282.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1428.
 Received from Senate, 1428.
 Message to Governor, 1428.

House Bill No. 699.

House Bill No. 699. A Bill for an Act to amend and reenact subsection 16 of section 15-29-08 of the 1963 Supplement to the North Dakota Century Code relating to the biennial school census.

Introduction, first reading, 160.
 Referred to Committee on Education.
 Reported back, do pass, 324.
 Second reading, 371.
 Passed, 372.
 To Senate, 389.
 Returned to House, 1180.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1250.
 Received from Senate, 1310.
 Message to Governor, 1310.
 Approved by Governor, 1431.

House Bill No. 700 —

House Bill No. 700. A Bill for an Act to amend and reenact section 15-40-15 of the North Dakota Century Code as amended by the 1961 Supplement relating to pupils residing in annexed or re-organized districts attending school in a bordering state.

Introduction, first reading, 161.
 Referred to Committee on Education.
 Reported back, amended, 324.
 Sixth order of business, 364.
 Amendments adopted, 365.
 Engrossed, 383.
 Second reading, 397.
 Passed, 398.
 To Senate, 428.
 Returned to House, 1180.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 701 —

House Bill No. 701. A Bill for an Act to amend and reenact Section 57-37-24 of the 1963 Supplement to the North Dakota Century

Code, relating to collection and distribution of estate tax and refunds.

Introduction, first reading, 161.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 412.
 Deferred one legislative day, 433.
 Sixth order of business, 455.
 Amendments adopted, 455.
 Engrossed, 467.
 Second reading, 501.
 Passed, 501.
 To Senate, 507.
 Returned to House, 1152.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.

House Bill No. 702 —

House Bill No. 702. A Bill for an Act to make an appropriation from the state highway fund to Walsh County to defray the costs of constructing a bituminous surfaced highway from state highway no. seventeen, a distance of zero point six miles to Homme Dam Spillway.

Introduction, first reading, 161.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 317.

House Bill No. 703 —

House Bill No. 703. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-04, 34-06-05, 34-06-07, 34-06-08, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees except persons employed in interstate commerce, domestics living in, babysitters, and persons who are under eighteen years of age; persons employing three or more employees; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition; authorizing the commissioner to investigate wages, hours, and conditions of labor of adults and minors, adopt standards thereof, and issue remedial orders; and to repeal sections 34-06-09, 34-06-10, 34-06-12 and 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

Introduction, first reading, 161.
 Referred to Committee on Labor Relations.
 Reported back, amended, 613.
 Sixth order of business, 694.
 Amendments adopted, 696.
 Engrossed, 714.
 Second reading, 752.
 Passed, 752.
 To Senate, 761.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 704 —

House Bill No. 704. A Bill for an Act to amend and reenact sections 57-39-02, 57-39-06, 57-40-02, 57-40-17, and 57-40.1-02 of the

North Dakota Century Code, increasing the sales and use taxes to three percent.

Introduction, first reading, 161.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 617.

House Bill No. 705 —

House Bill No. 705. A Bill for an Act making an appropriation to the North Dakota State Board of Vocational Education and the North Dakota Unemployment Compensation Division to match federal funds expended by the United States on costs of programs under the Manpower Development and Training Act, as amended, to the extent required therein, and providing for continued participation in programs thereunder.

Introduction, first reading, 162.
 Referred to Committee on Appropriations.
 Reported back, amended, 536.
 Sixth order of business, 542.
 Amendments adopted, 542.
 Engrossed, 570.
 Second reading, 699.
 Passed, 700.
 To Senate, 726.
 Returned to House, 1180.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 706 —

House Bill No. 706. A Bill for an Act to repeal section 48-05-02 of the North Dakota Century Code prescribing fuels to be used in the various state institutions, county buildings, and public school houses in this state.

Introduction, first reading, 162.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 233.
 Re-referred to committee, 259.
 Second reading, 259, 562, 1320.
 Amended, 468.
 Sixth order of business, 488.
 Amendments adopted, 488.
 Engrossed, 509.
 Passed, 563, 1321.
 To Senate, 653.
 Returned to House, 1246.
 Amended, 1246.
 Senate amendments, 1247.
 House concurs, 1320.
 Re-engrossed, 1320.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 707 —

House Bill No. 707. A Bill for an Act to provide for the appointment of an additional district judge and that the present district judges shall be retained, and to amend and reenact sections 27-05-01, 27-05-08, and 27-05-18 of the North Dakota Century Code, relating to the number of judicial districts, judges' chambers, and consecutive jury terms.

Introduction, first reading, 162.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 510.

House Bill No. 708 —

House Bill No. 708. A Bill for an Act to provide for a state grain inspection division within the state seed department and declaring an emergency.

Introduction, first reading, 162.
Referred to Committee on Agriculture.
Reported back, do pass, 621.
Second reading, 725.
Passed, 725.
Emergency lost, 725.
To Senate, 726.
Returned to House, indefinitely postponed, 1148.

House Bill No. 709 —

House Bill No. 709. A Bill for an Act to provide for the licensing and regulation of non-resident beekeepers, supplementing Chapter 4-12 of the North Dakota Century Code.

Introduction, first reading, 162.
Referred to Committee on Agriculture.
Reported back, amended, 536.
Sixth order of business, 542.
Amendments adopted, 542.
Engrossed, 571.
Second reading, 700.
Passed, 700.
To Senate, 726.
Returned to House, Indefinitely postponed, 963.

House Bill No. 710 —

House Bill No. 710. A Bill for an Act to amend and reenact section 39-04-36 of the 1963 Supplement to the North Dakota Century Code, relating to the transfer of registration plates to certain vehicles.

Introduction, first reading, 162.
Referred to Committee on Transportation.
Reported back, 362.
Second reading, 392.
Passed, 393.
To Senate, 428.
Returned to House, 874.
Enrolled, 907.
Signed by Speaker, 925.
Sent to Senate, 925.
Received from Senate, 957.
Message to Governor, 958.

House Bill No. 711 —

House Bill No. 711. A Bill for an Act to amend and reenact sections 57-52-04, 57-52-05, 57-52-06, 57-52-07, 57-52-08, 57-52-09, 57-52-10, 57-52-11, 57-52-12, 57-52-13, 57-52-14, 57-52-15, 57-52-16, 57-52-17 and 57-52-19 of the North Dakota Century Code, relating to the administration and collection of the special fuels excise tax, and transferring the tax collecting functions from the state auditor to the state tax commissioner, and transferring appropriation from the state auditor to the state tax commissioner.

Introduction, first reading, 162.
Referred to Committee on Finance and Taxation.
Reported back, amended, 355.
Sixth order of business, 386.
Amendments adopted, 386.
Engrossed, 404.
Second reading, 421.
Passed, 421.
To Senate, 443.
Returned to House, indefinitely postponed, 776.

House Bill No. 712 —

House Bill No. 712. A Bill for an Act to amend and reenact section 39-12-02 of the 1963 Supplement to the North Dakota Century Code relating to special permits for vehicles of excessive size and weight, and declaring an emergency.

Introduction, first reading, 163.
Referred to Committee on Transportation.
Reported back, do pass, 383.
Second reading, 415, 1322.
Passed, 416, 1322.
Emergency carried, 416, 1322.
To Senate, 443.
Returned to House, 1246.
Amended, 1246.
Senate amendments, 1247.
House concurs, 1322.
Re-engrossed, 1322.
Enrolled, 1425.
Signed by Speaker, 1428.
Sent to Senate, 1428.
Received from Senate, 1428.
Message to Governor, 1428.

House Bill No. 713 —

House Bill No. 713. A Bill for an Act making an appropriation for the purpose of paying special assessments for public improvements at the National Guard property at Bismarck, North Dakota, levied against the state of North Dakota by the City of Bismarck and declaring an emergency.

Introduction, first reading, 163.
Referred to Committee on Appropriations.
Reported back, do pass, 325.
Second reading, 372.
Passed, 372.
Emergency carried, 372.
To Senate, 389.
Returned to House, 999.
Enrolled, 1127.
Signed by Speaker, 1163.

Sent to Senate, 1163.
 Received from Senate, 1172.
 Message to Governor, 1173.
 Approved by Governor, 1347.

House Bill No. 714 —

House Bill No. 714. A Bill for an Act to amend and reenact section 15-29-11 of the 1963 Supplement to the North Dakota Century Code, relating to the bond of school district treasurers.

Introduction, first reading, 163.
 Referred to Committee on Education.
 Reported back, do pass, 325.
 Second reading, 373.
 Passed, 373.
 To Senate, 389.
 Returned to House, 1180.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 715 —

House Bill No. 715. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation areas and activities, and declaring an emergency.

Introduction, first reading, 185.
 Referred to Committee on Appropriations.
 Reported back, do pass, 596.
 Sixth order of business, 694.
 Amendments adopted, 694.
 Engrossed, 714.
 Second reading, 740.
 Passed, 740.
 Emergency carried, 740.
 To Senate, 761.
 Returned to House, 1180.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.

House Bill No. 716 —

House Bill No. 716. A Bill for an Act to create and enact subsection 18 of section 15-29-08 of the North Dakota Century Code, as amended by the 1963 Session Laws, relating to group insurance for teachers.

Introduction, first reading, 185.
 Referred to Committee on Education.
 Reported back, amended, 325.
 Sixth order of business, 364.
 Amendments adopted, 365.
 Engrossed, 383.
 Second reading, 398.
 Passed, 398.
 To Senate, 428.

Returned to House, 1180.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 717 —

House Bill No. 717. A Bill for an Act to amend and reenact sections 40-21-02, 40-21-03, and 40-07-03 relating to municipal elections.

Introduction, first reading, 185.
 Referred to Committee on Judiciary.
 Reported back, amended, 510.
 Sixth order of business, 541.
 Amendments adopted, 541.
 Engrossed, 571.
 Second reading, 664, 1299.
 Passed, 665, 1299.
 To Senate, 726.
 Returned to House, 1205.
 Amended, 1205.
 Senate amendments, 1207.
 House concurs, 1298.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1426.

House Bill No. 718 —

House Bill No. 718. A Bill for an Act to amend and reenact subdivision c. of subsection 13. of Section 26-08-11 of the North Dakota Century Code relating to authorized investment of funds of insurance companies.

Introduction, first reading, 185.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 264.
 Second reading, 283.
 Passed, 283.
 To Senate, 306.
 Returned to House, 1095.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1176.
 Received from Senate, 1180.
 Message to Governor, 1182.
 Approved by Governor, 1347.

House Bill No. 719 —

House Bill No. 719. A Bill for an Act to amend and reenact Section 26-08-06 of the North Dakota Century Code relating to qualification of directors — residence requirements of directors and executive officers.

Introduction, first reading, 185.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 264.
 Second reading, 284.

Passed, 284.
 To Senate, 306.
 Returned to House, 1095.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1176.
 Received from Senate, 1180.
 Message to Governor, 1182.
 Approved by Governor, 1347.

House Bill No. 720 —

House Bill No. 720. A Bill for an Act making an appropriation to the state board of higher education for the purpose of purchasing land to replace land taken for highway purposes.

Introduction, first reading, 186.
 Referred to Committee on Appropriations.
 Reported back, do pass, 454.
 Second reading, 497.
 Passed, 498.
 To Senate, 507.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1011.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1204.

House Bill No. 721 —

House Bill No. 721. A Bill for an Act to amend and reenact sections 23-01-03, 23-16-01, 23-16-04, 23-16-05, 23-16-06, 23-16-11, and 23-16-12 of the North Dakota Century Code relating to the powers and duties of the health council.

Introduction, first reading, 186.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 364.

House Bill No. 722.

House Bill No. 722. A Bill for an Act to repeal chapter 54-19 of the North Dakota Century Code, relating to the establishment of a state industrial alcohol plant.

Introduction, first reading, 186.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 325.
 Second reading, 373.
 Passed, 374.
 To Senate, 389.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 834.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 723 —

House Bill No. 723. A Bill for an Act to repeal sections 63-03-05 and 63-03-06 of the North Dakota Century Code, relating to the

obligation of landowners to mow weeds on public highway right of way or to be charged therefor.

Introduction, first reading, 186.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 536.

House Bill No. 724 —

House Bill No. 724. A Bill for an Act to amend and reenact sections 49-03-01 and 49-03-05 of the North Dakota Century Code relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated areas.

Introduction, first reading, 186.
 Referred to Committee on General Affairs.
 Reported back, do pass, 596.
 Second reading, 719, 1317.
 Passed, 719, 1317.
 To Senate, 726.
 Returned to House, 1246.
 Amended, 1246.
 Senate amendments, 1247.
 House concurs, 1317.
 Re-engrossed, 1317.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1428.
 Received from Senate, 1428.
 Message to Governor, 1428.

House Bill No. 725 —

House Bill No. 725. A Bill for an Act to amend and reenact subsection 6 of section 20-01-01 of the North Dakota Century Code, relating to the protection of doves.

Introduction, first reading, 186.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 291.
 Reconsidered, 311.
 Second reading, 341, 900.
 Passed, 341, 900.
 To Senate, 382.
 Returned to House, 875.
 Amended, 875.
 Senate amendments, 877.
 House concurs, 899.
 Re-engrossed, 900.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Governor, 1070.
 Approved by Governor, 1204.

House Bill No. 726 —

House Bill No. 726. A Bill for an Act to amend and reenact sections 10-13-01 and 10-13-04 relating to purposes of electric co-operatives and members of electric co-operatives.

Introduction, first reading, 186.
 Referred to Committee on General Affairs.
 Reported back, do pass, 596.

Second reading, 720.
 Passed, 720.
 To Senate, 726.
 Returned to House, 1246.
 Amended, 1246.
 Senate amendments, 1248.
 Conference committee, 1318, 1372.
 Conference committee report, 1371.
 Senate requests return, 1374.
 Returned to Senate, 1394.
 Indefinitely postponed, 1402.

House Bill No. 727 —

House Bill No. 727. A Bill for an Act relating to powers of the public service commission to fix special rates, and to amend and reenact section 49-02-15 of the North Dakota Century Code relating to penalties for excessive or discriminatory charges and for reparations.

Introduction, first reading, 187.
 Referred to Committee on General Affairs.
 Reported back, amended, 596.
 Sixth order of business, 694.
 Amendments adopted, 694.
 Engrossed, 714.
 Second reading, 720.
 Passed, 721.
 To Senate, 726.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 728 —

House Bill No. 728. A Bill for an Act to create and enact subsections 24, 25, 26, and 27 of section 4-09-01, and sections 4-09-25, 4-09-26, and 4-09-27; and to amend and reenact section 4-09-21 of the North Dakota Century Code, relating to licensing, bonding, and regulation of seed dealers.

Introduction, first reading, 187.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 559, 596.
 Deferred one day, 559.
 Placed on calendar, 596.
 Second reading, 721, 1215.
 Passed, 722, 1216.
 To Senate, 726.
 Returned to House, 1095.
 Amended, 1095.
 Senate amendments, 1111.
 Conference committee, 1133.
 Conference committee report, 1214.
 House adopts, 1215.
 Re-engrossed, 1215.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 729 —

House Bill No. 729. A Bill for an Act to provide an Unfair Cigarette Sales Act and penalties for the violation thereof.

Introduction, first reading, 187.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 364.

House Bill No. 730 —

House Bill No. 730. A Bill for an Act to amend section 26-03A-02 of the North Dakota Century Code, relating to the form of accident and Sickness Insurance Policies.

Introduction, first reading, 187.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 364.

House Bill No. 731 —

House Bill No. 731. A Bill for an Act to amend and reenact section 37-17-03 of the 1963 Supplement to the North Dakota Century Code, providing for the placement of the division of state civil defense within the office of the adjutant general.

Introduction, first reading, 187.
 Referred to Committee on Veterans and Military Affairs.
 Reported back, do pass, 412.
 Second reading, 447.
 Passed, 448.
 To Senate, 466.
 Returned to House, 1246.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 732 —

House Bill No. 732. A Bill for an Act to amend and reenact section 57-36-23 of the 1963 Supplement to the North Dakota Century Code, increasing the tax assessed against the sale of cigarettes and allocated to the incorporated cities and villages of the state by one-half mill on each cigarette.

Introduction, first reading, 187.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 413.

House Bill No. 733 —

House Bill No. 733. A Bill for an Act making an appropriation for the purpose of construction of a fine arts building at the International Peace Garden.

Introduction, first reading, 187.
 Referred to Committee on Appropriations.
 Reported back, do pass, 437.
 Second reading, 462.
 Passed, 462.
 To Senate, 469.
 Returned to House, 963.
 Enrolled, 1070.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.

House Bill No. 734 —

House Bill No. 734. A Bill for an Act to amend and reenact Section 5-01-13 of the North Dakota Century Code relating to the prohibition of the consumption as well as the sale or gift of alcoholic beverages on licensed premises on certain days.

Introduction, first reading, 187.
 Referred to Committee on Judiciary.
 Reported back, amended, 389.
 Sixth order of business, 414.
 Amendments adopted, 414.
 Engrossed, 434.
 Second reading, 450, 458, 836.
 Deferred one legislative day, 450.
 Passed, 459, 837.
 To Senate, 469.
 Returned to House, 822.
 Amended, 832.
 Senate amendments, 832.
 House concurs, 836.
 Re-engrossed, 836.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 735 —

House Bill No. 735. A Bill for an Act to amend and reenact 48-09-01 of the North Dakota Century Code relating to granting concessions for cafes, restaurants, and confectioneries on public buildings and grounds.

Introduction, first reading, 188.
 Referred to Committee on Education.
 Reported back, do pass, 316.
 Second reading, 348.
 Passed, 349.
 To Senate, 382.
 Returned to House, 924.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Governor, 1070.
 Approved by Governor, 1204.

House Bill No. 736 —

House Bill No. 736. A Bill for an Act to amend and reenact sections 15-40-14, 15-40-18, 15-40-19, 15-40-24, and 57-15-24 of the 1963 Supplement to the North Dakota Century Code, relating to the mill levy for the payments from county equalization funds.

Introduction, first reading, 188.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 325.

House Bill No. 737 —

House Bill No. 737. A Bill for an Act to amend and reenact sections 50-24-13; 50-24-15 and 50-24-33 of the 1963 Supplement to the North Dakota Century Code, relating to ownership of property.

Introduction, first reading, 188.
 Referred to Committee on Social Welfare.
 Reported back, amended, 434.
 Sixth order of business, 455.
 Amendments adopted, 455.
 Engrossed, 467.
 Second reading, 499.
 Passed, 500.
 To Senate, 508.
 Returned to House, 845.
 Enrolled, 888.
 Signed by Speaker, 888.
 Sent to Senate, 889.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 738 —

House Bill No. 738. A Bill for an Act to provide a penalty for the theft or conversion of certain rental property or absconding without paying rental fees.

Introduction, first reading, 188.
 Referred to Committee on Judiciary.
 Reported back, do pass, 484.
 Second reading, 526.
 Passed, 527.
 To Senate, 541.
 Returned to House, indefinitely postponed, 963.

House Bill No. 739 —

House Bill No. 739. A Bill for an Act to amend and reenact section 23-02-09 of the North Dakota Century Code relating to the duties of local registrars.

Introduction, first reading, 188.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 313.
 Second reading, 341.
 Passed, 342.
 To Senate, 382.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 834.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 740 —

House Bill No. 740. A Bill for an Act to amend and reenact section 36-09-14 of the North Dakota Century Code relating to distribution of and fees for brand books.

Introduction, first reading, 188.
 Referred to Committee on Agriculture.
 Reported back, amended, 386.
 Sixth order of business, 404.
 Amendments adopted, 404.
 Engrossed, 434.
 Second reading, 445, 900.
 Passed, 446, 901.

To Senate, 466.
Returned to House, 875.
Amended, 875.
Senate amendments, 877.
House concurs, 900.
Re-engrossed, 900.
Enrolled, 942.
Signed by Speaker, 985.
Sent to Senate, 992.
Received from Senate, 1049.
Message to Governor, 1070.
Approved by Governor, 1204.

House Bill No. 741 —

House Bill No. 741. A Bill for an Act to restrict the use of cigarette vending machines.

Introduction, first reading, 188.
Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 314.

House Bill No. 742 —

House Bill No. 742. A Bill for an Act to amend and reenact section 15-22-21 of the 1963 Supplement to the North Dakota Century Code relating to the mandatory dissolution and annexation of school districts and effective dates.

Introduction, first reading, 188.
Referred to Committee on Education.
Withdrawn, 569.

House Bill No. 743 —

House Bill No. 743. A Bill for an Act to amend and reenact section 15-27-07 of the 1963 Pocket Supplement to the North Dakota Century Code relating to the dissolution and annexation of school districts and effective dates.

Introduction, first reading, 188.
Referred to Committee on Education.
Withdrawn, 227.

House Bill No. 744 —

House Bill No. 744. A Bill for an Act to amend and reenact section 15-53-21 of the 1963 Supplement to the North Dakota Century Code relating to the consolidation, organization, or alteration of school districts.

Introduction, first reading, 189.
Referred to Committee on Education.
Withdrawn, 569.

House Bill No. 745 —

House Bill No. 745. A Bill for an Act to amend and reenact sections 65-05-09 and 65-05-11 of the North Dakota Century Code, relating to the amount of Workmen's Compensation benefits.

Introduction, first reading, 189.
Referred to Committee on Labor Relations.
Reported back, do pass, 280.

Second reading, 301, 885.
Passed, 302, 886.
To Senate, 321.
Senate Amendments, 845.
Returned to House, amended, 845.
House concurs, 885.
Re-engrossed, 885.
Enrolled, 942.
Signed by Speaker, 985.
Sent to Senate, 992.
Received from Senate, 1049.
Message to Governor, 1070.
Approved by Governor, 1177.

House Bill No. 746 —

House Bill No. 746. A Bill for an Act to amend and reenact section 65-02-04 of the North Dakota Century Code providing for the appointment and term of a chairman for the Workmen's Compensation Bureau.

Introduction, first reading, 189.
Referred to Committee on Labor Relations.
Reported back, do pass, 280.
Second reading, 302.
Passed, 302.
To Senate, 321.
Returned to House, 813.
Enrolled, 863.
Signed by Speaker, 888.
Sent to Senate, 889.
Received from Senate, 906.
Message to Governor, 913.
Approved by Governor, 1069.

House Bill No. 747 —

House Bill No. 747. A Bill for an Act to repeal sections 65-05-19 and 65-05-20 of the North Dakota Century Code relating to non-dependent payments in certain Workmen's Compensation Bureau cases and elective option of payment method.

Introduction, first reading, 189.
Referred to Committee on Labor Relations.
Reported back, indefinitely postponed, 281.

House Bill No. 748 —

House Bill No. 748. A Bill for an Act to provide additional jurisdiction and authority to county justices.

Introduction, first reading, 189.
Referred to Committee on Judiciary.
Reported back, do pass, 269.
Second reading, 296.
Passed, 296.
To Senate, 321.
Returned to House, 813.
Enrolled, 863.
Signed by Speaker, 888.
Sent to Senate, 889.
Received from Senate, 906.
Message to Governor, 913.
Approved by Governor, 1069.

House Bill No. 749 —

House Bill No. 749. A Bill for an Act to amend and reenact subsection 11 of section 61-16-11, and sections 61-21-01, 61-21-13, 61-21-14, 61-21-16, 61-21-18, and 61-21-22 of the North Dakota Century Code, relating to the construction of drains.

Introduction, first reading, 189.
Referred to Committee on Agriculture.
Reported back, do pass, 536.
Second reading, 663.
Passed, 663.
To Senate, 726.
Returned to House, 999.
Enrolled, 1183.
Signed by Speaker, 1204.
Sent to Senate, 1210.
Received from Senate, 1243.
Message to Governor, 1241.
Approved by Governor, 1431.

House Bill No. 750 —

House Bill No. 750. A Bill for an Act to amend and reenact section 20-10-01 of the North Dakota Century Code, relating to the disposition of game and fish unlawfully taken, and to repeal sections 20-10-03, 20-10-04, and 20-10-05 of the North Dakota Century Code, relating to the confiscation and disposition of game and fish unlawfully taken and the equipment used in taking same.

Introduction, first reading, 189.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 435.

House Bill No. 751 —

House Bill No. 751. A Bill for an Act to make it unlawful for a hunter to leave decoys used to attract waterfowl for hunting out beyond one hour after closing time, and to provide a penalty for the violation thereof.

Introduction, first reading, 189.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 435.

House Bill No. 752 —

House Bill No. 752. A Bill for an Act to amend and reenact section 57-22-06 of the North Dakota Century Code, regarding process the sheriff may use to collect personal property tax.

Introduction, first reading, 190.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 484.

House Bill No. 753 —

House Bill No. 753. A Bill for an Act to create and enact sections 34-05-01.1, 34-05-01.2, and 34-05-01.3, of the North Dakota Century Code, providing for a North Dakota department of labor and to prescribe the duties and organization thereof; to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, and subsection 7 of section 34-12-01 of the North Dakota Century Code, relating to the definition of com-

missioner; and to repeal section 34-05-02 and chapter 34-10 of the North Dakota Century Code, relating to the labor division of the department of agriculture and labor and the settlement of labor disputes, and providing an appropriation.

Introduction, first reading, 190.
 Referred to Committee on Labor Relations.
 Amended, 536.
 Sixth order of business, 542.
 Amendments adopted, 542.
 Referred to Committee on Appropriations, 542.
 Engrossed, 571.
 Reported back, do pass, 652.
 Placed five places down on calendar, 726.
 Re-engrossed, 729, 745, 1333.
 Amended on second reading, 729.
 Second reading, 730, 1333.
 Passed, 730, 1334.
 To Senate, 761.
 Returned to House, 1307.
 Amended, 1307.
 Senate Amendments, 1308.
 Conference Committee, 1323.
 Reconsidered, 1333.
 House concurs, 1333.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1428.
 Received from Senate, 1428.
 Message to Governor, 1428.

House Bill No. 754 —

House Bill No. 754. A Bill for an Act to create and enact subsection 26 of Section 52-01-01, and to amend and reenact subsections 6, 7 and 25 of section 52-01-01, sections 52-01-04, 52-02-01, 52-06-14, 52-08-03, 52-09-03, subsection d of section 52-10-02 and to repeal sections 52-08-04, 52-08-05, 52-08-06 and 52-08-07, of the North Dakota Century Code, relating to definitions and creation of Employment Security Bureau.

Introduction, first reading, 190.
 Referred to Committee on Labor Relations.
 Reported back, do pass, 537.
 Second reading, 663, 737, 1323.
 Deferred one Legislative Day, 664.
 Passed, 738, 1323.
 To Senate, 761.
 Returned to House, 1307.
 Amended, 1307.
 Senate Amendments, 1308.
 Re-engrossed, 1323.
 House concurs, 1323.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1428.
 Received from Senate, 1428.
 Message to Governor, 1428.

House Bill No. 755 —

House Bill No. 755. A Bill for an Act to amend and reenact Section 65-02-01 and Section 65-02-04 of the North Dakota Century Code relating to establishment of the North Dakota Workmen's

Compensation Bureau as a division of the North Dakota Department of Labor, the appointment of commissioners of the Workmen's Compensation Bureau by the Commissioner of Labor, and the designation of the chairman of the Workmen's Compensation Bureau by the Commissioner of Labor.

Introduction, first reading, 190.
 Referred to Committee on Labor Relations.
 Reported back, do pass, 537.
 Second reading, 738.
 Passed, 739.
 To Senate, 761.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 756 —

House Bill No. 756. A Bill for an Act to amend and reenact section 15-08-03 of the North Dakota Century Code relating to compensation of the county appraisal board.

Introduction, first reading, 190.
 Referred to Committee on Political Subdivisions.
 Indefinitely postponed, 451.

House Bill No. 757 —

House Bill No. 757. A Bill for an Act to amend and reenact subsection 6 of section 57-54-03, sections 57-54-04, 57-54-05, 57-54-06, 57-54-07, 57-54-09, 57-54-11, 57-54-12, 57-54-13, 57-54-16, 57-54-17, 57-54-20, 57-54-22, 57-50-01, 57-50-02, 57-50-04, 57-50-06, 57-50-07, and 57-50-11.1 of the North Dakota Century Code, relating to the administration and collection of motor vehicle fuel taxes and the refund of portions thereof, and transferring the tax collecting functions from the state auditor to the state tax commissioner, and transferring appropriation from the state auditor to the state tax commissioner.

Introduction, first reading, 191.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 356.
 Sixth order of business, 387.
 Amendments adopted, 387.
 Engrossed, 404.
 Second reading, 422.
 Lost for lack of two-thirds majority, 422.

House Bill No. 758 —

House Bill No. 758. A Bill for an Act to provide that certain municipalities may levy a tax upon persons residing in such municipalities possessing automobile operators' licenses, providing for the approval of such tax by the electorate of such municipalities, and providing a method of collection.

Introduction, first reading, 197.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 362.

House Bill No. 759 —

House Bill No. 759. A Bill for an Act authorizing certain cities or villages to levy a tax on earnings of residents or income earned in such city or village, providing for tax rates, the collection of the tax levied, cooperation between the state and local levels of govern-

ment, the availability of tax records, a credit for taxes paid or owed to a resident city or village and the promulgation of rules and regulations.

Introduction, first reading, 197.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 362.

House Bill No. 760 —

House Bill No. 760. A Bill for an Act to amend and reenact section 65-04-04 of the North Dakota Century Code Supplement providing for determination of and payment of premiums and receipt therefore.

Introduction, first reading, 197.
 Referred to Committee on Labor Relations.
 Reported back, do pass, 478.
 Second reading, 517.
 Passed, 517.
 To Senate, 541.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 761 —

House Bill No. 761. A Bill for an Act to amend and reenact section 65-07-03 of the North Dakota Century Code, providing a basis for employer's coverage premium.

Introduction, first reading, 197.
 Referred to Committee on Labor Relations.
 Reported back, do pass, 478.
 Second reading, 518.
 Passed, 518.
 To Senate, 541.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 762 —

House Bill No. 762. A Bill for an Act to amend and reenact Section 64-02-13 of the North Dakota Century Code relating to the inspection and testing of farm milk tank equipment by the Department of Weights and Measures of the Public Service Commission and providing for adoption of standards and the payment of the costs for inspection and testing.

Introduction, first reading, 198.
 Referred to Committee on Agriculture.
 Reported back, do pass, 537.
 Second reading, 664.
 Passed, 664.
 To Senate, 726.
 Returned to House, 999.
 Enrolled, 1087.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1243.

House Bill No. 763 —

House Bill No. 763. A Bill for an Act to amend and reenact Section 64-02-10 of the 1963 Supplement to the North Dakota Century Code relating to the increase in fees to be charged for inspecting

livestock scales and providing for an increase of ten cents per mile whenever special inspection of any measuring device is required.

Introduction, first reading, 198.
 Referred to Committee on Agriculture.
 Reported back, amended, 537.
 Sixth order of business, 542.
 Amendments adopted, 542.
 Engrossed, 571.
 Second reading, 700, 1133.
 Passed, 701, 1134.
 To Senate, 727.
 Returned to House, 1095.
 Amended, 1095.
 Senate amendments, 1111.
 Re-engrossed, 1133.
 House concurs, 1133.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.

House Bill No. 764 —

House Bill No. 764. A Bill for an Act to amend and reenact section 26-24-13 of the 1963 Supplement to the North Dakota Century Code, relating to insurance assessments.

Introduction, first reading, 198.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 364.
 Second reading, 393.
 Passed, 393.
 To Senate, 428.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 765 —

House Bill No. 765. A Bill for an Act to amend and reenact subsection 1 of section 57-39-20 of the 1963 Supplement to the North Dakota Century Code, relating to the authorization of the state tax commissioner to appoint agents and employees for sales tax purposes, establishing qualifications for auditors and authorizing agents designated by the state tax commissioner to administer oaths and to take acknowledgments.

Introduction, first reading, 198.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 314.
 Second reading, 342.
 Passed, 343.
 To Senate, 382.
 Returned to House, indefinitely postponed, 776.

House Bill No. 766 —

House Bill No. 766. A Bill for an Act establishing a tax research division and making an appropriation.

Introduction, first reading, 198.
 Referred to Committee on Appropriations.
 Reported back, do pass, 510.
 Second reading, 660.
 Passed, 660.

To Senate, 726.

Returned to House, indefinitely postponed, 1148.

House Bill No. 767 —

House Bill No. 767. A Bill for an Act to amend and reenact section 15-22-22 of the 1963 Supplement to the North Dakota Century Code relating to the mandatory dissolution and annexation of school districts, notice of hearings and effective dates of orders.

Introduction, first reading, 198.

Referred to Committee on Education.

Withdrawn., 569.

House Bill No. 768 —

House Bill No. 768. A Bill for an Act to amend and reenact subsection 6 of section 26-01-04 and section 26-01-08 of the North Dakota Century Code, relating to official examination of insurance companies, and declaring an emergency.

Introduction, first reading, 198.

Referred to Committee on Industry and Business.

Reported back, do pass, 364.

Second reading, 394.

Passed, 394.

Emergency carried, 394.

To Senate, 428.

Returned to House, 1095.

Enrolled, 1170.

Signed by Speaker, 1176.

Sent to Senate, 1176.

Received from Senate, 1180.

Message to Governor, 1182.

Approved by Governor, 1347.

House Bill No. 769 —

House Bill No. 769. A Bill for an Act to amend and reenact section 5-03-06 of the North Dakota Century Code, relating to exemptions from taxes on alcoholic beverages.

Introduction, first reading, 198.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 451.

Second reading, 489.

Passed, 489.

To Senate, 508.

Returned to House, 924.

Enrolled, 942.

Signed by Speaker, 985.

Sent to Senate, 992.

Received from Senate, 1049.

Message to Governor, 1070.

Approved by Governor, 1177.

House Bill No. 770 —

House Bill No. 770. A Bill for an Act to amend and reenact sections 4-08-09 and 4-08-15 of the North Dakota Century Code, to authorize the board of county commissioners to budget funds from the county general fund in addition to the funds derived from the one mill levy authorized for county extension purposes.

Introduction, first reading, 199.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 316.
 Second reading, 349.
 Passed, 349.
 To Senate, 382.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 771 —

House Bill No. 771. A Bill for an Act to create and enact section 14-02-11 of the North Dakota Century Code making it unlawful for any person or corporation to give or promise to give anything of value to or to withhold anything of value from, any person as an inducement to refrain, or a regard for refraining, from joining any lawful group, association or organization.

Introduction, first reading, 199.
 Referred to Committee on Judiciary.
 Reported back, do pass, 510.
 Second reading, 660.
 Passed, 661.
 To Senate, 726.
 Returned to House, indefinitely postponed, 1400.

House Bill No. 772 —

House Bill No. 772. A Bill for an Act to create and enact section 11-11-53.1 and to amend and reenact section 11-11-53 of the North Dakota Century Code, relating to historical artifacts given to county historical societies and authorizing a levy for county historical purposes.

Introduction, first reading, 199.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 316.
 Second reading, 349.
 Passed, 350.
 To Senate, 382.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1030.

House Bill No. 773 —

House Bill No. 773. A Bill for an Act to amend and reenact Section 2 of Chapter 320 of the 1963 Session Laws relating to "wide area telephone service."

Introduction, first reading, 199.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 325.
 Second reading, 374, 1134.
 Passed, 374, 1135.
 To Senate, 389.
 Returned to House, 1095.
 Amended, 1095.

Senate Amendments, 1111.
Re-engrossed, 1134.
House concurs, 1134.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 774 —

House Bill No. 774. A Bill for an Act authorizing the board of administration to sell, transfer and convey certain real property now owned by the board of administration for the benefit of the state penitentiary and to convey certain real property to the state water commission.

Introduction, first reading, 199.
Referred to Committee on State and Federal Government.
Reported back, amended, 627.
Sixth order of business, 694.
Amendments adopted, 696.
Engrossed, 714.
Second reading, 754.
Passed, 755.
To Senate, 761.
Returned to House, 963.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 775 —

House Bill No. 775. A Bill for an Act to provide for the regulation of any royalty payments based on any volume or value of any natural resource extracted from any land situated within North Dakota which are paid to employee pension and welfare benefit plans and to provide penalties or an injunction for the violation thereof.

Introduction, first reading, 199.
Referred to Committee on Labor Relations.
Reported back, indefinitely postponed, 612.

House Bill No. 776 —

House Bill No. 776. A Bill for an Act for an appropriation to implement the North Dakota state fair association.

Introduction, first reading, 199.
Referred to Committee on Appropriations.
Reported back, amended, 511.
Sixth order of business, 541.
Amendments adopted, 541.
Engrossed, 571.
Second reading, 665, 1232.
Passed, 666, 1233.
To Senate, 726.
Amended, 1205.
Senate Amendments, 1207.
Returned to House, 1207.
Re-engrossed, 1232.

House concurs, 1232.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 777 —

House Bill No. 777. A Bill for an Act to amend and reenact sections 10-04-07, 10-04-08, and subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Introduction, first reading, 200.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 384.
 Second reading, 416.
 Passed, 416.
 To Senate, 444.
 Returned to House, 1180.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 778 —

House Bill No. 778. A Bill for an Act to create and enact Section 52-10-10 of the North Dakota Century Code, relating to continuation of social security coverage for enlarged or reorganized public school districts.

Introduction, first reading, 200.
 Referred to Committee on Education.
 Reported back, do pass, 325.
 Second reading, 374.
 Passed, 375.
 To Senate, 389.
 Returned to House, 924.
 Enrolled, 1070.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1243.

House Bill No. 779 —

House Bill No. 779. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, and subsection 9 of section 10-04-06 and subsection 1 of section 10-04-07.1 of the 1963 Supplement to the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Introduction, first reading, 200.
 Referred to Committee on Industry and Business.
 Reported back, amended, 486.
 Sixth order of business, 509.
 Amendments adopted, 509.
 Engrossed, 533.
 Second reading, 657.
 Passed, 658.

To Senate, 726.
 Returned to House, 1180.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 780 —

House Bill No. 780. A Bill for an Act to amend and reenact subsection 30 of section 39-01-01 and section 39-21-40 of the North Dakota Century Code, relating to the use of certain tires on highways.

Introduction, first reading, 200.
 Referred to Committee on Transportation.
 Reported back, do pass, 543.
 Second reading, 702.
 Passed, 702.
 To Senate, 727.
 Returned to House, 999.
 Enrolled, 1087.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1243.

House Bill No. 781 —

House Bill No. 781. A Bill for an Act to amend and reenact section 43-07-03 and subsection 3 of section 43-07-08 of the North Dakota Century Code relating to the licensing of contractors, enforcement of the chapter by the registrar, and the exceptions to which the chapter does not apply.

Introduction, first reading, 200.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 546.

House Bill No. 782 —

House Bill No. 782. A Bill for an Act to create and enact section 39-06-32.1 and to amend and reenact subsection 2 of section 39-06-02 and section 39-06-33 of the North Dakota Century Code, to provide for a point system in determining the suspension of motor vehicle operators' licenses.

Introduction, first reading, 200.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 543.

House Bill No. 783 —

House Bill No. 783. A Bill for an Act to prohibit coercing a purchaser or borrower to insure with a particular insurance company or agent, and providing that a violation thereof shall be an unfair insurance practice.

Introduction, first reading, 200.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 487.
 Second reading, 561.
 Passed, 562.

To Senate, 653.
Returned to House, 1095.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1177.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1347.

House Bill No. 784 —

House Bill No. 784. A Bill for an Act relating to extraterritorial zoning powers for municipalities.

Introduction, first reading, 200.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 316.
Second reading, 350.
Passed, 351.
To Senate, 382.
Returned to House, indefinitely postponed, 1148.

House Bill No. 785 —

House Bill No. 785. A Bill for an Act to amend and reenact section 14-03-02 of the North Dakota Century Code, relating to the lawful age for marriage.

Introduction, first reading, 201.
Referred to Committee on Social Welfare.
Reported back, amended, 314.
Sixth order of business, 329.
Amendments adopted, 329.
Engrossed, 353.
Second reading, 379.
Passed, 380.
To Senate, 389.
Returned to House, indefinitely postponed, 1400.

House Bill No. 786 —

House Bill No. 786. A Bill for an Act to authorize the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

Introduction, first reading, 201.
Referred to Committee on Education.
Reported back, do pass, 326.
Second reading, 375.
Passed, 376.
To Senate, 389.
Returned to House, 776.
Enrolled, 795.
Signed by Speaker, 834.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 1199.

House Bill No. 787 —

House Bill No. 787. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the State of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Dickinson

Public School District No. 1, Dickinson, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Introduction, first reading, 201.
 Referred to Committee on Education.
 Reported back, do pass, 453.
 Second reading, 495, 1229.
 Passed, 496, 1230.
 To Senate, 508.
 Returned to House, 1205.
 Amended, 1205.
 Senate amendments, 1207.
 Re-engrossed, 1229.
 House concurs, 1229.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 788 —

House Bill No. 788. A Bill for an Act to amend and reenact section 36-05-04 of the North Dakota Century Code relating to bonding requirements of auction markets and providing exceptions therefor.

Introduction, first reading, 201.
 Referred to Committee on Agriculture.
 Reported back, do pass, 386.
 Second reading, 419.
 Passed, 420.
 To Senate, 444.
 Returned to House, 813.
 Enrolled, 863.
 Signed by Speaker, 888.
 Sent to Senate, 889.
 Received from Senate, 906.
 Message to Governor, 913.
 Approved by Governor, 1069.

House Bill No. 789 —

House Bill No. 789. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to the taxation of projects under the Municipal Industrial Development Act.

Introduction, first reading, 201.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 558.
 Sixth order of business, 653.
 Amendments adopted, 654.
 Engrossed, 668.
 Second reading, 732, 1231.
 Passed, 733, 1231.
 To Senate, 761.
 Returned to House, 1205.
 Amended, 1205.
 Senate amendments, 1207.
 Re-engrossed, 1231.
 House concurs, 1231.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 790 —

House Bill No. 790. A Bill for an Act to repeal sections 24-02-26, 24-02-27, 24-02-28, 24-02-29, 24-02-30, 24-02-31, 24-02-32 and 24-02-33 of the North Dakota Century Code relating to mandatory arbitration proceedings of disputes arising out of highway contracts.

Introduction, first reading, 201.

Referred to Committee on Transportation.

Withdrawn, 227.

House Bill No. 791 —

House Bill No. 791. A Bill for an Act relating to expenditures for county poor relief.

Introduction, first reading, 201.

Referred to Committee on Social Welfare.

Reported back, indefinitely postponed, 413.

House Bill No. 792 —

House Bill No. 792. A Bill for an Act to provide for the removal or destruction of antelope causing damage to crops and pasture.

Introduction, first reading, 201.

Referred to Committee on Natural Resources.

Reported back, indefinitely postponed, 437.

House Bill No. 793 —

House Bill No. 793. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher education backed by the full faith and credit of the state, and appropriating the proceeds of such bonds for such purposes.

Introduction, first reading, 201.

Referred to Committee on Education.

Reported back, indefinitely postponed, 610.

House Bill No. 794 —

House Bill No. 794. A Bill for an Act to amend and reenact subdivision c of subsection 2 of section 57-35.1-01 and sections 57-35.1-02, 57-35.1-03, 57-35.1-04 and 57-35.1-05 of the 1963 Supplement to the North Dakota Century Code relating to the definition of "net income" for taxation purposes of building and loan associations and relating to the changing of time for reporting income for taxation of building and loan associations, and declaring an emergency.

Introduction, first reading, 202.

Referred to Committee on Finance and Taxation.

Reported back, amended, 481.

Sixth order of business, 508.

Amendments adopted, 508.

Engrossed, 533.

Second reading, 654.

Passed, 655.

Emergency carried, 655.

To Senate, 726.

Returned to House, 1246.

Amended, 1246.

Senate amendments, 1248.

Conference Committee, 1318.
Conference Committee report, 1379.
House adopts, 1379.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.
Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 795 —

House Bill No. 795. A bill for an Act to amend and reenact Section 7-04-13 of the North Dakota Century Code to permit savings and loan associations to make share loans up to one hundred per cent.

Introduction, first reading, 202.
Referred to Committee on Industry and Business.
Reported back, do pass, 384.
Second reading, 416.
Amended on second reading, 416.
Re-engrossed, 416.
Passed, 417.
Engrossed, 434.
To Senate, 444.
Returned to House, 813.
Enrolled, 863.
Signed by Speaker, 888.
Sent to Senate, 889.
Received from Senate, 906.
Message to Governor, 913.
Approved by Governor, 1069.

House Bill No. 796 —

House Bill No. 796. A Bill for an Act to create and enact Sections 43-12-33 and 43-12-34 relating to emergency care rendered by licensed and registered nurses at the scene of an emergency or in the event of a disaster, and declaring an emergency.

Introduction, first reading, 202.
Referred to Committee on General Affairs.
Reported back, amended, 546.
Sixth order of business, 570.
Amendments adopted, 570.
Engrossed, 668.
Second reading, 710.
Passed, 711.
Emergency carried, 711.
To Senate, 727.
Returned to House, 1095.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1177.
Received from Senate, 1180.
Message to Governor, 1182.

House Bill No. 797 —

House Bill No. 797. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 and section 34-12-08 of the 1963 Supplement to the North Dakota Century Code relating to labor management relations and to qualify the state or political subdivision as an employer within the meaning of the Act; and empowering the commissioner of agriculture and labor to provide for the reinstatement

ment of employees with or without back pay and to repeal chapter 34-10 of the North Dakota Century Code.

- Introduction, first reading, 202.
- Referred to Committee on Labor Relations.
- Reported back, do pass, 626.
- Second reading, 725, 1303.
- Passed, 726, 1303.
- To Senate, 727.
- Returned to House, 1205.
- Amended, 1205.
- Senate Amendments, 1207.
- Re-engrossed, 1302.
- House concurs, 1302.
- Enrolled, 1402.
- Signed by Speaker, 1426.
- Sent to Senate, 1426.
- Received from Senate, 1426.
- Message to Governor, 1427.

House Bill No. 798 —

House Bill No. 798. A Bill for an Act to amend and reenact subsection 5 of section 39-12-04 and section 39-12-06 of the North Dakota Century Code relating to length and width limitations on highway vehicles.

- Introduction, first reading, 202.
- Referred to Committee on Transportation.
- Withdrawn, 382.

House Bill No. 799 —

House Bill No. 799. A Bill for an Act to amend and reenact section 47-21-08 of the North Dakota Century Code, relating to the administration and collection of the tax on performing rights in music or dramatico-musical compositions, and transferring the tax collecting functions from the state treasurer to the state tax commissioner.

- Introduction, first reading, 202.
- Referred to Committee on Finance and Taxation.
- Reported back, do pass, 478.
- Second reading, 518.
- Passed, 519.
- To Senate, 541.
- Returned to House, 963.
- Enrolled, 1070.
- Signed by Speaker, 1116.
- Sent to Senate, 1119.
- Received from Senate, 1136.
- Message to Governor, 1253.
- Approved by Governor, 1347.

House Bill No. 800 —

House Bill No. 800. A Bill for an Act amending section 51-10-06 of the North Dakota Century Code relating to enforcement of the provisions of the unfair trade practices law, and creating the North Dakota Trade Commission, its powers, duties, and procedures, providing for licensure of retailers, and providing penalties and an appropriation.

- Introduction, first reading, 202.
- Referred to Committee on Appropriations.

Rereferred to Committee on Industry and Business.
 Indefinitely postponed, 596.
 Placed on calendar, 597.
 Referred to Committee on Appropriations, 597.
 Reported back, do pass, 652.
 Placed at foot of calendar, 726.
 Second reading, 755, 1318.
 Passed, 756, 1318.
 To Senate, 761.
 Returned to House, 1246.
 Amended, 1246.
 Senate amendments, 1248.
 Re-engrossed, 1318.
 House concurs, 1318.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1428.
 Received from Senate, 1428.
 Message to Governor, 1428.

House Bill No. 801 —

House Bill No. 801. A Bill for an Act to amend and reenact subsection 1 of section 20-05-03 of the North Dakota Century Code relating to the use of motor vehicles and aircraft in hunting, pursuing, killing, taking or attempting to take or as an aid in hunting or taking of any big game animal.

Introduction, first reading, 203.
 Referred to Committee on Natural Resources.
 Withdrawn, 281.

House Bill No. 802 —

House Bill No. 802. A Bill for an Act to amend and reenact sections 39-02-01 and 39-02-03 of the North Dakota Century Code to provide for appointment of the register of motor vehicles by the state tax commissioner, and to provide that the state tax commissioner shall administer the motor vehicle use tax.

Introduction, first reading, 203.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 356.
 Second reading, 387.
 Passed, 388.
 To Senate, 428.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 803 —

House Bill No. 803. A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota used for the raising of trees, the proceeds of which shall be used to buy land for the same purposes and declaring an emergency.

Introduction, first reading, 203.
 Referred to Committee on Education.
 Reported back, do pass, 453.
 Second reading, 496, 516, 1228.
 Placed on bottom of calendar, 496.
 Passed, 517, 1229.
 Emergency carried, 517, 1229.
 To Senate, 541.

Returned to House, 1205.
 Amended, 1205.
 Senate amendments, 1207.
 Re-engrossed, 1228.
 House concurs, 1228.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 804 —

House Bill No. 804. A Bill for an Act to amend and reenact subsection 2 of section 39-06-23 of the North Dakota Century Code relating to the period of time revocation of driver's license shall be effective; subsection 5 of section 39-06-31 relating to mandatory revocation of operator's license upon conviction for driving a motor vehicle while under the influence of intoxicating liquor or a narcotic drug and to amend and reenact section 39-06-30 of the North Dakota Century Code relating to the meaning and effect of conviction in the administration of driver's license laws.

Introduction, first reading, 203.
 Referred to Committee on Transportation.
 Reported back, amended, 547.
 Sixth order of business, 570.
 Amendments adopted, 570.
 Engrossed, 668.
 Second reading, 711.
 Lost, 712.

House Bill No. 805 —

House Bill No. 805. A Bill for an Act to create and enact sections 19-03-01.1, 19-04-01.1, 19-11-05.1, and 23-10-01.1 of the North Dakota Century Code; to amend and reenact sections 15-05-16, 19-02-02, 19-02-14, 19-02-18, 19-02-20, 19-02-25, 19-02-26, subsections 7, 8, and 15 of section 19-03-01, sections 19-03-03, 19-03-04, 19-03-14, subsections 2, 3, and 4 of section 19-03-20, sections 19-03-27, 19-05-05, 19-05-06, 19-05-07, 19-05-11, 19-07-02, 19-07-04, 19-07-05, 19-08-03, 19-08-04, 19-08-05, 19-09-06, 19-10-02, 19-10-07, 19-10-08, 19-10-19, 19-10-20, 19-10-21, 19-10-22, 19-13-04, 19-13-05, 19-13-06, 19-13-07, 19-13-08, 19-13-09, 19-14-02, 19-14-04, 19-14-05, 19-14-06, 19-14-07, subsection d of section 19-17-01, subsection 15 of section 19-18-02, sections 19-18-10 and 19-20-02, subsection 1 of section 19-21-01, subsection 6 of section 23-05-01, subsection 7 of section 23-05-01, sections 23-09-02, 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to the powers and duties of the state laboratories department; and to repeal chapter 19-01, sections 19-07-03, 19-10-10, 19-10-16, 19-10-18, 19-16-04, 19-16-05, 19-16-06, 19-16-07, 19-16-08, and chapter 47-23 of the North Dakota Century Code, relating to the powers and duties of the state laboratories department.

Introduction, first reading, 203.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 537.

House Bill No. 806 —

House Bill No. 806. A Bill for an Act to transfer certain moneys from the accumulated profits of the Bank of North Dakota and

from the accumulated profits of the state mill and elevator association to the general fund of this state.

Introduction, first reading, 204.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 384, 437.
 Sixth order of business, 404, 455.
 Amendments, adopted, 404, 455.
 Re-referred to Committee on Appropriations, 433.
 Engrossed, 434.
 Re-engrossed, 467, 1319.
 Second reading, 502, 1319.
 Passed, 503, 1320.
 To Senate, 508.
 Returned to House, 1246.
 Amended, 1246.
 Senate amendments, 1249.
 House concurs, 1319.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 807 —

House Bill No. 807. A Bill for an Act relating to the state of North Dakota; providing for the interchange of government employees.

Introduction, first reading, 204.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 385.
 Second reading, 417, 1135.
 Passed, 418, 1135.
 To Senate, 444.
 Returned to House, 1095.
 Amended, 1095.
 Senate Amendments, 1111.
 Re-engrossed, 1135.
 House concurs, 1135.
 Enrolled, 1251.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 808 —

House Bill No. 808. A Bill for an Act to provide for the levying and collection of an additional tax of one percent on the income of individuals, corporations, and cooperatives, not to exceed a specified amount, and providing certain deductions and exemptions.

Introduction, first reading, 204.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 554.

House Bill No. 809 —

House Bill No. 809. A Bill for an Act to amend and reenact subsection 6 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, subsection 1 of section 57-40-01 of the North Dakota Century Code, subsection 5 of section 57-40-01 of the 1963

Supplement to the North Dakota Century Code, and to create and enact subsection 11 of section 57-40-01, all relating to definitions for sales and use tax purposes.

Introduction, first reading, 204.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 314.
 Second reading, 343, 1321.
 Passed, 343, 1322.
 To Senate, 382.
 Returned to House, 813, 1246.
 Enrolled, 863, 1425.
 Signed by Speaker, 888, 1428.
 Sent to Senate, 889, 1428.
 Received from Senate, 906, 1428.
 Message to Governor, 913, 1428.
 Senate requests return, 1002.
 House requests Governor to return, 1003.
 Returned to House, 1003.
 Returned to Senate, 1004.
 Amended, 1246.
 Senate amendments, 1249.
 Re-engrossed, 1321.
 House concurs, 1321.

House Bill No. 810 —

House Bill No. 810. A Bill for an Act to amend and reenact section 57-40-10 of the 1963 Supplement to the North Dakota Century Code, relating to articles taxed in other states or political subdivisions thereof.

Introduction, first reading, 204.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 314.
 Second reading, 343.
 Passed, 344.
 To Senate, 382.
 Returned to House, 776.
 Enrolled, 795.
 Signed by Speaker, 834.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 811 —

House Bill No. 811. A Bill for an Act establishing the governor's council on human resources and providing for committees which will constitute such council, and for an executive committee, providing for the appointment of such committees by the governor, providing for powers and duties of such council and the employment of a director and staff, providing that the council shall function in the fields of aging, children and youth, employment of the handicapped and related fields, and making an appropriation.

Introduction, first reading, 204.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Social Welfare.
 Reported back, amended, 547, 610.
 Sixth order of business, 547, 694.
 Amendments adopted, 547, 696.
 Re-referred to Committee on Appropriations, 547.
 Engrossed, 714.

Second reading, 749.
Passed, 750.
To Senate, 761.
Returned to House, 1209.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.

House Bill No. 812 —

House Bill No. 812. A Bill for an Act to amend and reenact subdivision c of subsection 2 of section 57-35.1-01, and sections 57-35.1-02, 57-35.1-03, 57-35.1-04, and 57-35.1-05 of the 1963 Supplement to the North Dakota Century Code; and declaring an emergency.

Introduction, first reading, 205.
Referred to Committee on Finance and Taxation.
Withdrawn, 506.

House Bill No. 813 —

House Bill No. 813. A Bill for an Act to create and enact section 51-11-02.1 and to amend and reenact section 51-11-04 of the North Dakota Century Code, relating to fair trade.

Introduction, first reading, 205.
Referred to Committee on Industry and Business.
Reported back, do pass, 560.
Second reading, 707.
Passed, 707.
To Senate, 727.
Returned to House, 1180.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Governor, 1395.

House Bill No. 814 —

House Bill No. 814. A Bill for an Act to amend and reenact section 61-01-14, and sub-section 2 of section 61-02-14 and 61-15-03 of the North Dakota Century Code, relating to pollution of public waters and water conservation.

Introduction, first reading, 205.
Referred to Committee on Natural Resources.
Reported back, amended, 435.
Sixth order of business, 455.
Amendments adopted, 455.
Engrossed, 467.
Second reading, 500, 1336.
Passed, 501, 1337.
To Senate, 508.
Returned to House, 1246.
Amended, 1246.
Senate amendments, 1250.
Re-engrossed, 1336.
House concurs, 1336.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.

Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 815 —

House Bill No. 815. A Bill for an Act to provide for a study of school districts and school district organization within North Dakota by the Legislative Research Committee and making an appropriation.

Introduction, first reading, 205.
Referred to Committee on Appropriations.
Indefinitely postponed, 437.
Re-referred to Committee, 451.
Reconsidered, 451.
Reported back amended, 484, 597.
Sixth order of business, 509, 694.
Amendments adopted, 509, 694.
Engrossed, 533.
Re-referred to committee, 539.
Amendments reconsidered, 696.
Amended from floor, 696.
Placed on calendar, 697.
Re-engrossed, 697, 714.
Second reading, 740.
Passed, 741.
To Senate, 761.
Returned to House, 963.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1226.

House Bill No. 816 —

House Bill No. 816. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

Introduction, first reading, 205.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 357.

House Bill No. 817 —

House Bill No. 817. A Bill for an Act to amend and reenact section 12-43-01.1 of the North Dakota Century Code, to prohibit the sale of cigarettes and other tobacco products from vending machines on the premises of any institution of higher learning.

Introduction, first reading, 205.
Referred to Committee on Education.
Reported back, indefinitely postponed, 472.

House Bill No. 818 —

House Bill No. 818. A Bill for an Act to amend and reenact section 30-20-03 of the North Dakota Century Code, relating to limitations of expenses for administration of decedents' estates.

Introduction, first reading, 207.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 452.

Placed on calendar, 452.
 Second reading, 490.
 Lost, 490.

House Bill No. 819 —

House Bill No. 819. A Bill for an Act to create and enact section 29-08-17.1 of the North Dakota Century Code, relating to the posting of bail in certain instances.

Introduction, first reading, 207.
 Referred to Committee on Judiciary.
 Reported back, amended, 485.
 Sixth order of business, 509.
 Amendments adopted, 509.
 Engrossed, 533.
 Second reading, 657.
 Passed, 657.
 To Senate, 726.
 Returned to House, indefinitely postponed, 924.

House Bill No. 820 —

House Bill No. 820. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code relating to the salaries paid to elected state officials.

Introduction, first reading, 207.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 482.

Hous Bill No. 821 —

House Bill No. 821. A Bill for an Act to amend and reenact Chapter 365, House Bill No. 744, CONVEYANCE OF FORT UNION HISTORIC SITE, to permit the state historical society to transfer by deed and title the parcel of land known as Fort Union Historic Site.

Introduction, first reading, 207.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 326.
 Second reading, 376.
 Passed, 376.
 To Senate, 389.
 Returned to House, 776.
 Enrolled, 796.
 Signed by Speaker, 834.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 1199.

House Bill No. 822 —

House Bill No. 822. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-32, 26-22-54 and 26-22-09 of the North Dakota Century Code, relating to state hail insurance, and declaring an emergency.

Introduction, first reading, 207.
 Referred to Committee on Industry and Business.
 Reported back, amended, 610.
 Sixth order of business, 694.

Amendments adopted, 695.
 Engrossed, 714.
 Second reading, 749, 1287.
 Passed, 749, 1287.
 Emergency lost, 749.
 To Senate, 761.
 Returned to House, 1095.
 Amended, 1095.
 Senate amendments, 1112.
 Conference Committee, 1135.
 Conference Committee report, 1286.
 Senate requests return, 1314.
 Return to Senate, 1333.
 Returned from Senate, 1360.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1428.
 Received from Senate, 1428.
 Message to Governor, 1428.

House Bill No. 823 —

House Bill No. 823. A Bill for an Act to amend and reenact section 37-04-16 of the North Dakota Century Code, relating to the retirement and discharge of national guard officers.

Introduction, first reading, 208.
 Referred to Committee on Veterans and Military Affairs.
 Reported back, do pass, 413.
 Re-referred to Committee on Military and Veterans Affairs.

House Bill No. 824 —

House Bill No. 824. A Bill for an Act to permit savings and loan and building and loan associations to make unsecured loans for property improvement, not to exceed five thousand dollars.

Introduction, first reading, 208.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 560.

House Bill No. 825 —

House Bill No. 825. A Bill for an Act to amend and reenact subsection 4 of section 57-40-06 of the 1963 Supplement to the North Dakota Century Code, relating to the due dates and the payment of use tax to the state tax commissioner.

Introduction, first reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 314.
 Second reading, 344.
 Passed, 345.
 To Senate, 382.
 Returned to House, 776.
 Enrolled, 796.
 Signed by Senate, 834.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor,, 853.
 Approved by Governor, 984.

House Bill No. 826 —

House Bill No. 826. A Bill for an Act relating to withholding taxes wherein the tax commissioner is granted discretionary powers

to require withholding on the part of an employer due to the fact that collection of income taxes due under chapter 57-38 from an employee receiving wages may be in jeopardy and to declare an emergency.

Introduction, first reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 478.
 Second reading, 519.
 Passed, 520.
 Emergency carried, 520.
 To Senate, 541.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 827 —

House Bill No. 827. A Bill for an Act to amend and reenact section 36-04-05 of the North Dakota Century Code, relating to bonds of livestock dealers.

Introduction, first reading, 208.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 559.

House Bill No. 828 —

House Bill No. 828. A Bill for an Act to amend and reenact section 57-23-03 of the 1963 Supplement to the North Dakota Century Code, and sections 57-23-06 and 57-23-08 of the North Dakota Century Code, relating to abatements and refunds of taxes.

Introduction, first reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 482.
 Second reading, 524.
 Passed, 525.
 To Senate, 541.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1011.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1204.

House Bill No. 829 —

House Bill No. 829. A Bill for an Act relating to limitation of income tax refunds to amounts over one dollar and income tax assessments and collections to amounts over one dollar; application of refunds and credits to delinquent income taxes; provide for an effective date.

Introduction, first reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 478.
 Sixth order of business, 508.
 Amendments adopted, 508.
 Engrossed, 533.
 Second reading, 566.
 Passed, 567.
 To Senate, 653.
 Returned to House, 1095.
 Enrolled, 1183.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Received from Senate, 1243.
 Message to Governor, 1241.
 Approved by Governor, 1431.

House Bill No. 830 —

House Bill No. 830. A Bill for an Act to amend and reenact section 57-37-23 of the North Dakota Century Code, relating to liens for estate tax purposes and the prorating, to beneficiaries, of the amount of the estate tax.

Introduction, first reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 314.
 Second reading, 345.
 Passed, 345.
 To Senate, 382.
 Returned to House, 776.
 Enrolled, 796.
 Signed by Speaker, 834.
 Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 831 —

House Bill No. 831. A Bill for an Act to transfer certain funds from the Bank of North Dakota appropriated for the state scholarship fund to the board of higher education for National Student Defense Loans.

Introduction, first reading, 209.
 Referred to Committee on Appropriations.
 Reported back, amended, 362.
 Sixth order of business, 388.
 Amendments adopted, 388.
 Engrossed, 404.
 Second reading, 424.
 Passed, 424.
 To Senate, 444.
 Returned to House, 999.
 Enrolled, 1127.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.
 Received from Senate, 1172.
 Message to Governor, 1173.
 Approved by Governor, 1347.

House Bill No. 832 —

House Bill No. 832. A Bill for an Act to amend and reenact subsection 3 of section 20-11-01 of the North Dakota Century Code, relating to the period of lease for game refuges on private land.

Introduction, first reading, 209.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 597.
 Second reading, 722, 1221.
 Passed, 722, 1221.
 To Senate, 727.
 Senate amendments, 1181.
 Returned to House, 1181.
 Amended, 1181.
 Re-engrossed, 1221.

House concurs, 1221.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 833 —

House Bill No. 833. A Bill for an Act to amend and reenact section 57-38-31 of the North Dakota Century Code, relating to federalizing filing requirements for individuals, fiduciaries, estates and trusts for income tax purposes, and to provide for an effective date.

Introduction, first reading, 209.
 Referred to Committee on Finance and Taxation.
 Withdrawn, 507.

House Bill No. 834 —

House Bill No. 834. A Bill for an Act to amend and reenact section 52-09-09 of the North Dakota Century Code, as amended by chapter 338, Session Laws 1963, pertaining to rate of contribution of the Old Age And Survivor Insurance System.

Introduction, first reading, 209.
 Referred to Committee on Labor Relations.
 Re-referred to Committee on Judiciary.
 Reported back, do pass, 512.
 Second reading, 661, 1299.
 Passed, 662, 1300.
 To Senate, 726.
 Returned to House, 1205.
 Amended, 1205.
 Senate amendments, 1208.
 House concurs, 1299.
 Re-engrossed, 1299.
 Enrolled, 1367.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 835 —

House Bill No. 835. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

Introduction, first reading, 209.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 453.

House Bill No. 836 —

House Bill No. 836. A Bill for an Act to amend and reenact sections 21-03-04, 21-03-18, 21-03-23, 21-03-41, and subsection 2 of section 21-03-42 of the North Dakota Century Code, subsections 5 and 6 of section 21-03-06 of the North Dakota Century Code, and subsection 1 of section 21-03-06, and section 21-03-15 of the 1963 Supplement to the North Dakota Century Code, relating to the issuance of bonds by municipalities and making provision for the payment of interest on and the principal amount of such bonds by the levy of

taxes or the pledging of other revenues or monies as may be authorized by the legislative assembly.

Introduction, first reading, 209.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 363.
 Sixth order of business, 388.
 Amendments adopted, 388.
 Engrossed, 404.
 Second reading, 425, 1421.
 Passed, 425, 1422.
 To Senate, 444.
 Senate amendments, 1393.
 Returned to House, 1393.
 Amended, 1393.
 Conference Committee, 1398, 1406.
 Conference Committee Report, 1406, 1421.
 Adopts, 1406, 1421.
 Re-engrossed, 1421.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 837 —

House Bill No. 837. A Bill for an Act to amend section 57-06-02 of the North Dakota Century Code by creating and enacting a new subsection to it relating to the definition of a pipeline, and to amend and reenact section 57-06-05 of the North Dakota Century Code relating to annual assessments of the state board of equalization.

Introduction, first reading, 209.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 479.
 Sixth order of business, 508.
 Amendments adopted, 508.
 Engrossed, 533.
 Second reading, 567.
 Passed, 568.
 To Senate, 653.
 Returned to House, 1095.
 Enrolled, 1183.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.
 Received from Senate, 1243.
 Message to Governor, 1241.
 Approved by Governor, 1432.

House Bill No. 838 —

House Bill No. 838. A Bill for an Act to amend and reenact section 57-37-09 of the North Dakota Century Code, relating to credit for estate tax paid in the prior gross estate of a decedent on property that is included again in the gross estate of a second decedent.

Introduction, first reading, 209.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 314.
 Second reading, 345.
 Passed, 346.
 To Senate, 382.
 Returned to House, 776.
 Enrolled, 796.
 Signed by Speaker, 834.

Sent to Senate, 834.
 Received from Senate, 853.
 Message to Governor, 853.
 Approved by Governor, 984.

House Bill No. 839 —

House Bill No. 839. A Bill for an Act to amend and reenact subsections 4 and 7 of section 57-02-01 of the North Dakota Century Code, relating to definitions for property tax purposes.

Introduction, first reading, 210.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 326.
 Second reading, 376.
 Passed, 377.
 To Senate, 389.
 Senate amendments, 845.
 Returned to House, 845.
 Conference Committee, 885.
 Conference Committee report, 1284.
 Indefinitely postponed, 1285.

House Bill No. 840 —

House Bill No. 840. A Bill for an Act to provide an agency for the implementation of and state and local participation in Public Law 88-452 known as the Economic Opportunity Act of 1964, and declaring an emergency.

Introduction, first reading, 210.
 Referred to Committee on State and Federal Government.
 Sixth order of business, 404.
 Amendments adopted, 404.
 Engrossed, 434.
 Second reading, 444, 1352.
 Passed, 445, 1352.
 Emergency carried, 445.
 To Senate, 466.
 Returned to House, 1095.
 Amended, 1095.
 Senate amendments, 1112.
 Conference Committee, 1136.
 Conference Committee report, 1352.
 Re-engrossed, 1352.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 841 —

House Bill No. 841. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code relating to County fees.

Introduction, first reading, 210.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 363.
 Sixth order of business, 388.
 Amendments adopted, 388.
 Engrossed, 404.
 Second reading, 425.
 Passed, 426.
 To Senate, 444.

Returned to House, 1335.
Enrolled, 1425.
Signed by Speaker, 1428.
Sent to Senate, 1428.
Received from Senate, 1428.
Message to Governor, 1428.

House Bill No. 842 —

House Bill No. 842. A Bill for an Act to amend and reenact section 11-10-11 of the North Dakota Century Code relating to appointment and salary of deputy sheriffs and clerks.

Introduction, first reading, 210.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 363.

House Bill No. 843 —

House Bill No. 843. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code relating to sheriff's mileage.

Introduction, first reading, 210.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 363.

House Bill No. 844 —

House Bill No. 844. A Bill for an Act to provide a uniform allowance for sheriffs and deputy sheriffs.

Introduction, first reading, 210.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 472.

House Bill No. 845 —

House Bill No. 845. A Bill for an Act to amend and reenact sections 38-08-04, 38-08-05, and 38-08-07 of the North Dakota Century Code, relating to the control of gas and oil resources by the industrial commission and state geologist.

Introduction, first reading, 210.
Referred to Committee on Natural Resources.
Reported back, amended, 597.
Sixth order of business, 694.
Amendments adopted, 694.
Engrossed, 714.
Second reading, 741.
Passed, 741.
To Senate, 761.
Returned to House, indefinitely postponed, 1148.

House Bill No. 846 —

House Bill No. 846. A Bill for an Act to amend and reenact subsection 3 of section 57-40-01 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of "processing" as that term is used for use tax purposes.

Introduction, first reading, 210.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 314.
Second reading, 346.

Passed, 347.
To Senate, 382.
Returned to House, 776.
Enrolled, 796.
Signed by Speaker, 834.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 984.

House Bill No. 847 —

House Bill No. 847. A Bill for an Act to authorize the board of administration to lease property and declaring an emergency.

Introduction, first reading, 211.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 386.

House Bill No. 848 —

House Bill No. 848. A Bill for an Act to amend and reenact section 36-05-03 of the North Dakota Century Code, relating to the licensing of livestock auction markets.

Introduction, first reading, 211.
Referred to Committee on Agriculture.
Reported back, amended, 542.
Sixth order of business, 570.
Amendments adopted, 570.
Engrossed, 668.
Second reading, 708.
Passed, 709.
To Senate, 727.
Returned to House, 999.
Enrolled, 1087.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 849 —

House Bill No. 849. A Bill for an Act to create and enact a new subsection to section 57-02-12, relating to the assessment of leased or rented personal property.

Introduction, first reading, 211.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Political Subdivisions.
Reported back, do pass, 472.
Second reading, 505.
Passed, 505.
To Senate, 508.
Returned to House, 924.
Enrolled, 942.
Signed by Speaker, 985.
Sent to Senate, 992.
Received from Senate, 1049.
Message to Governor, 1070.
Approved by Governor, 1204.

House Bill No. 850 —

House Bill No. 850. A Bill for an Act to amend and reenact section 24-07-03 of the North Dakota Century Code relating to section lines and authorizing the county commissioners to close section line roads intersected by interstate highways if petitioned to do so by adjoining landowners.

Introduction, first reading, 211.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 452.
 Second reading, 490.
 Passed, 490.
 To Senate, 508.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 851 —

House Bill No. 851. A Bill for an Act to amend and reenact sections 16-18-06, 16-18-09, 16-18-10, and 16-18-13 of the North Dakota Century Code, relating to the subscribing of absent voters ballots.

Introduction, first reading, 211.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 851.

House Bill No. 852 —

House Bill No. 852. A Bill for an Act to amend and reenact sections 15-40-12 and 15-40-26 of the North Dakota Century Code, relating to state support of education and credit on nonresident tuition.

Introduction, first reading, 211.
 Referred to Committee on Education.
 Reported back, do pass, 453.
 Second reading, 496.
 Passed, 496.
 To Senate, 507.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 853 —

House Bill No. 853. A Bill for an Act to amend and reenact sections 57-38-49 and 57-38-50 of the North Dakota Century Code, exempting the tax commissioner from paying filing and recording fees for the filing and recording of notices of income tax liens and satisfactions thereof.

Introduction, first reading, 211.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 315.
 Second reading, 347.
 Passed, 347.
 To Senate, 382.
 Returned to House, 776.
 Enrolled, 796.
 Signed by Speaker, 834.
 Sent to Senate, 834.
 Received from Senate, 853.

Message to Governor, 853.
Approved by Governor, 984.

House Bill No. 854 —

House Bill No. 854. A Bill for an Act to limit the scope of any sales assessment ratio study which may be made, and to provide an effective date for use of it for determination of state payments to county equalization funds.

Introduction, first reading, 211.
Referred to Committee on Finance and Taxation.
Reported back, amended, 559.
Sixth order of business, 653.
Amendments adopted, 654.
Engrossed, 668.
Second reading, 733.
Passed, 734.
To Senate, 761.
Returned to House, 1180.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 855 —

House Bill No. 855. A Bill for an Act to create and enact section 39-13-06 of the North Dakota Century Code, relating to stop signs at railroad crossings to be erected by political subdivisions.

Introduction, first reading, 211.
Referred to Committee on Political Subdivisions.
Reported back, amended, 452.
Sixth order of business, 471.
Amendments adopted, 471.
Engrossed, 477.
Second reading, 503.
Passed, 503.
To Senate, 507.
Returned to House, indefinitely postponed, 1148.

House Bill No. 856 —

House Bill No. 856. A Bill for an Act relating to a taxpayer's right to a hearing on and to appeal from the assessment of or determination of tax liability by the tax commissioner.

Introduction, first reading, 212.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 479.
Second reading, 520.
Passed, 520.
To Senate, 541.
Returned to House, 1180.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 857 —

House Bill No. 857. A Bill for an Act to create and enact new subsections to section 57-38-01 of the 1963 Supplement to the North Dakota Century Code relating to definitions for income tax purposes.

Introduction, first reading, 212.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 479.
Second reading, 520.
Passed, 521.
To Senate, 541.
Returned to House, 1180.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 858 —

House Bill No. 858. A Bill for an Act to repeal section 35-05-01 of the North Dakota Century Code providing prohibition against crop mortgages but allowing exceptions.

Introduction, first reading, 212.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 560.

House Bill No. 859 —

House Bill No. 859. A Bill for an Act making an appropriation to the state soil conservation committee for reimbursing soil conservation districts.

Introduction, first reading, 212.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 454.

House Bill No. 860 —

House Bill No. 860. A Bill for an Act to amend and reenact section 32-17-04 of the North Dakota Century Code relating to the requirements of a complaint in an action for the determination of adverse claims, commonly known as quiet title actions.

Introduction, first reading, 212.
Referred to Committee on Judiciary.
Reported back, do pass, 364.
Second reading, 394.
Passed, 395.
To Senate, 428.
Returned to House, 776.
Enrolled, 796.
Signed by Speaker, 834.
Sent to Senate, 834.
Received from Senate, 853.
Message to Governor, 853.
Approved by Governor, 1199.

House Bill No. 861 —

House Bill No. 861. A Bill for an Act to amend and reenact section 14-10-16 of the North Dakota Century Code, relating to twenty-first birthday cards.

Introduction, first reading, 212.
Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 413.

House Bill No. 862 —

House Bill No. 862. A Bill for an Act to amend and reenact subsection 1 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code and subsection 5 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of the terms "person" and "retailer" for sales tax purposes.

Introduction, first reading, 212.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 452.
Second reading, 491.
Passed, 492.
To Senate, 508.
Returned to House, 924.
Enrolled, 993.
Signed by Speaker, 1011.
Sent to Senate, 1024.
Received from Senate, 1075.
Message to Governor, 1116.
Approved by Governor, 1204.

House Bill No. 863 —

House Bill No. 863. A Bill for an Act to create and enact a subsection of section 57-39-03 of the North Dakota Century Code providing for an exemption for sales to parochial or private nonprofit schools.

Introduction, first reading, 212.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 482.
Second reading, 525.
Passed, 526.
To Senate, 541.
Returned to House, indefinitely postponed, 897.

House Bill No. 864 —

House Bill No. 864. A Bill for an Act to amend and reenact section 44-06-04 of the North Dakota Century Code, as amended by Ch. 317 of the S. L. 1963, relating to filing of oath, bond and impression of notarial seal.

Introduction, first reading, 212.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 557.

House Bill No. 865 —

House Bill No. 865. A Bill for an Act making an appropriation to the state historical society for the purpose of construction, maintenance, and landscaping at the Pembina State Park and Museum.

Introduction, first reading, 213.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 454.

House Bill No. 866 —

House Bill No. 866. A Bill for an Act relating to the number of men required to man and operate a railroad locomotive and train, establishing the effective date thereof and prescribing penalties for violating the provisions thereof.

Introduction, first reading, 213.
Referred to Committee on Transportation.
Reported back, amended, 613.
Sixth order of business, 694.
Amendments adopted, 696.
Engrossed, 714.
Second reading, 751.
Passed, 751.
To Senate, 761.
Returned to House, indefinitely postponed, 1400.

House Bill No. 867 —

House Bill No. 867. A Bill for an Act to amend and reenact subsection 1 of section 57-37-04 of the North Dakota Century Code, relating to taxation for estate tax purposes of property transferred prior to and in contemplation of death.

Introduction, first reading, 213.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 479.

House Bill No. 868 —

House Bill No. 868. A Bill for an Act to amend and reenact sections 26-27-01, 26-27-02, 26-27-03, 26-27-05, 26-27-08, and 26-27-10 of the North Dakota Century Code, relating to participation by chiropractors in nonprofit medical service corporations.

Introduction, first reading, 213.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 452.

House Bill No. 869 —

House Bill No. 869. A Bill for an Act to amend and reenact section 6-08-24 of the North Dakota Century Code relating to retention of bank records and limitation of actions on accounts and claims.

Introduction, first reading, 213.
Referred to Committee on Industry and Business.
Reported back, do pass, 560.
Second reading, 707.
Passed, 708.
To Senate, 727.
Returned to House, 1095.
Enrolled, 1170.
Signed by Speaker, 1176.
Sent to Senate, 1177.
Received from Senate, 1180.
Message to Governor, 1182.
Approved by Governor, 1431.

House Bill No. 870 —

House Bill No. 870. A Bill for an Act to amend and reenact sections 40-18-01, 40-18-03 and 40-18-11 of the 1963 Supplement to the North Dakota Century Code and sections 40-18-04, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-15-02, subsection 3 of section 40-15-01, and subsection 4 of section 40-14-01 of the North Dakota Century Code, relating to the jurisdiction, selection, qualifications, compensation, duties and powers of police magistrates, and changing the name thereof to municipal judges.

Introduction, first reading, 213.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 472.
Second reading, 505, 901.
Passed, 506, 902.
To Senate, 508.
Returned to House, 875.
Amended, 875.
Senate Amendments, 877.
House concurs, 901.
Re-engrossed, 901.
Enrolled, 1127.
Signed by Speaker, 1163.
Sent to Senate, 1164.
Received from Senate, 1172.
Message to Governor, 1173.
Approved by Governor, 1347.

House Bill No. 871 —

House Bill No. 871. A Bill for an Act to amend and reenact section 54-21-19 of the North Dakota Century Code relating to the furnishing of supplies and services to the capitol, state offices and executive mansion, and in connection with the executive mansion, providing for compensation for servants and employees, household maintenance, cost of official functions, and additional household expenses occasioned by such official functions.

Introduction, first reading, 213.
Referred to Committee on Appropriations.
Reported back, amended, 472.
Sixth order of business, 488.
Amendments adopted, 488.
Engrossed, 509.
Second reading, 564.
Passed, 564.
To Senate, 653.
Returned to House, indefinitely postponed, 1148.

House Bill No. 872 —

House Bill No. 872. A Bill for an Act prohibiting sale, trading in or bartering of surplus federal food or other commodities, prohibiting purchase or exchange of such surplus federal food or other commodities, making violation thereof a misdemeanor and providing penalties therefor.

Introduction, first reading, 214.
Referred to Committee on Judiciary.
Reported back, do pass, 485.
Second reading, 527.
Passed, 527.
To Senate, 541.

Returned to House, 1027.
 Enrolled, 1170.
 Signed by Speaker, 1176.
 Sent to Senate, 1177.
 Received from Senate, 1180.
 Message to Governor, 1182.
 Approved by Governor, 1347.

House Bill No. 873 —

House Bill No. 873. A Bill for an Act providing for the tenure of career employees of the various state agencies and departments; and providing for settlement of employee grievances.

Introduction, first reading, 214.
 Referred to Committee on Labor Relations.
 Re-referred to Committee on Judiciary.
 Reported back, amended, 557.
 Sixth order of business, 653.
 Amendments adopted, 654.
 Engrossed, 668.
 Second reading, 731.
 Passed, 732.
 To Senate, 761.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 874 —

House Bill No. 874. A Bill for an Act to amend and reenact section 18-01-06 of the North Dakota Century Code, relating to the reporting of fires.

Introduction, first reading, 214.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 452.
 Second reading, 492.
 Passed, 492.
 To Senate, 508.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Governor, 958.
 Approved by Governor, 1069.

House Bill No. 875 —

House Bill No. 875. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact section 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees of employers of three or more employees except persons employed in domestic employment, interstate commerce, outside salesmen, and persons who are under eighteen years of age; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition, or experience and training or are not located in a vicinity where there is available work; authorizing the commissioner to investigate hours and conditions of labor of women and minors, adopt standards thereof, and issue remedial orders; and to repeal section 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

Introduction, first reading, 214.
Referred to Committee on Labor Relations.
Reported back, indefinitely postponed, 599.

House Bill No. 876 —

House Bill No. 876. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to the age at which a child may start school.

Introduction, first reading, 214.
Referred to Committee on Education.
Reported back, indefinitely postponed, 453.

House Bill No. 877 —

House Bill No. 877. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the North Dakota Century Code relating to admissibility of results of scientific tests.

Introduction, first reading, 214.
Referred to Committee on Judiciary.
Reported back, amended, 512.
Sixth order of business, 541.
Amendments adopted, 541.
Engrossed, 571.
Second reading, 666.
Passed, 666.
To Senate, 726.
Returned to House, indefinitely postponed, 924.

House Bill No. 878 —

House Bill No. 878. A Bill for an Act to create and enact Section 23-23-05 of the North Dakota Century Code relating to certain prohibitions regarding cancer cures, and providing an exemption therefrom for religious worship, devotion, and healing.

Introduction, first reading, 214.
Referred to Committee on Social Welfare.
Reported back, do pass, 413.
Second reading 448.
Passed, 449.
To Senate, 466.
Returned to House, indefinitely postponed, 1148.

House Bill No. 879 —

House Bill No. 879. A Bill for an Act to amend and reenact subsection 1 of section 20-05-03 of the North Dakota Century Code relating to the use of motor vehicles and aircraft in hunting, pursuing, killing, taking or attempting to take or as an aid in hunting or taking of any big game animal.

Introduction, first reading, 215.
Referred to Committee on Natural Resources.
Reported back, do pass, 292.
Second reading, 318.
Lost, 318.
Reconsidered, 327.
Placed in General Orders, 327.
Amended in General Orders, 367.
Sixth order of business, 388.
Amendments, adopted, 388.
Engrossed, 404.

Passed, 427.
 To Senate, 444.
 Returned to House, indefinitely postponed, 845.

House Bill No. 880 —

House Bill No. 880. A Bill for an Act to authorize any state department, board or agency to deduct from an employee's salary such employee's monthly North Dakota State Employees' Association membership dues.

Introduction, first reading, 215.
 Referred to Committee on Labor Relations.
 Re-referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 557.

House Bill No. 881 —

House Bill No. 881. A Bill for an Act to establish a standard level of assessment for all taxable property and to remove all limitations on the amount of taxes on property that may be levied by the governing bodies of taxing districts.

Introduction, first reading, 215.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Political Subdivisions.
 Reported back, amended, 512.
 Sixth order of business, 541.
 Amendments, adopted, 541.
 Engrossed, 571.
 Second reading, 666.
 Lost, 666.

House Bill No. 882 —

House Bill No. 882. A Bill for an Act to repeal section 25-20-09 of the North Dakota Century Code, relating to the payment of real estate taxes.

Introduction, first reading, 215.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 472.

House Bill No. 883 —

House Bill No. 883. A Bill for an Act to amend and reenact sections 47-24-01, 47-24-02, 47-24-03, 47-24-04 and 47-24-06 of the North Dakota Century Code, to bring savings and loan and building and loan associations within the provisions of the North Dakota Uniform Gifts to Minors Act.

Introduction, first reading, 215.
 Referred to Committee on Industry and Business.
 Reported back, amended, 560.
 Sixth order of business, 653.
 Amendments adopted, 654.
 Engrossed, 668.
 Second reading, 734.
 Passed, 734.
 To Senate, 761.
 Returned to House, 963.
 Enrolled, 1127.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Received from Senate, 1172.
Message to Governor, 1173.
Approved by Governor, 1347.

House Bill No. 884 —

House Bill No. 884. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 26-03A-03 of the North Dakota Century Code, relating to grace periods in which an insured under an accident and sickness policy may pay his premium.

Introduction, first reading, 215.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 561.

House Bill No. 885 —

House Bill No. 885. A Bill for an Act relating to payments to school districts from the county equalization fund and to amend and reenact sections 15-40-18 and 15-40-19 of the 1963 Supplement to the North Dakota Century Code, relating to payments to the county equalization fund.

Introduction, first reading, 215.
Referred to Committee on Education.
Reported back, indefinitely postponed, 473.

House Bill No. 886 —

House Bill No. 886. A Bill for an Act relating to the acquisition of real property by eminent domain or by purchase by the state or a municipality.

Introduction, first reading, 216.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 363.

House Bill No. 887 —

House Bill No. 887. A Bill for an Act to amend and reenact sections 16-04-21, 16-07-04, 16-10-07, 16-10-08, 16-13-13, 16-13-14, 16-13-33, 16-17-08, 16-17-09, 16-17-10, 16-17-11, 16-17-15, and 16-17-16 of the North Dakota Century Code, relating to county and state political organization, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to filling party vacancies in the primary ballot.

Introduction, first reading, 216.
Referred to Committee on General Affairs.
Reported back, amended, 547.
Sixth order of business, 570.
Amendments adopted, 570.
Engrossed, 668.
Second reading, 714.
Lost, 715.

House Bill No. 888 —

House Bill No. 888. A Bill for an Act to authorize the state historical society to locate pioneer buildings on the grounds of the Camp Hancock Museum.

Introduction, first reading, 216.
Referred to Committee on State and Federal Government.

Reported back, amended, 453.
 Sixth Order of Business, 471.
 Amendments adopted, 471.
 Engrossed, 477.
 Second reading, 504, 1221.
 Passed, 505, 1222.
 To Senate, 508.
 Returned to House, indefinitely postponed, 963, 1181.
 Senate requests return, 1000.
 Senate amendments, 1181.
 Returned to Senate, 1000.
 Amended, 1181.
 House concurs, 1221.
 Re-engrossed, 1221.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 889 —

House Bill No. 889. A Bill for an Act to amend and reenact section 39-01-02 of the 1963 Supplement to the North Dakota Century Code, requiring state owned motor vehicles having name painted on side of vehicles, providing a penalty for failure and providing an exception to the governor's vehicle.

Introduction, first reading, 216.
 Referred to Committee on Transportation.
 Reported back, do pass, 543.
 Second reading, 702.
 Passed, 703.
 To Senate, 727.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1011.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1177.

House Bill No. 890 —

House Bill No. 890. A Bill for an Act to prohibit state, county, and local officials from placing their names on public documents and publications, except when such is required by law or by custom and usage, and to provide a penalty for doing so.

Introduction, first reading, 216.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 553.

House Bill No. 891 —

House Bill No. 891. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for uncompensated expenses incurred while carrying out their legislative duties, and declaring an emergency, and providing for an effective date.

Introduction, first reading, 216.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 479.
 Second reading, 521.
 Passed, 522.
 Emergency lost, 522.
 To Senate, 541.
 Returned to House, 924.
 Enrolled, 993.
 Signed by Speaker, 1011.
 Sent to Senate, 1024.
 Received from Senate, 1075.
 Message to Governor, 1116.
 Approved by Governor, 1162.

House Bill No. 892 —

House Bill No. 892. A Bill for an Act to require persons who claim real property to be exempt from assessment and taxation to file annually with the assessor and county auditor a certificate setting out the basis for claiming the exemption, and providing exceptions.

Introduction, first reading, 216.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 472.

House Bill No. 893 —

House Bill No. 893. A Bill for an Act to provide for the enactment of the Driver License Compact, defining terms, making the driving record in another state of an applicant for a license part of the North Dakota record, and facilitating the exchange of information relating to the licensing of automobile drivers in states belonging to the compact.

Introduction, first reading, 216.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 543.
 Placed on calendar, 543.
 Second reading, 703.
 Passed, 704.
 To Senate, 727.
 Returned to House, indefinitely postponed, 1027.

House Bill No. 894 —

House Bill No. 894. A Bill for an Act to amend and reenact section 65-10-01 of the North Dakota Century Code Supplement relating to appeals from decisions of the Workmen's Compensation Bureau.

Introduction, first reading, 217.
 Referred to Committee on Labor Relations.
 Reported back, amended, 614.
 Sixth Order of Business, 694.
 Amendments adopted, 696.
 Engrossed, 714.
 Second reading, 745.
 Passed, 746.
 To Senate, 761.
 Returned to House, 963.
 Enrolled, 1070.
 Signed by Speaker, 1116.

Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 895 —

House Bill No. 895. A Bill for an Act to amend and reenact Section 7-01-06 of the North Dakota Century Code to permit requirement of insurance of accounts for newly organized building and loan or savings and loan associations.

Introduction, first reading, 217.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 561.

House Bill No. 896 —

House Bill No. 896. A Bill for an Act to amend and reenact section 65-01-12 of the North Dakota Century Code, relating to State's Attorneys representing the Workmen's Compensation Bureau.

Introduction, first reading, 217.
Referred to Committee on Labor Relations.
Reported back, do pass, 606.
Second reading, 724.
Passed, 725.
To Senate, 727.
Returned to House, 963.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 897 —

House Bill No. 897. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code relating to Workmen's Compensation Bureau rule-making power and fee schedules.

Introduction, first reading, 217.
Referred to Committee on Labor Relations.
Reported back, amended, 606.
Sixth Order of Business, 694.
Amendments adopted, 695.
Engrossed, 714.
Second reading, 746.
Passed, 746.
To Senate, 761.
Returned to House, 963.
Enrolled, 1087.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 898 —

House Bill No. 898. A Bill for an Act to amend and reenact section 65-01-09 of the North Dakota Century Code, relating to third party actions and Workmen's Compensation Bureau subrogation.

Introduction, first reading, 217.
 Referred to Committee on Labor Relations.
 Reported back, amended, 618.
 Sixth Order of Business, 694.
 Amendments adopted, 696.
 Engrossed, 714.
 Second reading, 746.
 Passed, 747.
 To Senate, 761.
 Returned to House, 963.
 Enrolled, 1087.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1243.

House Bill No. 899 —

House Bill No. 899. A Bill for an Act to include savings and loan associations within class of depositories for public funds, and to amend and reenact sections 21-04-03, 05 to 10 both inclusive, 12 to 18 both inclusive, 20 and 21 both inclusive of the North Dakota Century Code.

Introduction, first reading, 217.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 473.

House Bill No. 900 —

House Bill No. 900. A Bill for an Act to amend and reenact Section 7-05-01 of the North Dakota Century Code changing the examination fee for examination of building and loan or savings and loan associations.

Introduction, first reading, 217.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 487.
 Second reading, 562, 1222.
 Passed, 562, 1223.
 To Senate, 653.
 Senate amendments, 1181.
 Returned to House, amended, 1181.
 House concurs, 1222.
 Re-engrossed, 1222.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 901 —

House Bill No. 901. A Bill for an Act to amend and reenact sections 43-14-01, 43-14-02, 43-14-09, 43-14-12, 43-14-16 and 43-14-20 of the North Dakota Century Code, relating to the definitions of osteopathic surgeons and enlarging such practice to give osteopathic surgeons the right to perform all surgery and to prescribe and use all medicinal agents, including drugs.

Introduction, first reading, 217.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 626.

House Bill No. 902 —

House Bill No. 902. A Bill for an Act to permit an alternative procedure for foreclosure of a real estate mortgage when so permitted by the terms of said mortgage.

Introduction, first reading, 218.
Referred to Committee on Judiciary.
Reported back, do pass, 485.
Second reading, 528.
Lost, 528.

House Bill No. 903 —

House Bill No. 903. A Bill for an Act establishing family courts as divisions of district courts, and relating to their powers, duties, and procedures.

Introduction, first reading, 218.
Referred to Committee on Judiciary.
Reported back, do pass, 486.
Second reading, 528.
Passed, 529.
To Senate, 541.
Returned to House, 963.
Enrolled, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.
Received from Senate, 1172.
Message to Governor, 1173.
Approved by Governor, 1431.

House Bill No. 904 —

House Bill No. 904. A Bill for an Act to amend and reenact subsection 3 of section 57-39-10, subsection 3 of section 57-39-19, and subsection 3 of section 57-39-20, and section 57-39-24 of the 1963 Supplement to the North Dakota Century Code, relating to bonds to secure collection of tax, general powers of the tax commissioner, and bonds for officers, agents and employees of the tax commissioner.

Introduction, first reading, 218.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 452.
Second reading, 492.
Passed, 493.
To Senate, 508.
Returned to House, 904.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1119.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1347.

House Bill No. 905 —

House Bill No. 905. A Bill for an Act to provide for the recall of elected municipal officers and providing a penalty.

Introduction, first reading, 218.
Referred to Committee on Judiciary.
Reported back, do pass, 512.

Second reading, 662.
Lost, 662.

House Bill No. 906 —

House Bill No. 906. A Bill for an Act authorizing the state historical society to exchange certain lands owned by the state of North Dakota in connection with the Metigoshe State Park.

Introduction, first reading, 218.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 479.

House Bill No. 907 —

House Bill No. 907. A Bill for an Act to amend and reenact subsection 5 of section 57-38-45 of the North Dakota Century Code, relating to the granting of authority to the tax commissioner to compromise penalties without going through the attorney general's office and to provide for an effective date.

Introduction, first reading, 218.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 452.
Second reading, 494, 499.
Lost, 494.
Reconsidered, 499.
Passed, 499.
To Senate, 508.
Returned to House, indefinitely postponed, 924.

House Bill No. 908 —

House Bill No. 908. A Bill for an Act authorizing the tax commissioner to prepare and distribute for a reasonable charge loose-leaf tax manuals relating to tax laws administered by him.

Introduction, first reading, 218.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 480.
Second reading, 522.
Passed, 522.
To Senate, 541.
Returned to House, 1180.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 909 —

House Bill No. 909. A Bill for an Act to require the installation of automatic flashing train-approach signals at state highway crossings and within municipalities.

Introduction, first reading, 218.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 543.

House Bill No. 910 —

House Bill No. 910. A Bill for an Act to provide for the control of noxious weeds and for other purposes; and to repeal chapters

63-01 and 63-02 of the North Dakota Century Code, relating to destruction of noxious weeds generally and the noxious weed commission.

Introduction, first reading, 219.
 Referred to Committee on Agriculture.
 Reported back, do pass, 559.
 Second reading, 706.
 Lost, 707.

House Bill No. 911 —

House Bill No. 911. A Bill for an Act to provide that insufficient proceeds from a tax sale may create a lien on such property in certain instances.

Introduction, first reading, 219.
 Referred to Committee on Finance and Taxation.
 Withdrawn, 388.

House Bill No. 912 —

House Bill No. 912. A Bill for an Act to amend and reenact Section 54-03-21 of the North Dakota Century Code.

Introduction, first reading, 219.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 326.
 Second reading, 377, 400, 710, 736.
 Lost, 378, 400, 737.
 Reconsidered, 382.
 Placed at foot of calendar, 382.
 Reconsidered, 404.
 Rereferred to committee, 404.
 Amended, 543.
 Sixth Order of Business, 570.
 Amendments adopted, 570.
 Engrossed, 668.
 Placed at foot of calendar, 710.
 Re-engrossed, 736.
 Amended on second reading, 736.

House Bill No. 913 —

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

Introduction, first reading, 219.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 482.
 Sixth Order of Business, 508.
 Amendments adopted, 508.
 Engrossed, 533.
 Second reading, 655, 1212.
 Passed, 655, 1213.
 To Senate, 726.
 Returned to House, amended, 1095.
 Senate amendments, 1112.
 Conference Committee, 1136, 1346.
 Conference Committee report, 1212, 1380.
 House adopts, 1212, 1380.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.

Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 914 —

House Bill No. 914. A Bill for an Act to establish the North Dakota heritage commission.

Introduction, first reading, 219.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 483.
 Sixth Order of Business, 508.
 Amendments adopted, 508.
 Re-referred to Committee on Appropriations, 508.
 Engrossed, 533.
 Reported back, do pass, 597.
 Second reading, 722, 1300.
 Passed, 723, 1301.
 To Senate, 727.
 Returned to House, amended, 1205.
 Senate amendments, 1208.
 House concurs, 1300.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Governor, 1427.

House Bill No. 915 —

House Bill No. 915. A Bill for an Act relating to the interpretation of a will or trust instrument which authorizes or requires the fiduciary to select assets for distribution to the surviving spouse of the testator or trustor pursuant to a pecuniary bequest or transfer.

Introduction, first reading, 219.
 Referred to Committee on Judiciary.
 Reported back, do pass, 390.
 Second reading, 428.
 Passed, 428.
 To Senate, 444.
 Returned to House, indefinitely postponed, 776.

House Bill No. 916 —

House Bill No. 916. A Bill for an Act to amend and reenact subsection 3 of section 27-11-24 of the North Dakota Century Code relating to expenditures of state bar fund.

Introduction, first reading, 219.
 Referred to Committee on General Affairs.
 Reported back, do pass, 553.
 Second reading, 704.
 Passed, 704.
 To Senate, 727.
 Returned to House, 963.
 Enrolled, 1087.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1347.

House Bill No. 917 —

House Bill No. 917. A Bill for an Act to create and enact section 15-35-18 of the North Dakota Century Code, to provide civil defense exercises and drills in all public schools.

Introduction, first reading, 219.
 Referred to Committee on Education.
 Withdrawn, 286.

House Bill No. 918 —

House Bill No. 918. A Bill for an Act to prohibit unjust discrimination in employment because of age, and providing for a penalty.

Introduction, first reading, 219.
 Referred to Committee on Labor Relations.
 Re-referred to Committee on Judiciary.
 Reported back, amended, 558.
 Sixth Order of Business, 653.
 Amendments adopted, 654.
 Engrossed, 668.
 Second reading, 732.
 Passed, 732.
 To Senate, 761.
 Returned to House, 1180.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 919 —

House Bill No. 919. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to exemption from property taxes of personal property in interstate commerce or stored in a warehouse or storage facility.

Introduction, first reading, 220.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 473.
 Placed on calendar, 487.
 Second reading, 513.
 Lost, 514.

House Bill No. 920 —

House Bill No. 920. A Bill for an Act to repeal section 40-40-07 of the North Dakota Century Code relating to preliminary budgets.

Introduction, first reading, 220.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 452.
 Second reading, 494.
 Passed, 495.
 To Senate, 508.
 Returned to House, 924.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.

Message to Governor, 1070.
Approved by Governor, 1177.

House Bill No. 921 —

House Bill No. 921. A Bill for an Act to create and enact a new subsection to section 57-39-03 of the North Dakota Century Code relating to exemptions from sales taxes.

Introduction, first reading, 220.
Referred to Committee on Finance and Taxation.
Reported back, amended, 483.
Sixth Order of Business, 508.
Amendments adopted, 508.
Engrossed, 533.
Second reading, 655.
Passed, 656.
To Senate, 726.
Returned to House, 924.
Enrolled, 993.
Signed by Speaker, 1011.
Sent to Senate, 1024.
Received from Senate, 1075.
Message to Governor, 1116.
Approved by Governor, 1204.

House Bill No. 922 —

House Bill No. 922. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, relating to weekly compensation in death claims.

Introduction, first reading, 220.
Referred to Committee on Labor Relations.
Reported back, amended, 608.
Sixth Order of Business, 694.
Amendments adopted, 695.
Engrossed, 714.
Placed at head of calendar, 745.
Second reading, 747.
Passed, 748.
To Senate, 761.
Returned to House, 1095.
Enrolled, 1183.
Signed by Speaker, 1204.
Sent to Senate, 1210.
Received from Senate, 1243.
Message to Governor, 1241.
Approved by Governor, 1431.

House Bill No. 923 —

House Bill No. 923. A Bill for an Act to provide for the recall of county commissioners and providing for a penalty.

Introduction, first reading, 220.
Referred to Committee on Political Subdivisions.
Withdrawn, 404.

House Bill No. 924 —

House Bill No. 924. A Bill for an Act making an appropriation for the erection and construction of an adolescent treatment center on the grounds of the state hospital at Jamestown, North Dakota.

Introduction, first reading, 220.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 512.
 Placed on calendar, 513.
 Re-referred to Committee on Appropriations, 539.
 Reported back, amended, 597.
 Sixth Order of Business, 694.
 Amendments adopted, 694.
 Engrossed, 714.
 Second reading, 742.
 Passed, 742.
 To Senate, 761.
 Returned to House, indefinitely postponed, 1400.

House Bill No. 925 —

House Bill No. 925. A Bill for an Act providing for a tax levy for emergency purposes by municipal corporations.

Introduction, first reading, 220.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 484.
 Second reading, 526, 1289.
 Passed, 526, 1289.
 To Senate, 541.
 Senate amendments, 1181.
 Returned to House, amended, 1181.
 Conference Committee, 1223.
 Conference Committee report, 1288.
 House adopts, 1288.
 Re-engrossed, 1289.
 Enrolled, 1430.
 Signed by Speaker, 1430.
 Sent to Senate, 1430.
 Received from Senate, 1431.
 Message to Governor, 1431.

House Bill No. 926 —

House Bill No. 926. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.9, 38-08-09.10, 38-08-09.11, 38-08-09.12, 38-08-09.13, 38-08-09.14, 38-08-09.15, and 38-08-09.16 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations, and to repeal section 38-08-09 of the North Dakota Century Code, relating to voluntary agreements for unit operation.

Introduction, first reading, 220.
 Referred to Committee on Natural Resources.
 Reported back, amended, 606.
 Sixth Order of Business, 694.
 Amendments adopted, 695.
 Second reading, 748, 1358.
 Re-engrossed, 748, 1358.
 Passed, 748, 1359.
 To Senate, 761.
 Engrossed, 762.

Returned to House, amended, 1205.
Senate amendments, 1209.
Conference Committee, 1309.
Conference Committee report, 1357.
Enrolled, 1430.
Signed by Speaker, 1430.
Sent to Senate, 1430.
Received from Senate, 1431.
Message to Governor, 1431.

House Bill No. 927 —

House Bill No. 927. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes due.

Introduction, first reading, 221.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Political Subdivisions.
Reported back, do pass, 473.
Second reading, 506, 514.
Deferred one legislative day.
Passed, 515.
To Senate, 541.
Returned to House, 1180.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.

House Bill No. 928 —

House Bill No. 928. A Bill for an Act to amend and reenact section 15-21-19 of the North Dakota Century Code relating to the power of the state board of public school education.

Introduction, first reading, 221.
Referred to Committee on Education.
Reported back, do pass, 473.
Second reading, 515.
Passed, 515.
To Senate, 541.
Returned to House, 924.
Enrolled, 1070.
Signed by Speaker, 1116.
Sent to Senate, 1116.
Received from Senate, 1136.
Message to Governor, 1253.
Approved by Governor, 1243.

House Bill No. 929 —

House Bill No. 929. A Bill for an Act to amend and reenact subsection 4 of section 57-37-02 of the North Dakota Century Code, relating to the inclusion of life insurance proceeds within the gross estate of a resident decedent for estate tax purposes.

Introduction, first reading, 221.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 480.
Second reading, 522.
Passed, 523.
To Senate, 541.

Returned to House, 963.
 Enrolled, 1070.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1347.

House Bill No. 930 —

House Bill No. 930. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to an exemption to a surviving spouse for estate tax purposes.

Introduction, first reading, 221.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 480.
 Second reading, 523.
 Passed, 524.
 To Senate, 541.
 Returned to House, 963.
 Enrolled, 1087.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.
 Received from Senate, 1136.
 Message to Governor, 1253.
 Approved by Governor, 1347.

House Bill No. 931 —

House Bill No. 931. A Bill for an Act to amend and reenact sections 61-27-02 and 61-27-03 of the North Dakota Century Code relating to the registration of vessels and outboard motors and to declare an effective date.

Introduction, first reading, 221.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 553.

House Bill No. 932 —

House Bill No. 932. A Bill for an Act to amend and reenact subsection 3 of section 49-18-02 of the North Dakota Century Code, relating to exemptions to farmers and associations of farmers hauling their own goods and providing for a clarification of those exempted.

Introduction, first reading, 221.
 Referred to Committee on Transportation.
 Reported back, amended, 553.
 Sixth Order of Business, 653.
 Amendments adopted, 653.
 Engrossed, 668.
 Second reading, 728.
 Lost, 729.

House Bill No. 933 —

House Bill No. 933. A Bill for an Act to amend and reenact subsection 8 of section 5-03-05 of the North Dakota Century Code, relating to retail tax on liquors.

Introduction, first reading, 221.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 453.

House Bill No. 934 —

House Bill No. 934. A Bill for an Act to amend and reenact section 23-10-05 of the 1963 Supplement to the North Dakota Century Code, relating to trailer court licensing fees.

Introduction, first reading, 221.

Referred to Committee on Industry and Business.

Reported back, indefinitely postponed, 598.

House Bill No. 935 —

House Bill No. 935. A Bill for an Act to amend and reenact sections 38-08-01, 38-08-02, and 38-08-04.1 of the North Dakota Century Code relating to the declaration of policy, authorizing the establishment of an oil and gas commission, terms of office of members, redefining the term "Commission", and in addition thereto providing for compensation and expenses of the commission, and to authorize the employment and expenses of such persons as the commission deems necessary and including an appropriation therefor.

Introduction, first reading, 222.

Referred to Committee on Appropriations.

Re-referred to Committee on Natural Resources.

Reported back, do pass, 571.

Re-referred to Committee on Appropriations, 571.

Do pass, 652.

Second reading, 727.

Lost, 728.

House Bill No. 936 —

House Bill No. 936. A Bill for an Act to amend and reenact subsection 1 of section 51-13-03 of the North Dakota Century Code, relating to maximum interest rates on retail installment sales.

Introduction, first reading, 222.

Referred to Committee on Industry and Business.

Reported back, indefinitely postponed, 487.

House Bill No. 937 —

House Bill No. 937. A Bill for an Act to amend and reenact section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on revolving charge accounts.

Introduction, first reading, 222.

Referred to Committee on Industry and Business.

Reported back, indefinitely postponed, 487.

House Bill No. 938 —

House Bill No. 938. A Bill for an Act to amend and reenact sections 13-04-01 and 13-04-03 of the 1963 Supplement to the North Dakota Century Code, relating to the maximum interest charges and credit for advance payment of bank installment loans.

Introduction, first reading, 222.

Referred to Committee on Industry and Business.

Reported back, indefinitely postponed, 487.

House Bill No. 939 —

House Bill No. 939. A Bill for an Act to amend and reenact subsection 1 of section 13-03-14 and section 13-03-16 of the 1963 Supple-

ment to the North Dakota Century Code, relating to maximum interest rates for small loans.

Introduction, first reading, 222.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 487.

House Bill No. 940 —

House Bill No. 940. A Bill for an Act to create and enact section 15-55-02.1 of the North Dakota Century Code providing authorization for and limitations on issuing refunding bonds by the state board of higher education and to amend and re-enact section 15-55-14 of the North Dakota Century Code relating to constructing, operating and financing revenue producing buildings at higher educational institutions:

Introduction, first reading, 222.
 Referred to Committee on Education.
 Reported back, amended, 473.
 Sixth Order of Business, 488.
 Amendments adopted, 488.
 Engrossed, 509.
 Second reading, 564.
 Passed, 565.
 To Senate, 653.
 Returned to House, 1180.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Governor, 1395.
 Approved by Governor, 1431.

House Bill No. 941 —

House Bill No. 941. A Bill for an Act to create and enact section 61-21-66 of the North Dakota Century Code authorizing the use of a legal drain and providing for a punishment.

Introduction, first reading, 222.
 Referred to Committee on Agriculture.
 Reported back, amended, 542.
 Sixth Order of Business, 570.
 Amendments adopted, 570.
 Engrossed, 668.
 Second reading, 709.
 Passed, 710.
 To Senate, 727.
 Returned to House, indefinitely postponed, 1148.

House Bill No. 942 —

House Bill No. 942. A Bill for an Act to amend and reenact sections 15-22-21 and 15-22-22 of the 1963 Supplement to the North Dakota Century Code, relating to the mandatory dissolution and annexation of school districts, notice of hearings, and effective dates of orders.

Introduction, first reading, 402.
 Referred to Committee on Education.
 Reported back, amended, 555.
 Sixth Order of Business, 653.
 Amendments adopted, 654.
 Engrossed, 668.

Second reading, 729, 1230.
Passed, 729, 1231.
To Senate, 761.
Returned to House, amended, 1205.
Senate amendments, 1209.
House concurs, 1230.
Re-engrossed, 1230.
Enrolled, 1367.
Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Governor, 1427.

House Bill No. 943 —

House Bill No. 943. A Bill for an Act to authorize the state board of higher education to quitclaim its interest in certain lands to the state highway department for use as highway rights of way.

Introduction, first reading, 796.
Referred to Committee on Education.
Reported back, do pass, 952.
Placed at head of calendar, 994.
Second reading, 994.
Passed, 994.
To Senate, 1025.
Returned to House, 1180.
Enrolled, 1324.
Signed by Speaker, 1348.
Sent to Senate, 1348.
Received from Senate, 1394.
Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 944 —

House Bill No. 944. A Bill for an Act to amend and reenact section 57-33-04 of the North Dakota Century Code relating to taxation of rural electric cooperatives, and to the imposition of a privilege tax by a city or village on a rural electric distribution cooperative.

Introduction, first reading, 797.
Referred to Committee on General Affairs.
Reported back, amended, 960.
Sixth Order of Business, 990.
Amendments adopted, 990.
Second reading, 1050.
Passed, 1050.
To Senate, 1075.
Returned to House, 1246.
Enrolled, 1367.
Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Governor, 1427.

House Bill No. 945 —

House Bill No. 945. A Bill for an Act transferring the administration and control of the state hospital and Grafton state school for the feeble-minded to the mental health and retardation division and the state tuberculosis sanatorium to the state department of health; and to create and enact section 25-01-02.1, to amend and reenact sections 6-09-07, 15-52-03, 25-01-01, 25-01-02, 25-01-03,

25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-11, 25-01-12, 25-01-15, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-04-03, 25-04-04, 25-04-05, 25-04-06, 25-04-08, 25-05-01, 25-05-02, 25-05-03, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, section 25-05-20, 25-05-22, 25-05-23, 25-05-24, 25-05-25, 25-05-27, 25-05-30, 25-05-33, 25-05-34, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 25-09-11, 25-10-01, 25-10-02, 25-10-03, 26-24-08, 32-36-22, 32-36-33, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-09-04, 50-14-04, 54-23-01, 54-23-22, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of certain of the state's charitable institutions and other powers and duties of the board of administration, and to repeal chapters 12-57 and 23-08, sections 25-01-13, 25-05-04, 25-05-05, 54-23-16, and 54-23-21 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Introduction, first reading, 908.

Referred to Committee on State and Federal Government.

Reported back, do pass, 1004.

Second reading, 1004, 1372.

Passed, 1005, 1373.

To Senate, 1009.

Senate amendments, 1311.

Returned to House, amended, 1311.

House concurs, 1372.

Re-engrossed, 1372.

Enrolled, 1430.

Signed by Speaker, 1430.

Sent to Senate, 1430.

Received from Senate, 1431.

Message to Governor, 1431.

House Bill No. 946 —

House Bill No. 946. A Bill for an Act to permit the care and treatment of tuberculous patients at hospitals under certain conditions.

Introduction, first reading, 909.

Referred to Committee on Social Welfare.

Reported back, amended, 982.

Sixth Order of Business, 988.

Amendments adopted, 988.

Second reading, 988.

Passed, 988.

Engrossed, 992.

To Senate, 997.

Returned to House, indefinitely postponed, 1400.

House Bill No. 947 —

House Bill No. 947. A Bill for an Act relating to the acquisition of Fort Abraham Lincoln by the state.

Introduction, first reading, 1016.

Referred to Committee on State and Federal Government.

Reported back, do pass, 1037.

Second reading, 1129.

Passed, 1129.

Returned to House, 1209.

Enrolled, 1324.

Signed by Speaker, 1348.

Sent to Senate, 1348.

Received from Senate, 1394.

Message to Governor, 1395.
Approved by Governor, 1431.

House Bill No. 948 —

House Bill No. 948. A Bill for an act to amend and reenact House Bill 786 and adding Section 2 authorizing the state board of higher education to convey the title to certain land owned by the state of North Dakota to the city of Minot for road purposes.

Introduction, first reading, 1194.
Placed on calendar.
Second reading, 1195.
Passed, 1195.
To Senate, 1225.
Returned to House, indefinitely postponed, 1400.

House Bill No. 949. A Bill for an Act relating to conferring an honorary degree upon Lawrence Welk by a North Dakota institution of higher learning, and declaring an emergency.

Introduction, first reading, 1224.
Placed on calendar, 1225.
Second reading, 1225, 1337.
Passed, 1225, 1338.
Emergency carried, 1225, 1338.
To Senate, 1225.
Returned to House, amended, 1311.
Senate amendments, 1313.
House concurs, 1337.
Re-engrossed, 1337.
Enrolled, 1402.
Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Governor, 1427.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "A" —

House Concurrent Resolution "A". Garrison Diversion Unit.

Introduction, first reading, 38.
Second reading, 40.
Passed, 40.
To Senate, 41.
Returned to House, 71.
Enrolled, 81.
Signed by Speaker, 86.
Sent to Senate, 86.
Received from Senate, 90.
Message to Secretary of State, 95.

House Concurrent Resolution "B" —

House Concurrent Resolution "B". A concurrent resolution asking Congress to provide reimbursement equal to that provided to the states of New Mexico and Arizona to the state of North Dakota for welfare assistance provided by North Dakota to its Indian citizens.

Introduction, first reading, 68.
Referred to Committee on Social Welfare.
Reported back, do pass, 413.
Second reading, 449.
Passed, 449.
To Senate, 466.
Returned to House, 1095.
Enrolled, 1251.
Signed by Speaker, 1324.
Sent to Senate, 1325.
Received from Senate, 1394.
Message to Secretary of State, 1395.

House Concurrent Resolution "C" —

House Concurrent Resolution "C". A concurrent resolution extending an invitation to Lee Fondran, Director of the National Association of Broadcasters Radio Code Board to appear before a joint session of the Thirty-ninth Legislative Assembly of North Dakota.

Introduction, first reading, 75.
Second reading, 75.
Passed, 75.
To Senate, 76.
Returned to House, 86.
Signed by Speaker, 96.
Sent to Senate, 96.
Received from Senate, 102.
Message to Secretary of State, 111.

House Concurrent Resolution "D" —

House Concurrent Resolution "D". A concurrent resolution requesting the Congress and the national administration of the United States to take all possible steps to improve the economic position of the agricultural producer.

Introduction, first reading, 86.
 Referred to Committee on Agriculture.
 Reported back, do pass, 99.
 Reported back, amended, 160.
 Sixth Order of Business, 170.
 Amendments adopted, 170.
 Engrossed, 193.
 Second reading, 116.
 Re-referred to Committee on Agriculture, 116.
 Re-read, 231.
 Passed, 231.
 To Senate, 235.
 Returned to House, 813.
 Enrolled, 942.
 Signed by Speaker, 985.
 Sent to Senate, 992.
 Received from Senate, 1049.
 Message to Secretary of State, 1084.

House Concurrent Resolution "E" —

House Concurrent Resolution "E". A concurrent resolution directing the Legislative Research Committee to appoint a sub-committee authorized and directed to study and consider Model Acts and Uniform Acts adopted by the National Conference of Commissioners on Uniform State Laws, and to prepare appropriate bills for submitting to the Legislative Assembly such Model Acts and Uniform Acts as the sub-committee, with the approval of the Legislative Research Committee, deems suitable for the State of North Dakota.

Introduction, first reading, 101.
 Referred to Committee on General Affairs.
 Reported back, do pass, 184.
 Referred to Legislative Research Resolutions Committee, 184.
 Reported back, indefinitely postponed, 1136.

House Concurrent Resolution "F" —

House Concurrent Resolution "F". A concurrent resolution urging the legislature of the state of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

Introduction, first reading, 102.
 Referred to Committee on Agriculture.
 Reported back, do pass, 264.
 Second reading, 284.
 Passed, 284.
 To Senate, 306.
 Returned to House, 763.
 Enrolled, 768.
 Signed by Speaker, 768.
 Sent to Senate, 768.
 Received from Senate, 774.
 Message to Secretary of State, 774.

House Concurrent Resolution "G" —

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Introduction, first reading, 108.
 Engrossed, 157.
 Second reading, 124.
 Passed, 124.
 To Senate, 131.
 Senate amendments, 151.
 Returned to House, amended, 151.
 House concurs, 151.
 House adopts, 151.
 Enrolled, 169.
 Signed by Speaker, 174.
 Sent to Senate, 174.
 Received from Senate, 192.
 Message to Secretary of State, 193.

House Concurrent Resolution "H" —

House Concurrent Resolution "H". A concurrent resolution urging the Great Northern and Northern Pacific Railroads to establish a reduced rate per one hundred pounds on North Dakota wheat shipped to west coast ports for export overseas.

Introduction, first reading, 120.
 Referred to Committee on Transportation.
 Reported back, do pass, 281.
 Second reading, 302.
 Passed, 303.
 To Senate, 321.
 Returned to House, 1027.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Secretary of State, 1395.

House Concurrent Resolution "I" —

House Concurrent Resolution "I". A concurrent resolution urging the construction of a sidewalk from the north side of the state capitol building to Divide Avenue.

Introduction, first reading, 128.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 233.
 Second reading, 259.
 Lost, 259.

House Concurrent Resolution "J" —

House Concurrent Resolution "J". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and equitable.

Introduction, first reading, 155.
 Referred to Committee on Agriculture.
 Reported back, amended, 281.
 Sixth Order of Business, 292.
 Amendments adopted, 292.
 Engrossed, 311.
 Second reading, 337, 902.
 Passed, 338, 902.
 To Senate, 382.

Returned to House, amended, 875.
Senate amendments, 877.
House concurs, 902.
Re-engrossed, 902.
Enrolled, 1183.
Signed by Speaker, 1204.
Sent to Senate, 1210.
Received from Senate, 1243.
Message to Secretary of State, 1241.

House Concurrent Resolution "K" —

House Concurrent Resolution "K". A concurrent resolution requesting the Congress and the National Administration of the United States to take all possible steps to, at an early date, pass a long term Sugar act.

Introduction, first reading, 191.
Referred to Committee on Agriculture.
Reported back, do pass, 543.
Second reading, 701.
Passed, 702.
To Senate, 727.
Returned to House, 1027.
Enrolled, 1183.
Signed by Speaker, 1204.
Sent to Senate, 1210.
Received from Senate, 1243.
Message to Secretary of State, 1241.

House Concurrent Resolution "L" —

House Concurrent Resolution "L". A concurrent resolution applying to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, relating to apportionment.

Introduction, first reading, 223.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 473.

House Concurrent Resolution "M" —

House Concurrent Resolution "M". A concurrent resolution for an amendment to the Constitution of the state of North Dakota granting to the legislative assembly power to issue full faith and credit bonds for the construction and equipping of buildings for state-operated institutions of higher learning and vocational education.

Introduction, first reading, 223.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 558.
Second reading, 705, 1304.
Passed, 706, 1304.
To Senate, 727.
Senate amendments, 1237.
Returned to House, amended, 1237.
House concurs, 1304.
Enrolled, 1427.
Signed by Speaker, 1429.
Sent to Senate, 1429.
Received from Senate, 1429.
Message to Secretary of State, 1429.

House Concurrent Resolution "N" —

House Concurrent Resolution "N". A concurrent resolution relating to the disclosure of personal financial interest in legislation by members of the legislative assembly.

Introduction, first reading, 251.
 Referred to Committee on General Affairs.
 Reported back, do pass, 554.
 Second reading, 705.
 Passed, 705.
 To Senate, 727.
 Returned to House, indefinitely postponed, 1148.

House Concurrent Resolution "O" —

House Concurrent Resolution "O". A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota, relating to the office of the county superintendent of schools.

Introduction, first reading, 264.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 473.
 Put on calendar, 474.
 Second reading, 515, 1304.
 Passed, 515, 1305.
 To Senate, 541.
 Senate amendments, 1239.
 Returned to House, amended, 1237.
 House concurs, 1304.
 Re-engrossed, 1304.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "P" —

House Concurrent Resolution "P". A concurrent resolution directing the legislative research committee to conduct a study of the feasibility of establishing a separate department with jurisdiction over matters in the field of conservation, natural resources, and outdoor recreation.

Introduction, first reading, 281.
 Referred to Committee on Natural Resources.
 Withdrawn, 569.

House Concurrent Resolution "Q" —

House Concurrent Resolution "Q". A concurrent resolution directing the Legislative Research Committee to study the feasibility of establishing an Interstate Boundary Commission with the state of South Dakota to promote the preservation of the quartzite markers used to define the boundary separating North Dakota and South Dakota.

Introduction, first reading, 292.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 453.
 Second reading, 496.
 Passed, 497, 1313.
 Referred to Legislative Research Resolutions Committees, 497.

Reported back, do pass, 1245.
Placed at head of calendar, 1252.
To Senate, 1339.
Returned to House, indefinitely postponed, 1362.

House Concurrent Resolution "R" —

House Concurrent Resolution "R". A concurrent resolution directing the discontinuance of farming operations at the state industrial school.

Introduction, first reading, 311.
Referred to Committee on General Affairs.
Reported back, amended, 598.
Sixth Order of Business, 694.
Amendments adopted, 694.
Engrossed, 714.
Second reading, 742.
Passed, 743.
To Senate, 761.
Returned to House, indefinitely postponed, 897.

House Concurrent Resolution "S" —

House Concurrent Resolution "S". A concurrent resolution directing the legislative research committee to study the election laws of North Dakota.

Introduction, first reading, 329.
Referred to Committee on Judiciary.
Reported back, do pass, 513.
Re-referred to Legislative Research Resolution Committee, 513.
Reported back, do pass, 1136.
Second reading, 1198.
Passed, 1198.
To Senate, 1325.
Returned to House, 1335.
Enrolled, 1427.
Signed by Speaker, 1429.
Sent to Senate, 1429.
Received from Senate, 1429.
Message to Secretary of State, 1429.

House Concurrent Resolution "T" —

House Concurrent Resolution "T". A concurrent resolution expressing the appreciation of the members of the Thirty-ninth Legislative Assembly to the University of North Dakota, the Campbell Foundation, and others for staging the recent pre-session legislators school.

Introduction, first reading, 329.
Placed at Head of Calendar, 330.
Second reading, 330.
Passed, 331.
To Senate, 428.
Returned to House, 874.
Enrolled, 942.
Signed by Speaker, 985.
Sent to Senate, 992.
Received from Senate, 1049.
Message to Secretary of State, 1084.

House Concurrent Resolution "U" —

House Concurrent Resolution "U". A concurrent resolution complimenting the North Dakota Territory Centennial Committee for the work done on our recent territorial centennial observation and requesting a final report.

Introduction, first reading, 365.
 Deferred one day, 365.
 Second reading, 398.
 Passed, 399, 1302.
 To Senate, 428.
 Returned to House, amended, 1205.
 Senate Amendments, 1209.
 Re-engrossed, 1302.
 House concurs, 1302.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Secretary of State, 1427.

House Concurrent Resolution "V" —

House Concurrent Resolution "V". A concurrent resolution endorsing, supporting and urging the construction of the proposed Mott dam and reservoir project in Hettinger county, North Dakota, and commending the Bureau of Reclamation.

Introduction, first reading, 387.
 Referred to Committee on Natural Resources.
 Reported back, amended, 598.
 Sixth order of business, 694.
 Amendments adopted, 695.
 Engrossed, 714.
 Second reading, 743.
 Passed, 743.
 To Senate, 761.
 Returned to House, 1027.
 Enrolled, 1184.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.
 Received from Senate, 1243.
 Message to Secretary of State, 1241.

House Concurrent Resolution "W" —

House Concurrent Resolution "W". A concurrent resolution endorsing, supporting and urging the construction of the proposed Pipestem Creek dam and reservoir project near Jamestown, North Dakota, and commending the U. S. Army Corps of Engineers.

Introduction, first reading, 387.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 598.
 Second reading, 723.
 Passed, 723.
 To Senate, 727.
 Returned to House, 1027.
 Enrolled, 1184.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.
 Received from Senate, 1243.
 Message to Secretary of State, 1241.

House Concurrent Resolution "X" —

House Concurrent Resolution "X". A concurrent resolution urging the construction of a scenic badlands road connecting the units of the Theodore Roosevelt National Memorial Park.

Introduction, first reading, 387.
Referred to Committee on State and Federal Government.
Reported back, amended, 652.
Sixth order of business, 694.
Amendments adopted, 696.
Engrossed, 714.
Second reading, 755, 1386.
Passed, 755, 1386.
To Senate, 761.
Returned to House, 1237.
Amended, 1237.
Senate Amendments, 1239.
Conference Committee, 1309.
Conference Committee report, 1385.
House adopts, 1385.
Enrolled, 1427.
Signed by Speaker, 1429.
Sent to Senate, 1429.
Received from Senate, 1429.
Message to Secretary of State, 1429.

House Concurrent Resolution "Y" —

House Concurrent Resolution "Y". A concurrent resolution directing the legislative research committee to conduct a study for the purpose of determining the feasibility of abolishing the state laboratories department and investing its functions and duties with other state departments.

Introduction, first reading, 402.
Referred to Committee on State and Federal Government.
Reported back, do pass, 608.
Re-referred to Legislative Research Resolutions Committee, 608.
Reported back, do pass, 990.
Second reading, 1034, 1338.
Passed, 1035, 1338.
To Senate, 1087.
Returned to House, 1307.
Amended, 1307.
Senate amendments, 1308.
Placed at foot of 11th order of business, 1324.
Re-engrossed, 1338.
House concurs, 1338.
Enrolled, 1427.
Signed by Speaker, 1429.
Sent to Senate, 1429.
Received from Senate, 1429.
Message to Secretary of State, 1429.

House Concurrent Resolution "Z" —

House Concurrent Resolution "Z". A concurrent resolution for the amendment of sections 183 and 184 of the Constitution of the state of North Dakota, relating to the limit on the amount of indebtedness that may be incurred by any county, township, city, town, school district or any other political subdivision and to the payment of the interest and principal of any such indebtedness.

Introduction, first reading, 402.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 598.
 Second reading, 723, 1422.
 Passed, 724, 1423.
 To Senate, 727.
 Senate amendments, 1393.
 Returned to House, 1393.
 Amended, 1393.
 Conference Committee, 1398, 1407.
 Conference Committee reports, 1406, 1422.
 House adopts, 1422.
 Re-engrossed, 1422.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "A-1" —

House Concurrent Resolution "A-1". A concurrent resolution directing the legislative research committee to study requirements, standards, and desirability of state participation in various federal aid programs.

Introduction, first reading, 403.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 609.
 Re-referred to Legislative Research Resolution/Committee, 609.
 Reported back, do pass, 1251.
 Placed at head of calendar, 1252.
 Second reading, 1313.
 Passed, 1313.
 To Senate, 1339.
 Returned to House, 1362.
 Indefinitely postponed, 1362.

House Concurrent Resolution "B-1" —

House Concurrent Resolution "B-1". A concurrent resolution providing for the amendment of section 121 of the Constitution of the state of North Dakota, relating to the elective franchise.

Introduction, first reading, 403.
 Referred to Committee on Judiciary.
 Reported back, amended, 557.
 Sixth Order of Business, 653.
 Amendments adopted, 654.
 Engrossed, 668.
 Second reading, 730.
 Passed, 731.
 Returned to House, indefinitely postponed, 924.

House Concurrent Resolution "C-1" —

House Concurrent Resolution "C-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of commerce for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Introduction, first reading, 438.
Referred to Committee on State and Federal Government.
Reported back, do pass, 608.
Re-referred to Legislative Research Resolution Committee, 608.
Indefinitely postponed, 1251.

House Concurrent Resolution "D-1" —

House Concurrent Resolution "D-1". A concurrent resolution directing the legislative research committee to study and review laws pertaining to the care and treatment of the mentally retarded and to consider the enactment of a new code of laws embodying modern methods of care and treatment.

Introduction, first reading, 438.
Referred to Committee on Social Welfare.
Reported back, do pass, 554.
Re-referred to Legislative Research Resolutions Committee, 554.
Reported back, do pass, 1136.
Second reading, 1198.
Passed, 1198.
To Senate, 1325.
Returned to House, 1335.
Enrolled, 1427.
Signed by Speaker, 1429.
Sent to Senate, 1429.
Received from Senate, 1429.
Message to Secretary of State, 1429.

House Concurrent Resolution "E-1" —

House Concurrent Resolution "E-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of conservation and recreation for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Introduction, first reading, 438.
Referred to Committee on Natural Resources.
Reported back, do pass, 653.
Re-referred to Legislative Research Resolutions Committee, 653.
Reported back, do pass, 990.
Second reading, 1034.
Passed, 1034.
To Senate, 1087.
Returned to House, 1233.
Enrolled, 1402.
Signed by Speaker, 1426.
Sent to Senate, 1426.
Received from Senate, 1426.
Message to Secretary of State, 1427.

House Concurrent Resolution "F-1" —

House Concurrent Resolution "F-1". A concurrent resolution directing the legislative research committee to conduct a study for the purpose of determining the feasibility of establishing a Department of Agriculture in order to accomplish a consolidation of functions, improve services to the public, and to conserve tax revenue, and to draft such legislation as shall be deemed advisable and

to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Introduction, first reading, 438.

Referred to Committee on State and Federal Government.

Reported back, do pass, 609.

Re-referred to Legislative Research Resolution Committee, 609.

Reported back, indefinitely postponed, 1137.

House Concurrent Resolution "G-1" —

House Concurrent Resolution "G-1". A concurrent resolution directing the legislative research committee to conduct a study of state government reorganization for the establishment of a department of state business operations for the purpose of consolidating functions, improving services to the public and to conserve governmental revenues and to draft such legislation as shall be deemed advisable and to hold hearings thereon, for presentation to and consideration by the Fortieth Legislative Assembly.

Introduction, first reading, 438.

Referred to Committee on State and Federal Government.

Reported back, do pass, 608.

Re-referred to Legislative Research Resolutions Committee, 608.

Reported back, do pass, 1251.

Placed at head of calendar, 1252.

Second reading, 1313.

Passed, 1313.

To Senate, 1339.

Returned to House, 1362.

Indefinitely postponed, 1362.

House Concurrent Resolution "H-1" —

House Concurrent Resolution "H-1". A concurrent resolution providing for the completion of the legislative Journals of the House and Senate.

Introduction, first reading, 438.

Second reading, 463.

Passed, 464.

To Senate, 469.

Returned to House, 874.

Enrolled, 907.

Signed by Speaker, 925.

Sent to Senate, 925.

Received from Senate, 957.

Message to Secretary of State, 958.

House Concurrent Resolution "I-1" —

House Concurrent Resolution "I-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.

Introduction, first reading, 439.

Second reading, 464.

Passed, 464.

To Senate, 469.

Returned to House, 874.

Enrolled, 907.

Signed by Speaker, 925.

Sent to Senate, 925.

Received from Senate, 957.
 Message to Secretary of State, 958.

House Concurrent Resolution "J-1" —

House Concurrent Resolution "J-1". A concurrent resolution directing the legislative research committee to conduct the study for the purpose of determining the feasibility of dissolving the board of administration and vesting these various functions and duties in other state departments who could perform them within the framework or be allowed to perform them without revamping those agencies.

Introduction, first reading, 456.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 608.
 Re-referred to Legislative Research Resolution Committee, 608.
 Reported back, indefinitely postponed, 1136.

House Concurrent Resolution "K-1" —

House Concurrent Resolution "K-1". A concurrent resolution directing the legislative research committee to conduct a study of occupational opportunities and labor market needs in their relation to vocational training and retraining programs on the secondary, post-secondary, and adult levels.

Introduction, first reading, 456.
 Referred to Committee on Education.
 Reported, do pass, 557.
 Re-referred to Legislative Research Resolutions Committee, 557.
 Reported back, indefinitely postponed, 1251.

House Concurrent Resolution "L-1" —

House Concurrent Resolution "L-1". A concurrent resolution urging all agencies of the state to refrain from purchasing offset type reproduction or printing equipment.

Introduction, first reading, 456.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 554.

House Concurrent Resolution "M-1" —

House Concurrent Resolution "M-1". A concurrent resolution urging the board of higher education, board of administration, and industrial commission to study and review printing operations of state institutions and industries.

Introduction, first reading, 456.
 Referred to Committee on General Affairs.
 Reported back, do pass, 554.
 Re-referred to Legislative Research Resolutions Committee, 554.
 Reported back, do pass, 1334.
 Placed on calendar, 1335.
 Passed, 1376.
 To Senate, 1378.
 Returned to House, indefinitely postponed, 1400.

House Concurrent Resolution "N-1" —

House Concurrent Resolution "N-1". A concurrent resolution directing the state board of higher education and the legislative re-

search committee to jointly study the coordination or consolidation of the programs of extension and correspondence study on the college level.

Introduction, first reading, 456.
 Referred to Committee on Education.
 Reported back, do pass, 555.
 Re-referred to Legislative Research Resolutions Committee, 555.
 Reported back, do pass, 990.
 Second reading, 1034.
 Passed, 1034.
 To Senate, 1087.
 Returned to House, 1233.
 Enrolled, 1425.
 Signed by Speaker, 1428.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "O-1" —

House Concurrent Resolution "O-1". A concurrent resolution urging participation in the construction of the State Heritage Center by citizens, business firms, and school children.

Introduction, first reading, 467.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 652.
 Second reading, 728, 1305.
 Passed, 728, 1305.
 To Senate, 761.
 Returned to House, 1237.
 Amended, 1237.
 Senate amendments, 1240.
 Re-engrossed, 1305.
 House concurs, 1305.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "P-1" —

House Concurrent Resolution "P-1". A concurrent resolution directing the legislative research committee to study the possibilities of adopting a tax upon real estate transactions in North Dakota.

Introduction, first reading, 467.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 558.
 Re-referred to Legislative Research Resolutions Committee, 558.
 Reported back, do pass, 989.
 Second reading, 1034.
 Passed, 1034, 1313.
 To Senate, 1087, 1339.
 House requests return, 1213.
 Returned to House and Legislative Research Resolutions Committee, 1235.
 Reported back, amended, 1245.
 Sixth order of business, 1245.
 Amendments adopted, 1245.
 Placed at head of calendar, 1252.
 Returned to House, 1366.
 Enrolled, 1427.

Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "Q-1" —

House Concurrent Resolution "Q-1". A concurrent resolution directing the legislative research committee to study and review a recent report upon space utilization at state institutions of higher education.

Introduction, first reading, 467.
 Referred to Committee on Education.
 Reported back, do pass, 557.
 Re-referred to Legislative Research Resolutions Committee, 557.
 Reported back, indefinitely postponed, 1137.

House Concurrent Resolution "R-1" —

House Concurrent Resolution "R-1". A concurrent resolution directing the board of administration to name the auditorium to be constructed at the Grafton State School after Representative Wilfred Collette.

Introduction, first reading, 470.
 Passed, 470.
 To Senate, 488.
 Returned to House, 874.
 Enrolled, 907.
 Signed by Speaker, 925.
 Sent to Senate, 925.
 Received from Senate, 957.
 Message to Secretary of State, 958.

House Concurrent Resolution "S-1" —

House Concurrent Resolution "S-1". A concurrent resolution relating to the refurbishing and replacement of certain equipment of the house of representatives.

Introduction, first reading, 796.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 1005.
 Sixth order of business, 1085.
 Amendments adopted, 1085.
 Second reading, 1130.
 Passed, 1130.
 To Senate, 1146.
 Returned to House, indefinitely postponed, 1400.

House Concurrent Resolution "T-1" —

House Concurrent Resolution "T-1". A concurrent resolution directing the legislative research committee to study the proper role of a state architect in the planning and coordination of state buildings.

Introduction, first reading, 796.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1006.
 Second reading, 1113.
 Passed, 1113.
 To Senate, 1122.
 Returned to House, indefinitely postponed, 1400.

House Concurrent Resolution "U-1" —

House Concurrent Resolution "U-1". A concurrent resolution requesting the Secretary of the Interior to retain jurisdiction of Sully Hill Park.

Introduction, first reading, 909.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1005.
 Second reading, 1112.
 Passed, 1112.
 To Senate, 1112.
 Returned to House, 1233.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "V-1" —

House Concurrent Resolution "V-1". A concurrent resolution requesting the governor and the director of parks and Game and Fish Commissioner to acquire title to Sully Hill Park for the use and benefit of the state of North Dakota in the event it shall be disposed of by the Secretary of the Interior.

Introduction, first reading, 909.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1005.
 Second reading, 1112.
 Passed, 1113.
 To Senate, 1122.
 Returned to House, 1233.
 Enrolled, 1402.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.
 Received from Senate, 1426.
 Message to Secretary of State, 1427.

House Concurrent Resolution "W-1" —

House Concurrent Resolution "W-1". A concurrent resolution opposing proposed charges by the Federal Government for technical assistance to landowners in the field of soil and water conservation.

Introduction, first reading, 909.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1006.
 Second reading, 1113.
 Passed, 1113.
 To Senate, 1122.
 Returned to House, 1209.
 Enrolled, 1214.
 Signed by Speaker, 1233.
 Sent to Senate, 1233.
 Message to Secretary of State, 1241.
 Received from Senate, 1243.

House Concurrent Resolution "X-1" —

House Concurrent Resolution "X-1". A concurrent resolution expressing appreciation to members of the National Guard participating in recent emergency snow removal and disaster operations.

Introduction, first reading, 1011.
 Second reading, 1128, 1170.
 Delayed one legislative day, 1128.
 Passed, 1170.
 To Senate, 1180.
 Returned to House, 1307.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "Y-1" —

House Concurrent Resolution "Y-1". A concurrent Resolution suggesting early announcement of Reseal Programs by the United States department of agriculture.

Introduction, first reading, 1011.
 Second reading, 1128.
 Passed, 1128.
 To Senate, 1131.
 Returned to House, 1233.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "Z-1" —

House Concurrent Resolution "Z-1". A concurrent resolution directing the legislative research committee to prepare a legislative employees' handbook describing the duties and responsibilities of legislative employees for use by employees at succeeding sessions of the legislative assembly.

Introduction, first reading, 1011.
 Second reading, 1128.
 Passed, 1129.
 To Senate, 1131.
 Returned to House, 1233.
 Enrolled, 1324.
 Signed by Speaker, 1348.
 Sent to Senate, 1348.
 Received from Senate, 1394.
 Message to Secretary of State, 1395.

House Concurrent Resolution "A-2" —

House Concurrent Resolution "A-2". A concurrent resolution requesting the United States Commissioner of Internal Revenue to recognize North Dakota statutes in regard to expense payments to legislators.

Introduction, first reading, 1011.
 Second reading, 1129.
 Passed, 1129.
 To Senate, 1131.
 Returned to House, 1233.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resoluion "B-2" —

House Concurrent Resolution "B-2". A concurrent resolution requesting the Secretary of Agriculture and the United States Congress to take all possible steps to secure restoration of funds cut from soil conservation and agricultural stabilization and conservation budgets.

Introduction, first reading, 1012.
 Second reading, 1129.
 Passed, 1129.
 To Senate, 1131.
 Returned to House, 1209.
 Enrolled, 1227.
 Signed by Speaker, 1233.
 Sent to Senate, 1233.
 Received from Senate, 1243.
 Message to Secretary of State, 1241.

House Concurrent Resolution "C-2" —

House Concurrent Resolution "C-2". A concurrent resolution directing the governor and the board of administration to act on behalf of the state of North Dakota in accepting title to facilities at Fort Abraham Lincoln as authorized by law.

Introduction, first reading, 1016.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1037.
 Second reading, 1130, 1306.
 Passed, 1130, 1306.
 To Senate, 1131.
 Returned to House, 1237.
 Amended, 1237.
 Senate amendments, 1240.
 House concurs, 1305.
 Re-engrossed, 1305.
 Enrolled, 1427.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "D-2" —

House Concurrent Resolution "D-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.

Introduction, first reading, 1047.
 Deferred one legislative day, 1047.
 Second reading, 1130 1306.
 Passed, 1130, 1307.
 To Senate, 1131.
 Returned to House, 1237.
 Amended, 1237.
 Senate amendments, 1240.
 Re-engrossed, 1306.
 House concurs, 1306.
 Enrolled, 1428.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.
 Received from Senate, 1429.
 Message to Secretary of State, 1429.

House Concurrent Resolution "E-2" —

House Concurrent Resolution "E-2". A concurrent resolution urging the Congress of the United States to propose an amendment to the Constitution of the United States, relating to apportionment.

Introduction, first reading, 1235.
Action delayed one day.
Passed, 1377.
To Senate, 1378.
Returned to House, 1394.
Enrolled, 1428.
Signed by Speaker, 1429.
Sent to Senate, 1429.
Received from Senate, 1429.
Message to Secretary of State, 1429.

House Concurrent Resolution "F-2" —

House Concurrent Resolution "F-2". A concurrent resolution urging the Governor of Alabama to recognize the needs and rights of the citizens of Alabama and to aid in the peaceful settlement of the disputes in Alabama.

Introduction, first reading, 1374.
Placed on calendar, 1375.
Passed, 1375.
To Senate, 1378.
Returned to House, indefinitely postponed, 1400.

HOUSE RESOLUTIONS

House Resolution No. 1 —

House Resolution No. 1. A resolution authorizing and directing the department of accounts and purchases to furnish office and secretarial equipment for use of the House of Representatives.

Introduction, first reading, 41.
Passed, 91.
Enrolled, 768.
Signed by Speaker, 768.
Message to Secretary of State, 768.

House Resolution No. 2 —

House Resolution No. 2. A resolution expressing appreciation to the adjutant general, the national guard, and the governor's reception and ball committee for their activities in making the inauguration activities a success.

Introduction, first reading, 92.
Reported back, amended, 92.
Amendments adopted, 93.
Passed, 93.
Enrolled, 477.
Signed by Speaker, 493.
Message to Secretary of State, 493.

House Resolution No. 3 —

House Resolution No. 3. A resolution concurring in the viewpoints of the president of the North Dakota Farmers Union, before and after President Johnson's farm message to Congress.

Introduction, first reading, 112.
Referred to Committee on Agriculture.
Reported back, amended, 544.
Sixth order of business, 570.
Amendments adopted, 570.
Engrossed, 668.
Second reading, 710.
Passed, 710.
Enrolled, 833.
Signed by Speaker, 863.
Message to Secretary of State, 863.

House Resolution No. 4 —

House Resolution No. 4. A resolution to appoint an official photographer for the house of representatives of the thirty-ninth legislative assembly of the state of North Dakota.

Introduction, first reading, 366.
Deferred one legislative day, 366.
Second reading, 399.
Passed, 400.
Enrolled, 477.
Signed by Speaker, 493.
Message to Secretary of State, 493.

House Resolution No. 5 —

House Resolution No. 5. A resolution recommending that the state highway department give full consideration to the use of a

white stripe on the edge of pavement when necessary to reduce potential hazards.

Introduction, first reading, 403.
Referred to Committee on Transportation.
Reported back, do pass, 544.
Re-referred to Legislative Research Resolution Committee, 544.
Placed on calendar (returned) 1179.
Second reading, 1200.
Passed, 1201.
Enrolled, 1425.
Signed by Speaker, 1430.
Message to Secretary of State, 1430.

House Resolution No. 6 —

House Resolution No. 6. A resolution urging the Federal Aviation Agency to continue operation of the Jamestown, North Dakota, Flight Service Station.

Introduction, first reading, 555.
Passed, 556.
Enrolled, 768.
Signed by Speaker, 768.
Message to Secretary of State, 768.

House Resolution No. 7 —

House Resolution No. 7. A resolution directing two members of the Thirty-ninth Legislative Assembly, together with two members of the state board of medical examiners and two members of the state board of osteopathic examiners, to study the feasibility of a single licensing board for both professions.

Introduction, first reading, 909.
Referred to Committee on Social Welfare.
Reported back, amended, 982.
Sixth order of business, 990.
Amendments adopted, 990.
Second reading, 1050.
Passed, 1050.
Enrolled, 1128.
Sent to Secretary of State, 1162.
Signed by Speaker, 1163.

House Resolution No. 8 —

House Resolution No. 8. A resolution requesting the Congress of the United States to appropriate two hundred and twenty thousand dollars to the North Dakota Kensal School District No. 19 for school taxes lost due to the federal game and fish reserve established in such school district.

Introduction, first reading, 1114.
Referred to Committee on Education.
Reported back, do pass, 1146.
Placed at foot of calendar, 1171.
Second reading, 1171.
Passed, 1171.
Enrolled, 1251.
Signed by Speaker, 1324.
Message to Secretary of State, 1324.

House Resolution No. 9 —

House Resolution No. 9. A resolution directing the board of administration to make minor alterations in alcoves adjacent to doors to the House Balcony to provide legislative offices.

Introduction, first reading, 1118.
Deferred one legislative day, 1119.
Second reading, 1197.
Passed, 1197.
Enrolled, 1425.
Signed by Speaker, 1430.
Message to Secretary of State, 1430.

HOUSE MEMORIAL RESOLUTIONS

House Memorial Resolution —

House Memorial Resolution No. 1. A memorial resolution for deceased members of the house of representatives of the state of North Dakota.

Introduction, first reading, 140.

Passed, 140.

Enrolled, 140.

Signed by Speaker, 140.

House Memorial Resolution No. 1 —

House Memorial Resolution No. 1. A memorial resolution for deceased members of the house of representatives of the state of North Dakota.

Introduction, first reading, 809.

Passed, 809.

Enrolled, 1428.

Signed by Speaker, 1429.

Message to Secretary of State, 1430.

RECORD OF SENATE BILLS IN THE HOUSE

Senate Bill No. 1 —

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

To House, 698.
Introduction, first reading, 787.
Referred to Committee on Appropriations.
Reported back, amended, 1182.
Sixth order of business, 1211.
Amendments adopted, 1211.
Second reading, 1386.
Passed, 1387.
Returned to Senate, 1390.
Conference Committee, 1394.
Conference Committee report, 1396.
House adopts, 1396.
Received from Senate, 1427.
Signed by Speaker, 1427.
Sent to Senate, 1427.

Senate Bill No. 2 —

Senate Bill No. 2. A Bill for an Act making an appropriation for the general operation, maintenance, and improvements of the extension division and experiment stations of North Dakota State University of Agriculture and Applied Science.

To House, 763.
Introduction, first reading, 789.
Referred to Committee on Appropriations.
Reported back, amended, 1182.
Sixth order of business, 1211.
Amendments adopted, 1211.
Second reading, 1388.
Passed, 1389.
Returned to Senate, 1390.
Conference Committee, 1394.
Conference Committee report, 1396.
House adopts, 1397.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 3 —

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

To House, 727.
Introduction, first reading, 787.
Referred to Committee on Appropriations.
Senate requests return, 866.
Returned to Senate, 868.
Returned to House, 897.
Reported back, do pass, 953.
Second reading, 1057.

Passed, 1058.
Returned to Senate, 1085.
Received from Senate, 1210.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 4 —

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.

To House, 471.
Introduction, first reading, 529.
Referred to Committee on Appropriations.
Reported back, amended, 1183.
Sixth order of business, 1211.
Amendments adopted, 1211.
Second reading, 1365, 1403.
Passed, 1365, 1404.
Returned to Senate, 1367.
Conference Committee, 1372.
Conference Committee report, 1403.
House adopts, 1403.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 5 —

Senate Bill No. 5. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission.

To House, 168.
Introduction, first reading, 191.
Referred to Committee on Appropriations.
Reported back, amended, 1166.
Sixth order of business, 1184.
Amendments adopted, 1184.
Second reading, 1364.
Passed, 1364.
Returned to Senate, 1367.
Conference Committee, 1372.
Conference Committee report, 1397.
House adopts, 1397.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 6 —

Senate Bill No. 6. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code, pertaining to administration costs of the Old Age and Survivor Insurance System and to social security coverage of public employees.

To House, 125.
Introduction, first reading, 129.
Referred to Committee on Appropriations.
Reported back, do pass, 953.
Second reading 1058.
Passed, 1059.
Returned to Senate, 1085.
Received from Senate, 1179.

Signed by Speaker, 1203.
Sent to Senate, 1210.

Senate Bill No. 7 —

Senate Bill No. 7. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and for veterinary inspectors fees and expenses pertaining to licensed quarantined feedlots and livestock sales rings.

To House, 125.
Introduction, first reading, 130.
Referred to Committee on Appropriations.
Reported back, amended, 1018.
Sixth order of business, 1085.
Amendments adopted, 1086.
Second reading, 1156, 1293.
Passed, 1156, 1293.
Returned to Senate, 1164.
Conference Committee, 1252.
Conference Committee report, 1292.
Received from Senat, 1427.
Signed by Speaker, 1427.
Sent to Senate, 1427.

Senate Bill No. 8 —

Senate Bill No. 8. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission.

To House, 555.
Introduction, first reading, 621.
Referred to Committee on Appropriations.
Reported back, amended, 989.
Sixth order of business, 1009.
Amendments adopted, 1009.
Second reading, 1126, 1294.
Passed, 1126, 1294.
Returned to Senate, 1164.
Conference Committee, 1241.
Conference Committee report, 1293.
Received from Senate, 1427.
Signed by Speaker, 1427.
Sent to Senate, 1427.

Senate Bill No. 9 —

Senate Bill No. 9. 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.

To House, 168.
Introduction, first reading, 191.
Referred to Committee on Appropriations.
Reported back, do pass, 797.
Second reading, 845.
Passed, 846.
Returned to Senate, 872.
Received from Senate, 906.
Signed by Speaker, 914.
Sent to Senate, 914.

Senate Bill No. 10 —

Senate Bill No. 10. A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all of the programs above mentioned.

To House, 168.
Introduction, first reading, 191.
Referred to Committee on Appropriations.
Reported back, amended, 1166.
Sixth order of business, 1184.
Amendments adopted, 1184.
Second reading, 1362, 1397.
Passed, 1363, 1398.
Returned to Senate, 1367.
Conference Committee, 1372.
Conference Committee report, 1397.
House adopts, 1397.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 11 —

Senate Bill No. 11. A Bill for an Act making an appropriation to continue the operation of North Dakota Civil Defense as provided for by Chapter 37-17 of the North Dakota Century Code.

To House, 139.
Introduction, first reading, 156.
Referred to Committee on Appropriations.
Reported back, do pass, 985.
Second reading, 1018.
Passed, 1018.
Returned, to Senate, 1085.
Received from Senate, 1210.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 12 —

Senate Bill No. 12. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

To House, 358.
Introduction, first reading, 401.
Referred to Committee on Appropriations.
Reported back, amended, 1080.
Sixth order of business, 1116.
Amendments adopted, 1117.
Second reading, 1191.
Passed, 1192.
Returned to Senate, 1199.
Senate concurs, 1302.
Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 13 —

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

To House, 315.
Introduction, first reading, 351.
Referred to Committee on Appropriations.
Reported back, do pass, 797.
Second reading, 846.
Passed, 847.
Returned to Senate, 872.
Received from Senate, 906.
Signed by Speaker, 914.
Sent to Senate, 914.

Senate Bill No. 14 —

Senate Bill No. 14. A Bill for an Act making an appropriation to pay salaries and other expenses of administering the licenses laws of the state of North Dakota relating to nonresident service, operators' licensing, accident reporting, proof of financial responsibility, unsatisfied judgment fund, and chemical test for intoxication, implied consent.

To House, 139.
Introduction, first reading, 156.
Referred to Committee on Appropriations.
Reported back, do pass, 797.
Second reading, 847.
Passed, 847.
Returned to Senate, 872.
Received from Senate, 906.
Signed by Speaker, 914.
Sent to Senate, 914.

Senate Bill No. 15 —

Senate Bill No. 15. A Bill for an Act making an appropriation for the operation of the tourist promotion bureau and amending section 24-03-21 of the North Dakota Century Code, relating to dissemination of tourist information.

To House, 455.
Introduction, first reading, 474.
Referred to Committee on Appropriations.
Reported back, do pass, 953.
Second reading, 1059.
Passed 1059.
Returned to Senate, 1085.
Received from Senate, 1179.
Signed by Speaker, 1203.
Sent to Senate, 1210.

Senate Bill No. 16 —

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

To House, 455.
Introduction, first reading, 474.
Referred to Committee on Appropriations.

Reported back, do pass, 1019.
Second reading, 1138.
Passed, 1138.
Returned to Senate, 1164.
Received from Senate, 1246.
Signed by Speaker, 1324.
Sent to Senate, 1325.

Senate Bill No. 17 —

Senate Bill No. 17. 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.

To House, 471.
Introduction, first reading, 529.
Referred to Committee on Appropriations.
Reported back, do pass, 953.
Second reading, 1059.
Passed, 1060.
Returned to Senate, 1085.
Received from Senate, 1210.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 18 —

Senate Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance

To House, 71.
Introduction, first reading, 78.
Referred to Committee on Appropriations.
Reported back, amended, 837.
Sixth order of business, 863.
Amendments adopted, 863.
Second reading, 889.
Passed, 889.
Returned to Senate, 915.
Senate Concurs, 1084.
Received from Senate, 1179.
Signed by Speaker, 1203.
Sent to Senate, 1210.

Senate Bill No. 19 —

Senate Bill No. 19. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

To House, 71.
Introduction, first reading, 78.
Referred to Committee on Appropriations.
Reported back, do pass, 797.
Second reading, 847.
Passed, 848.
Returned to Senate, 872.
Received from Senate, 906.
Signed by Speaker, 914.
Sent to Senate, 914.

Senate Bill No. 20 —

Senate Bill No. 20. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

To House, 306.
 Introduction, first reading, 320.
 Referred to Committee on Appropriations.
 Reported back, do pass, 797.
 Second reading, 848.
 Passed, 849.
 Returned to Senate, 872.
 Received from Senate, 906.
 Signed by Speaker, 914.
 Sent to Senate, 914.

Senate Bill No. 21 —

Senate Bill No. 21. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

To House, 455.
 Introduction, first reading, 474.
 Referred to Committee on Appropriations.
 Reported back, do pass, 892.
 Second reading, 935.
 Passed, 936.
 Returned to Senate, 958.
 Received from Senate, 1075.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.

Senate Bill No. 22 —

Senate Bill No. 22. 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.

To House, 125.
 Introduction, first reading, 130.
 Referred to Committee on Appropriations.
 Reported back, do pass, 892.
 Second reading, 936, 1055.
 Deferred one day, 936.
 Passed, 1056.
 Returned to Senate, 1085.
 Received from Senate, 1179.
 Signed by Speaker, 1203.
 Sent to Senate, 1210.

Senate Bill No. 23 —

Senate Bill No. 23. A Bill for an Act to provide for payment of expenses to certain state officers, Judges of district court and supreme court judges, making an appropriation, and declaring an emergency.

To House, 555.
 Introduction, first reading, 621.
 Referred to Committee on Appropriations.
 Reported back, amended, 953.

Sixth order of business, 988.
Amendments adopted, 988.
Second reading, 1032, 1378.
Passed, 1032., 1378.
Emergency carried, 1032.
Returned to Senate, 1085.
Conference Committee, 1241, 1346.
Conference Committee report, 1339, 1377.
House adopts, 1339.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 24 —

Senate Bill No. 24. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

To House, 492.
Introduction, first reading, 529.
Referred to Committee on Appropriations.
Reported back, amended, 1080.
Sixth order of business, 1116.
Amendments adopted, 1117.
Second reading, 1193, 1296.
Passed, 1193, 1297.
Returned to Senate, 1199.
Conference Committee, 1241.
Conference Committee report, 1296.
House adopts, 1296.
Received from Senate, 1417.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 25 —

Senate Bill No. 25. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

To House, 471.
Introduction, first reading, 529.
Referred to Committee on Appropriations.
Reported back, do pass, 954.
Second reading, 1060.
Passed, 1061.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 26 —

Senate Bill No. 26. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

To House, 125.
Introduction, first reading, 130.
Referred to Committee on Appropriations.
Reported back, do pass, 1080.
Second reading, 1149.

Passed, 1150.
 Returned to Senate, 1164.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Bill No. 27 —

Senate Bill No. 27. A Bill for an Act making an appropriation to the state department of health to develop and maintain a research and study program for industrial wastes.

To House, 111.
 Introduction, first reading, 121.
 Referred to Committee on Appropriations.
 Reported back, do pass, 797.
 Second reading, 849.
 Passed, 849.
 Returned to Senate, 872.
 Received from Senate, 957.
 Signed by Speaker, 985.
 Sent to Senate, 992.

Senate Bill No. 28 —

Senate Bill No. 28. A Bill for an Act to provide for a national guard operating fund and expenditures therefrom, and to create and enact section 50-21-02.1 of the North Dakota Century Code, relating to the revolving fund for the construction of nursing homes, and to amend and reenact section 2 of chapter 56 of the 1963 Session Laws of North Dakota, sections 25-01-10, 26-22-07, 26-22-16, 26-22-52, 26-23-04, 26-23-12, 26-23-16, 26-24-03, 26-24-12, 26-24-13, 26-24-14, 26-24-17, 27-12-06, 37-14-08, 39-16-10, 50-06-04, 50-06-14, 50-24-26, 50-24-27, 52-09-03, 52-09-06, subsection d of section 52-10-06, sections 54-23-25, 54-23-40, 54-23-41, 57-52-15, 65-02-05, and 65-04-30 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the Bank of North Dakota, withdrawal of such moneys by vouchers and abstracts approved by state officials or the state auditing board, the preparation of warrant-checks and the supervision of check-writing procedures by the department of accounts and purchases, and generally providing uniform fiscal procedures for state agencies, and to repeal section 26-24-20, subsection 5 of section 37-02-06, chapter 37-06, section 54-11-02, and 54-23-41.1 of the North Dakota Century Code, relating to procedures for the payments from appropriations and funds of state educational institutions, payment of insurance adjustment expenses, the office of paymaster general in the national guard, the disposition of vouchers by the state treasurer, and the monthly purchases abstract for the board of administration.

To House, 763.
 Introduction, first reading, 789.
 Referred to Committee on General Affairs.
 Reported back, amended, 954.
 Sixth order of business, 989.
 Amendments adopted, 989.
 Second reading, 1032, 1285.
 Passed, 1033, 1286.
 Returned to Senate, 1085.
 Conference Committee, 1241.
 Conference Committee report, 1285.
 House adopts, 1285.
 Received from Senate, 1427.
 Signed by Speaker, 1427.
 Sent to Senate, 1427.

Senate Bill No. 29 —

Senate Bill No. 29. A Bill for an Act to amend and reenact sections 15-62-04 and 57-50-04 of the North Dakota Century Code, relating to collection and payment of scholarship loans and payment of motor fuel tax refunds.

To House, 111.
Introduction, first reading, 121.
Referred to Committee on State and Federal Government.
Reported back, amended, 811.
Sixth order of business, 844.
Amendments adopted, 844.
Second reading, 882.
Passed, 882.
Returned to Senate, 893.
Senate concurs, 1170.
Indefinitely postponed, 1170.

Senate Bill No. 30 —

Senate Bill No. 30. A Bill for an Act to amend and reenact sections 15-03-03, 15-10-12, 15-10-25, 54-27-10, and 54-27-11 of the North Dakota Century Code, relating to the depositing of public moneys in the state treasury and the procedures for the payment from appropriations and funds of state higher educational institutions, and to repeal sections 15-10-26 and 15-10-27 of the North Dakota Century Code relating thereto.

To House, 111.
Introduction, first reading, 121.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1006.
Second reading, 1122.
Passed, 1123.
Returned to Senate, 1164.
Received from Senate, 1246.
Signed by Speaker, 1324.
Sent to Senate, 1325.

Senate Bill No. 31 —

Senate Bill No. 31. A Bill for an Act to amend and reenact sections 54-16-04 and 54-16-09 of the North Dakota Century Code, relating to the emergency commission and use of emergency funds, and declaring an emergency.

To House, 150.
Introduction, first reading, 163.
Referred to Committee on General Affairs.
Reported back, amended, 326.
Sixth order of business, 326.
Amendments adopted, 326.
Second reading, 326.
Passed, 327.
Emergency carried, 327.
Returned to Senate, 327.
Senate concurs, 357.
Received from Senate, 813.
Signed by Speaker, 833.
Sent to Senate, 834.

Senate Bill No. 32 —

Senate Bill No. 32. A Bill for an Act to amend and reenact section 54-03-06 of the North Dakota Century Code and section

54-35.1-02 of the 1963 Supplement to North Dakota Century Code, relating to powers and duties of the legislative audit and fiscal review committee.

To House, 150.
 Introduction, first reading, 163.
 Referred to Committee on General Affairs.
 Reported back, do pass, 775.
 Second reading, 818.
 Passed, 818.
 Returned to Senate, 840.
 Received from Senate, 906.
 Signed by Speaker, 914.
 Sent to Senate, 914.

Senate Bill No. 33 —

Senate Bill No. 33. A Bill for an Act to provide for the procedure, conditions, manner, and form for submitting measures to a vote of the electorate through use of the initiative and referendum, providing penalties for fraudulent acts and violations in connection therewith; and to repeal section 16-01-11 of the North Dakota Century Code, providing penalties for fraudulent signing of petitions, and providing an effective date.

To House, 125.
 Introduction, first reading, 130.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1041.
 Second reading, 1144.
 Passed, 1145.
 Returned to Senate, 1164.
 Received from Senate, 1417.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 36 —

Senate Bill No. 36. A Bill for an Act to provide for a procedure whereby the legislative assembly may call itself into special session and providing an effective date.

To House, 392.
 Introduction, first reading, 429.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 764.
 Second reading, 777.
 Passed, 778.
 Returned to Senate, 795.
 Received from Senate, 834.
 Signed by Speaker, 863.
 Sent to Senate, 877.

Senate Bill No. 38 —

Senate Bill No. 38. A Bill for an Act to restrict judges of the supreme court or district courts from practicing law and requiring such judges not to hear cases in which they have an interest and to define vacancies in the supreme court and district courts and the method of filling such vacancies and to create sections 16-06-06.1 and 27-15-03.1 of the North Dakota Century Code, relating to placing the names of judges on the election ballot and judicial council meetings; to amend and reenact sections 16-04-01, 16-04-02, 16-05-01, 27-02-01, 27-15-03, 27-15-05, 44-02-02, and 44-02-03 of the North Dakota Century Code, relating to election ballots, petitions, certificates of nomi-

nation for elected officials, the duties of the judicial council, the selection of the chief justice of the supreme court, vacancies in state or district offices, and providing an effective date.

To House, 763.
 Introduction, first reading, 790.
 Referred to Committee on Judiciary.
 Reported back, amended, 1041.
 Sixth order of business, 1085.
 Amendments adopted, 1087.
 Second reading, 1161, 1347.
 Passed, 1161, 1348.
 Returned to Senate, 1164.
 Conference committee, 1241.
 Conference committee report, 1339.
 House concurs, 1340.
 Placed at foot of calendar, 1340.
 Final passage, 1347.
 Received from Senate, 1427.
 Signed by Speaker, 1427.
 Sent to Senate, 1427.

Senate Bill No. 39 —

Senate Bill No. 39. A Bill for an Act to provide for the numbering of legislative districts and staggered terms in the senate and to amend and reenact section 54-03-01 of the 1963 Supplement to the North Dakota Century Code, relating to legislative apportionment.

To House, 358.
 Introduction, first reading, 401.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1037.
 Sixth order of business, 1085.
 Amendments adopted, 1087.
 Second reading, 1159.
 Passed, 1159.
 Returned to Senate, 1164.
 Senate does not concur, 1335.
 Conference committee, 1241.
 Conference committee report, 1341.
 House adopts, 1341.

Senate Bill No. 40 —

Senate Bill No. 40. A Bill for an Act to create and enact section 57-40.1-09 of the North Dakota Century Code, and to amend and reenact subsection 2 of section 57-40.1-01 and section 57-40.1-07 of the North Dakota Century Code, to provide that the state tax commissioner shall administer the motor vehicle use tax and that the motor vehicle registrar shall act as the agent of the tax commissioner for the purpose of collecting the motor vehicle use tax, and providing for the deposit of fifty percent of the revenue in the general fund and fifty percent in the motor vehicle registration fund.

To House, 269.
 Introduction, first reading, 289.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 839.
 Second reading, 878.
 Passed, 878.
 Returned to Senate, 893.
 Received from Senate, 1069.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 41 —

Senate Bill No. 41. A Bill for an Act to amend and reenact section 10-13-07 of the North Dakota Century Code, to provide that electric cooperative corporations shall not be exempt from the payment of excise taxes.

To House, 111.
Introduction, first reading, 121.
Referred to Committee on Finance and Taxation.
Reported back, amended, 1071.
Sixth order of business, 1116, 1326.
Amendments adopted, 1116, 1326.
Re-referred to Committee on Finance and Taxation, 1170.
Reported back, amended 1325.
Placed on sixth order of business, 1325.
Second reading, 1326, 1405.
Passed, 1326, 1406.
Returned to Senate, 1339.
Conference committee, 1359.
Conference committee report, 1404.
House adopts, 1404.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 42 —

Senate Bill No. 42. A Bill for an Act to provide for the taxation of electric generating plants with a generating capacity of over one hundred thousand kilowatts, providing for reports by said companies, computation of taxes due and notice thereof, providing a due date for payment of taxes, providing for the enforcement of payment, the deposit and allocation of revenues received, duties of the state and county treasurers, promulgation of rules, appeals, and penalties, and to amend section 57-33-01 of the North Dakota Century Code to exclude large cooperative electric generating companies from the provisions thereof.

To House, 763.
Introduction, first reading, 790.
Referred to Committee on Finance and Taxation.
Reported back, amended, 1076.
Sixth order of business, 1116.
Amendments adopted, 1117.
Second reading, 1189.
Passed, 1190.
Returned to Senate, 1199.
Conference committee, 1244, 1309, 1346, 1371, 1406.
Conference committee report, 1283, 1368, 1406, 1420.
House adopts, 1421.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 43 —

Senate Bill No. 43. A Bill for an Act to create and enact subsection 25 of section 57-02-08 and section 57-38-58 of the North Dakota Century Code, relating to personal property tax exemptions and imposing an additional tax on income, and to repeal sections 18-03-09, 37-01-27, and 57-15-23 of the North Dakota Century Code, relating to the imposition of the per capita school tax and exemptions therefrom.

To House, 698.
 Introduction, first reading, 787.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 993.
 Returned to Senate, 1024.

Senate Bill No. 44 —

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of regular legislative sessions.

To House, 555.
 Introduction, first reading, 621.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 811.
 Re-referred to Committee on Appropriations, 833.
 Reported back, do pass, 867.
 Second reading, 904, 941, 1171.
 Deferred one legislative day, 905.
 Deferred one legislative day, 941.
 Re-referred to Committee on State and Federal Government, 943.
 Reported back, amended, 1019.
 Sixth order of business, 1085.
 Amendments adopted, 1086.
 Laid over one day, 1157.
 Passed, 1172.
 Returned to Senate, 1180.
 Senate concurs, 1302.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 45 —

Senate Bill No. 45. A Bill for an Act to create and enact chapter 11-05A and Sections 11-05-11.1, 11-08-02.1, and 11-09-10.1, and to amend and reenact sections 11-05-01, 11-05-02, 11-05-04, 11-05-05, 11-05-19, 11-08-02, 11-08-05, subsection 4 of section 11-08-06, sections 11-09-01, 11-09-02, 11-09-03, 11-09-05, 11-09-07, 11-09-08, 11-09-09, 11-09-10, 11-09-11, 11-09-12, 11-09-13, 11-09-15, 11-09-16, 11-09-17, 11-09-18, 11-09-19, 11-09-20, 11-09-21, 11-09-22, 11-09-23, 11-09-24, 11-09-25, 11-09-26, 11-09-27, 11-09-29, 11-09-30, 11-09-31, 11-09-32, 11-09-33, 11-09-34, 11-09-35, 11-09-38, 11-09-39, 11-09-40, 11-09-42, 11-09-43, 11-09-44, 11-09-45, 11-09-46, 11-09-47, and 11-09-48 of the North Dakota Century Code, relating to a county consolidation committee, county consolidation and county office consolidation, and to repeal sections 11-05-15, 11-09-06, and 11-09-28 of the North Dakota Century Code, relating to county offices.

To House, 168.
 Introduction, first reading, 191.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 762.
 Placed at foot of calendar, 769.
 Second reading, 802.
 Passed, 802.
 Returned to Senate, 840.
 Received from Senate, 1069.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 46 —

Senate Bill No. 46. A Bill for an Act to amend and reenact subsection 2 of section 32-36-08, and sections 50-09-05 and 50-09-23 of the North Dakota Century Code, providing for denial of eligibility

for aid to dependent children so long as custodial parent refuses to cooperate in enforcing parental obligations, relating to the commencement of an action to determine paternity, and providing that any person willfully misusing aid to dependent children payments is guilty of a misdemeanor.

To House, 358.
 Introduction, first reading, 401.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 773.
 Placed on calendar, 773.
 Second reading, 814, 820.
 Placed at foot of calendar, 814.
 Passed, 821.
 Returned to Senate, 840, 893.
 House requests return, 865.
 Returned to House, 868.
 Reconsideration failed, 886.
 Received from Senate, 957.
 Signed by Speaker, 985.
 Sent to Senate, 992.

Senate Bill No. 47 —

Senate Bill No. 47. A Bill for an Act to create and enact section 50-09-08.1 of the North Dakota Century Code, providing that a stepfather shall support his stepchildren who would be eligible for aid to dependent children without such support and to amend and reenact section 50-09-10 of the North Dakota Century Code, providing that the income of a stepfather must be considered in determining the amount of assistance to be granted to a dependent child.

To House, 139.
 Introduction, first reading, 156.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 919.
 Second reading, 978.
 Passed, 978.
 Returned to Senate, 997.
 Received from Senate, 1075.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.

Senate Bill No. 48 —

Senate Bill No. 48. A Bill for an Act to provide for the making of child support or alimony combined with child support payments through the clerk of court, specifying the duties of the clerk of court, the issuance of contempt citations, the cooperation of the county welfare board in enforcing support payments, allowing support recipients to enforce payments through the clerk of court, providing that the remedies herein provided shall be in addition to existing remedies, and create subsection 15 of section 11-16-01 of the North Dakota Century Code, to provide that the state's attorney shall assist the district court in enforcing support payments.

To House, 125.
 Introduction, first reading, 130.
 Referred to Committee on Judiciary.
 Reported back, do pass, 867.
 Second reading, 905.
 Passed, 905.
 Returned to Senate, 915.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 51 —

Senate Bill No. 51. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects, and declaring an emergency.

To House, 392.
Introduction, first reading, 429.
Referred to Committee on Natural Resources.
Reported back, do pass, 837.
Second reading, 864.
Passed, 864.
Emergency carried, 864.
Returned to Senate, 893.
Received from Senate, 1069.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 52 —

Senate Bill No. 52. A Bill for an Act to create sections 12-55-11.1 and 12-59-13.1 and to amend and reenact sections 12-30-12, 12-47-27, 12-47-28, 12-53-07, 12-59-07, and 12-59-13 of the North Dakota Century Code, relating to a definition of commutation; parole; indeterminate sentence; and transfer of mentally ill to state hospital.

To House, 150.
Introduction, first reading, 163.
Referred to Committee on State and Federal Government.
Reported back, do pass, 917.
Second reading, 971.
Passed, 972.
Returned to Senate, 997.
Received from Senate, 1179.
Signed by Speaker, 1204.
Sent to Senate, 1210.

Senate Bill No. 53 —

Senate Bill No. 53. A Bill for an Act to amend and reenact sections 15-19-01, 15-19-02, 15-19-03, 15-19-04, and 15-19-06 of the North Dakota Century Code, providing that the state high school correspondence program shall be known as the division of supervised correspondence study, relating to curriculum, administration, enrollment procedure, and budget preparation of the division of supervised correspondence study, and repealing sections 15-19-05, and 15-19-07 of the North Dakota Century Code, relating to adult classes established under the correspondence school program and fees to be deposited in the general fund.

To House, 231.
Introduction, first reading, 247.
Referred to Committee on Education.
Reported back, amended, 870, 1146.
Sixth order of business, 893, 1168.
Amendments adopted, 893, 1168.
Second reading, 940, 1189.
Passed, 941, 1189.
Returned to Senate, 958, 1199.
Senate concurs, 1084, 1302.
House requests return, 1114.
Returned to House, 1122.
Re-referred to Committee, 1128.
Received from Senate, 1417.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 54 —

Senate Bill No. 54. A Bill for an Act to create and enact section 15-40-17.1 of the North Dakota Century Code, and to amend and reenact subsections 3 and 14 of section 15-29-08 and sections 15-40-17 and 15-40-26 of the North Dakota Century Code, relating to the admission of non-resident pupils in the public schools and payment of tuition for nonresident pupils.

To House, 111.
Introduction, first reading, 121.
Referred to Committee on Education.
Reported back, amended, 872.
Sixth order of business, 893.
Amendments adopted, 894.
Second reading, 938.
Passed, 939.
Returned to Senate, 958.
Senate concurs, 1084.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 55 —

Senate Bill No. 55. A Bill for an Act to provide for the registration and regulation of interstate common, contract, and exempt commodities carriers, the payment of filing fees, the issuance of registration cards, the deposit of collections, cooperation with federal agencies, and providing a penalty.

To House, 662.
Introduction, first reading, 713.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 892.
Returned to Senate, 915.

Senate Bill No. 56 —

Senate Bill No. 56. A Bill for an Act to amend and reenact sections 49-18-36 and 49-18-38 of the North Dakota Century Code, relating to agricultural motor carrier permits.

To House, 139.
Introduction, first reading, 156.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 1073.
Returned to Senate, 1122.

Senate Bill No. 57 —

Senate Bill No. 57. A Bill for an Act requiring the display of signs and labels when imported meats are sold and providing for penalty for the violation thereof.

To House, 150.
Introduction, first reading, 163.
Referred to Committee on Agriculture.
Reported back, amended, 910.
Sixth order of business, 943.
Amendments adopted, 943.
Second reading, 1056.
Passed, 1056.
Returned to Senate, 1085.
Senate concurs, 1252.

Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 58 —

Senate Bill No. 58. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, as set forth in the 1963 Supplement to Volume 5 relating to annual licenses to practice law — requirement — issuance — fees.

To House, 231.
Introduction, first reading, 247.
Referred to Committee on Judiciary.
Reported back, do pass, 917.
Second reading, 972.
Passed, 973.
Returned to Senate, 997.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 59 —

Senate Bill No. 59. A Bill for an Act to amend and reenact section 27-12-02 of the North Dakota Century Code relating to membership of Bar Association.

To House, 231.
Introduction, first reading, 247.
Referred to Committee on Judiciary.
Reported back, do pass, 917.
Second reading, 973.
Passed, 973.
Returned to Senate, 997.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 60 —

Senate Bill No. 60. A Bill for an Act to create and enact sections 35-01-05.1, 35-03-01.1, 35-03-01.2, 35-03-05.1, a new Title 41, 57-22-13.1, 57-22-13.2 of the North Dakota Century Code; relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning same, including sales, commercial paper, bank deposits, bank collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents; and to make uniform the law with respect thereto; and to amend and reenact sections 3-02-06, relating to the form of authorization of contracts required to be in writing; 9-03-21, relating to the nature and form of an acceptance; 9-03-22, relating to revocation of an acceptance; 11-18-01, relating to the duties of the register of deeds; subsection b of section 11-18-05, relating the fees for filing an instrument relating to personal property; 11-18-13, relating to the indexing and filing of chattel mortgages; 28-01-16, relating to actions having six year limitations; 28-26-04, relating to public policy against payment of attorney fees in certain instruments; 28-26-05, relating to the foreclosure of liens on personal property; 28-29-07, relating to procedure to fore-

close conditional sales contracts and chattel mortgages; 32-20-08, relating the scope of chapter 32-20; 35-01-01, relating to the scope of statutes relating to liens; 35-01-04, relating to the creation of liens; 35-01-05, relating to liens on future interests; 35-01-09, relating to the filing and indexing of statements and liens upon personal property; 35-01-26, relating to the unlawful disposition of personal property subject to lien; 35-01-28, relating to the discharge of satisfied lien; 35-01-29, relating to the manner of foreclosure of liens on personal property; 35-01-30, relating to costs and fees on foreclosure of liens on personal property; 35-05-01, relating to prohibiting crop mortgages; 35-05-04, relating to separation of crop mortgages from other liens; 35-05-05, relating to the indexing of continuing crop liens; 35-05-06, relating to the abstracting of crop liens; 35-06-01, relating to the definition of pledge; 49-09-12, relating to conditional sales of railroad equipment; and 60-07-08, relating to liens for storage of personal property, of the North Dakota Century Code; and to repeal sections 6-03-68, 6-03-73, 6-03-74, 6-08-07, 9-06-05, 28-29-07.1, 35-05-02, 35-05-07, 35-06-12, 35-06-13, 35-06-14, 35-06-15, 35-06-16, 35-06-17, 35-06-18, 35-06-19, 35-06-20, 35-06-21, 35-06-22, 35-06-23, 35-06-24, 49-09-13, 51-07-10, chapter 04 of Title 8, chapter 18 of Title 10, chapter 04 of Title 22, chapters 02, 04, 23 and 25 of Title 35, and chapters 01 and 02 of Title 51, chapter 08 of Title 60, and Title 41 and inconsistent provisions of the North Dakota Century Code; and prescribing an effective date.

To House, 286.
 Introduction, first reading, 307.
 Referred to Committee on Judiciary.
 Reported back, do pass, 917.
 Second reading, 964.
 Passed, 966.
 Returned to Senate, 968.
 Received from Senate, 1429.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Bill No. 61 —

Senate Bill No. 61. A Bill for an Act to amend and reenact sections 15-22-21 and 15-22-22, subsection 2 of section 15-53-02, and sections 15-53-05, 15-53-06, 15-53-06.1, 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-18, 15-53-20, 15-53-21, 15-53-22, 15-53-23, 15-53-25, 15-53-26, 15-53-29, 15-53-32, 15-27-04, and 15-27-05 of the North Dakota Century Code, relating to changing the county committee to a regional committee for school district reorganization and providing an effective date.

To House, 444.
 Introduction, first reading, 464.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 764, 872.
 Re-referred to Committee on Education, 764.
 Returned to Senate, 893.

Senate Bill No. 62 —

Senate Bill No. 62. A Bill for an Act to repeal Sections 12-48-08, 12-48-09, 12-48-10 of the North Dakota Century Code, and Section 12-48-11 of the 1963 Supplement to the North Dakota Century Code, relating to the penitentiary tannery, and the manufacture, marking, and sale of coffins at the penitentiary.

To House, 168.
 Introduction, first reading, 191.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 762.

Deferred one legislative day, 769.
 Second reading, 821, 1010.
 Passed, 822, 1010.
 Returned to Senate, 840, 1024.
 Received from Senate, 906, 1209.
 Signed by Speaker, 914, 1243.
 Sent to Senate, 914, 1250.
 House requests return, 943, 958.
 Returned to House, 963.
 Amended on second reading, 1010.
 Senate concurs, 1084.

Senate Bill No. 63 —

Senate Bill No. 63. A Bill for an Act to amend and reenact section 18-11-20 of the North Dakota Century Code, relating to members withdrawing from association and members in military service.

To House, 139.
 Introduction, first reading, 156.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 762.
 Second reading, 769.
 Passed, 770.
 Returned to Senate, 795.
 Received from Senate, 885.
 Sent to Senate, 887.
 Signed by Speaker, 888.

Senate Bill No. 64 —

Senate Bill No. 64. A Bill for an Act to amend and reenact section 54-25-03 of the North Dakota Century Code, relating to the serving of oleomargarine or separated milk at state institutions, and declaring an emergency.

To House, 150.
 Introduction, first reading, 163.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 867.
 Reconsidered, 892.
 Placed on calendar, 892.
 Placed at head of calendar, 892.
 Second reading, 904.
 Passed, 904.
 Emergency lost, 904.
 Returned to Senate, 915.
 Received from Senate, 1069.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 65 —

Senate Bill No. 65. A Bill for an Act to provide for condominium ownership of real property.

To House, 231.
 Introduction, first reading, 247.
 Referred to Committee on Judiciary.
 Reported back, do pass, 917.
 Second reading, 973.
 Passed, 974.
 Returned to Senate, 997.
 Received from Senate, 1128.

Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 66 —

Senate Bill No. 66. A Bill for an Act to amend and reenact section 32-09-02 of the North Dakota Century Code, relating to certain amounts of wages exempt from garnishment.

To House, 231.
Introduction, first reading, 247.
Referred to Committee on Labor Relations.
Reported back, do pass, 912.
Second reading, 966.
Passed, 966.
Returned to Senate, 997.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 69 —

Senate Bill No. 69. A Bill for an Act to amend and reenact sections 15-47-06, 16-18-01, 16-18-02, 16-18-03, 16-18-04, 16-18-05, 16-18-06, 16-18-07, 16-18-09, 16-18-11, 16-18-12, 16-18-13, 16-18-14, 16-18-15, 16-18-16, 16-18-19, and 40-21-13 of the North Dakota Century Code, relating to the use of absent voters' ballots in general, primary, and special state elections and in city, village, and school elections.

To House, 246.
Introduction, first reading, 260.
Referred to Committee on Judiciary.
Reported back, amended, 1073.
Sixth order of business, 1116.
Amendments adopted, 1117.
Second reading, 1173.
Lost, 1174.
Returned to Senate, 1180.

Senate Bill No. 71 —

Senate Bill No. 71. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code as amended, relating to state aid for junior colleges.

To House, 184.
Introduction, first reading, 205.
Referred to Committee on Education.
Reported back, do pass, 953.
Re-referred to Committee on Appropriations, 953.
Reported back, amended, 1183.
Sixth order of business, 1184, 1252.
Amendments adopted, 1184, 1252.
Referred to Committee on Education, 1184.
Reported back, amended, 1210.
Second reading, 1364.
Passed, 1365.
Returned to Senate, 1367.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 73 —

Senate Bill No. 73. A Bill for an Act to amend and reenact section 16-04-15.1 of the North Dakota Century Code, relating to the form of the consolidated primary election ballot.

To House, 232.
Introduction, first reading, 247.
Referred to Committee on Judiciary.
Reported back, amended, 917.
Sixth order of business, 959.
Amendments adopted, 959.
Second reading, 1063.
Lost, 1063.
Returned to Senate, 1084.

Senate Bill No. 75 —

Senate Bill No. 75. A Bill for an Act to amend and reenact section 36-01-04 of the North Dakota Century Code relating to compensation and expenses of members of the livestock sanitary board.

To House, 246.
Introduction, first reading, 260.
Referred to Committee on Agriculture.
Reported back, do pass, 867.
Second reading, 905.
Passed, 906.
Returned to Senate, 915.
Received from Senate, 1069.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 76 —

Senate Bill No. 76. A Bill for an Act to amend and reenact section 61-01-22 of the North Dakota Century Code, relating to permits to drain waters from certain ponds, sloughs, or lakes.

To House, 246.
Introduction, first reading, 260.
Referred to Committee on Agriculture.
Reported back, amended, 910.
Sixth order of business, 943.
Amendments adopted, 943.
Second reading, 1057.
Lost, 1057.
Returned to Senate, 1084.

Senate Bill No. 77 —

Senate Bill No. 77. A Bill for an Act to amend and reenact subsection 3 of Section 36-09-02 of the North Dakota Century Code, relating to the application for use of livestock brand or mark, and creating and enacting subsection 4 of Section 36-09-02 of the North Dakota Century Code, defining the term "numerical brand."

To House, 184.
Introduction, first reading, 206.
Referred to Committee on Appropriations.
Reported back, do pass, 766.
Second reading, 785.
Passed, 786.
Returned to Senate, 795.
Received from Senate, 885.

Signed by Speaker, 888.
Sent to Senate, 887.

Senate Bill No. 79 —

Senate Bill No. 79. A Bill for an Act to amend and reenact section 57-15-14 of the 1963 Supplement to the North Dakota Century Code, relating to mill levy limitations in school districts.

To House, 555.
Introduction, first reading, 621.
Referred to Committee on Education.
Reported back, indefinitely postponed, 811.
Returned to Senate, 840.

Senate Bill No. 80 —

Senate Bill No. 80. A Bill for an Act to amend and reenact section 15-34-24 of the 1963 Supplement to the North Dakota Century Code, relating to transportation payments to school districts.

To House, 286.
Introduction, first reading, 307.
Referred to Committee on Education.
Reported back, amended, 956.
Sixth order of business, 990.
Amendments adopted, 990.
Referred to Committee on Appropriations, 990.
Reported back, do pass, 1166.
Second reading, 1186.
Passed, 1187.
Returned to Senate, 1210.
Received from Senate, 1383.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 82 —

Senate Bill No. 82. A Bill for an Act to amend and reenact section 36-14-05 of the North Dakota Century Code relating to certificates of health required on cattle imported into this state.

To House, 184.
Introduction, first reading, 206.
Referred to Committee on Agriculture.
Reported back, do pass, 867.
Second reading, 921.
Passed, 922.
Returned to Senate, 958.
Received from Senate, 1049.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 83 —

Senate Bill No. 83. A Bill for an Act to amend and reenact section 36-14-06 of the North Dakota Century Code relating to certificates of health required on sheep imported into this state.

To House, 184.
Introduction, first reading, 206.
Referred to Committee on Agriculture.
Reported back, do pass, 867.
Second reading, 922.
Passed, 922.

Returned to Senate, 958.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 84 —

Senate Bill No. 84. A Bill for an Act to amend and reenact section 36-14-07 of the North Dakota Century Code relating to certificates of health required on swine imported into this state.

To House, 184.
Introduction, first reading, 206.
Referred to Committee on Agriculture.
Reported back, do pass, 868.
Second reading, 922.
Passed, 923.
Returned to Senate, 958.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 85 —

Senate Bill No. 85. A Bill for an Act to amend and reenact section 36-14-10 of the North Dakota Century Code relating to shipments of cattle, swine, or sheep for immediate slaughter.

To House, 184.
Introduction, first reading, 206.
Referred to Committee on Agriculture.
Reported back, do pass, 868.
Second reading, 923.
Passed, 924.
Returned to Senate, 958.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 86 —

Senate Bill No. 86. A Bill for an Act to repeal section 36-14-14, all of chapters 36-16, 36-17, 36-18, and 36-19 of the North Dakota Century Code relating to certificates of health being required on sale of purebred cattle and non-registered bulls for breeding purposes, glanders and dourine, bot treatment law, serum institute, and dipping stations.

To House, 184.
Introduction, first reading, 206.
Referred to Committee on Agriculture.
Reported back, do pass, 766.
Second reading, 786.
Passed, 786.
Returned to Senate, 795.
Received from Senate, 834.
Signed by Speaker, 863.
Sent to Senate, 877.

Senate Bill No. 87 —

Senate Bill No. 87. A Bill for an Act to authorize the establishment of community mental health service units, to provide for their administration and for state aid and assistance from mental health

division of the state department of health, to authorize a mill levy of not to exceed three-quarters of one mill for such purpose and providing for an appropriation.

To House, 763.

Introduction, first reading, 790.

Referred to Committee on Social Welfare.

Reported back, do pass, 837.

Referred to Committee on Appropriations, 838.

Reported back, do pass, 1080.

Second reading, 1150.

Passed, 1150.

Returned to Senate, 1164.

Received from Senate, 1246.

Signed by Sepatker, 1324.

Sent to Senate, 1325.

Senate Bill No. 88 —

Senate Bill No. 88. A Bill for an Act to repeal section 12-22-13 of the North Dakota Century Code, relating to Negro Man and White Woman Or White Man and Negro Woman Occupying Same Room.

To House, 246.

Introduction, first reading, 260.

Referred to Committee on Social Welfare.

Reported back, do pass, 762.

Second reading, 770.

Passed, 770.

Returned to Senate, 795.

Received from Senate, 885.

Signed by Speaker, 888.

Sent to Senate, 887.

Senate Bill No. 89 —

Senate Bill No. 89. A Bill for an Act authorizing the board of trustees of the North Dakota soldiers' home or the commandant of said home to accept or receive donations, gifts or bequests and use same for the specific purpose for which they were made.

To House, 246.

Introduction, first reading, 260.

Referred to Committee on Veterans and Military Affairs.

Reported back, do pass, 798.

Second reading, 854.

Passed, 855.

Returned to Senate, 872.

Received from Senate, 906.

Signed by Speaker, 914.

Sent to Senate, 914.

Senate Bill No. 90 —

Senate Bill No. 90. A Bill for an Act amending and reenacting section 37-15-07 of the 1963 Supplement to the North Dakota Century Code relating to the appointment, qualifications and salary of the commandant of the soldiers' home.

To House, 246.

Introduction, first reading, 260.

Referred to Committee on Veterans and Military Affairs.

Reported back, do pass, 798.

Second reading, 853.

Passed, 854.

Returned to Senate, 872.

Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 91 —

Senate Bill No. 91. A Bill for an Act authorizing the board of administration to sell, convey and transfer to the city of Jamestown, North Dakota, certain described real properties for the purpose of a proposed James River diversion plan and which includes the construction of a new bridge over the James River as access to the State Hospital of North Dakota, and exchange of lands with R. J. Linn as a part of said plan, and declaring an emergency.

To House, 269.
Introduction, first reading, 289.
Referred to Committee on State and Federal Government.
Reported back, do pass, 762.
Second reading, 771.
Passed, 771.
Emergency carried, 771.
Returned to Senate, 795.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 92 —

Senate Bill No. 92. A Bill for an Act authorizing the board of administration to sell, convey and transfer to the city of Jamestown, North Dakota, certain described real property for the purpose of a proposed recreational area and providing access to a proposed James River diversion area and declaring an emergency.

To House, 269.
Introduction, first reading, 290.
Referred to Committee on State and Federal Government.
Reported back, do pass, 764.
Placed on Calendar following S. B. 91, 771.
Second reading, 771.
Passed, 772.
Emergency carried, 772.
Returned to Senate, 795.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 93 —

Senate Bill No. 93. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

To House, 727.
Introduction, first reading, 787.
Referred to Committee on Transportation.
Reported back, do pass, 919.
Second reading, 979, 996.
Deferred one legislative day, 979.
Passed, 996.
Returned to Senate, 1025.
Received from Senate, 1209.
Signed by Speaker 1243.
Sent to Senate, 1250.

Senate Bill No. 94 —

Senate Bill No. 94. A Bill for an Act to create and enact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code relating to the definition of authorized emergency vehicles.

To House, 246.
 Introduction, first reading, 260.
 Referred to Committee on Transportation.
 Reported back, do pass, 766.
 Second reading, 798.
 Passed, 799.
 Returned to Senate, 840.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 95 —

Senate Bill No. 95. A Bill for an Act to amend and reenact section 15-39-32 of the North Dakota Century Code relating to teachers' insurance and retirement fund annuity payments.

To House, 444.
 Introduction, first reading, 465.
 Referred to Committee on Education.
 Reported back, do pass, 762.
 Second reading, 772.
 Passed, 773.
 Returned to Senate, 795.
 Received from Senate, 885.
 Signed by Speaker, 888.
 Sent to Senate, 887.

Senate Bill No. 96 —

Senate Bill No. 96. A Bill for an Act to amend and reenact subsection 3 of section 39-10-44 of the 1963 Supplement to the North Dakota Century Code relating to uniform traffic control devices and declaring an emergency.

To House, 246.
 Introduction, first reading, 260.
 Referred to Committee on Transportation.
 Reported back, do pass, 766.
 Second reading, 799:
 Passed, 800.
 Emergency carried, 800.
 Returned to Senate, 840.
 Received from Senate, 1069.
 Signed by Speaker, 1070:
 Sent to Senate, 1071.

Senate Bill No. 97 —

Senate Bill No. 97. A Bill for an Act to amend and reenact section 39-19-01 of the North Dakota Century Code relating to the membership of the reciprocity commission, and declaring an emergency.

To House, 286.
 Introduction, first reading, 308.
 Referred to Committee on Transportation.
 Reported back, do pass, 766.
 Second reading, 800.

Passed, 800.
 Emergency carried, 800.
 Returned to Senate, 840.
 Received from Senate, 1069.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 98 —

Senate Bill No. 98. A Bill for an Act granting authority to the public service commission to require that railroads establish and maintain hold points for grain at designated locations.

To House, 662.
 Introduction, first reading, 713.
 Referred to Committee on Agriculture,
 Reported back, do pass, 910.
 Second reading, 949.
 Passed, 950.
 Returned to Senate, 997.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 99 —

Senate Bill No. 99. A Bill for an Act authorizing the state board of higher education to grant and convey certain state-owned lands to the city of Valley City, and declaring an emergency.

To House, 269.
 Introduction, first reading, 290.
 Referred to Committee on State and Federal Government .
 Reported back, amended, 838.
 Re-referred to Committee, 862.
 Reported back, amended, 1006.
 Sixth order of business, 1085-
 Amendments adopted, 1085.
 Second reading, 1152, 1342.
 Passed, 1153, 1342.
 Emergency carried, 1153.
 Returned to Senate, 1164.
 Conference Committee, 1244.
 Conference Committee report, 1341.
 House adopts, 1341.
 Received from Senate, 1427.
 Signed by Speaker, 1427.
 Sent to Senate, 1427.

Senate Bill No. 100 —

Senate Bill No. 100. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code relating to the arrangement of names on ballots and voting machines.

To House, 232.
 Introduction, first reading, 247.
 Referred to Committee on Judiciary.
 Reported back, do pass, 765.
 Second reading, 781.
 Passed, 782.
 Returned to Senate, 795.
 Received from Senate, 834.
 Signed by Speaker, 863.
 Sent to Senate, 877.

Senate Bill No. 101 —

Senate Bill No. 101. A Bill for an Act to amend and reenact sections 20-02-30 and 20-02-31 of the North Dakota Century Code, relating to the state game and fish advisory board and the meetings held by its members.

To House, 555.
 Introduction, first reading, 621.
 Referred to Committee on Natural Resources.
 Reported back, amended, 775.
 Sixth order of business, 804.
 Amendments adopted, 804.
 Second reading, 855.
 Passed, 855.
 Returned to Senate, 872.
 Senate concurs, 975.
 Received from Senate, 1075.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.

Senate Bill No. 102 —

Senate Bill No. 102. A Bill for an Act to amend and reenact section 36-01-05 of the North Dakota Century Code relating to the salary of the Executive Officer.

To House, 286.
 Introduction, first reading, 308.
 Referred to Committee on Agriculture.
 Reported back, do pass, 911.
 Second reading, 950.
 Passed, 950.
 Returned to Senate, 997.
 Received from Senate, 1075.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.

Senate Bill No. 103 —

Senate Bill No. 103. A Bill for an Act to amend and reenact section 18-04-05 of the North Dakota Century Code, relating to amount due cities, villages or rural fire departments; certificate of commissioner of insurance to department of accounts and purchases.

To House, 315.
 Introduction, first reading, 351.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 762.
 Sixth order of business, 1085.
 Amendments adopted, 1087.
 Second reading, 773, 1159.
 Passed, 773, 1160.
 Returned to Senate, 795, 1163.
 Received from Senate, 834, 1426.
 Signed by Speaker, 863, 1426.
 Sent to Senate, 877, 1426.
 House requests return, 943.
 Returned to House, 963.
 Re-referred to Committee on Political Subdivisions, 1009.
 Reported back, amended, 1040.
 Senate concurs, 1302.

Senate Bill No. 104 —

Senate Bill No. 104. A Bill for an Act to amend and reenact section 18-04-01 of the North Dakota Century Code, relating to participation in fire insurance premium refund.

To House, 315.
 Introduction, first reading, 351.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 762.
 Sixth order of business, 769.
 Amendments adopted, 769.
 Second reading, 813.
 Passed, 813.
 Returned to Senate, 840.
 Senate concurs, 868.
 Received from Senate, 957.
 Signed by Speaker, 985.
 Sent to Senate, 992.

Senate Bill No. 105 —

Senate Bill No. 105. A Bill for an Act to require safety belts on all 1966 and subsequent models of automobiles bought, sold, leased, traded or transferred by or to North Dakota residents and to prescribe type and manner of installation.

To House, 492.
 Introduction, first reading, 529.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 919.
 Second reading, 979.
 Passed, 979.
 Returned to Senate, 997.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 107 —

Senate Bill No. 107. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

To House, 392.
 Introduction, first reading, 429.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1071.
 Sixth order of business, 1116.
 Amendments adopted, 1116.
 Second reading, 1367.
 Placed at foot of calendar, 1172, 1226.
 Lost, 1368.
 Returned to Senate, 1375.

Senate Bill No. 108 —

Senate Bill No. 108. A Bill for an Act to amend and reenact sections 57-50-03 of the North Dakota Century Code, relating to making claims of motor vehicle fuel refund claims.

To House, 269.
 Introduction, first reading, 290.
 Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 839.
Returned to Senate, 872.

Senate Bill No. 109 —

Senate Bill No. 109. A Bill for an Act to create and enact section 50-01-08.1 of the North Dakota Century Code, relating to approval of out-of-state travel of certain county officials and employees.

To House, 492.
Introduction, first reading, 529.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 797.
Second reading, 849.
Passed, 850.
Returned to Senate, 872.
Received from Senate, 921.
Signed by Speaker, 925,
Sent to Senate, 925.

Senate Bill No. 110 —

Senate Bill No. 110. A Bill for an Act to make a deficiency appropriation to the teachers' insurance and retirement fund to pay for travel of the members of the board of trustees and the executive secretary during the 1963-1965 biennium, and declaring an emergency.

To House, 414.
Introduction, first reading, 465.
Referred to Committee on Appropriations.
Reported back, do pass, 838.
Second reading, 865.
Passed, 865.
Emergency carried, 865.
Returned to Senate, 893.
Received from Senate, 1069.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 113 —

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 19-05-08, 19-05-09 and 19-05-10 of the North Dakota Century Code, relating to the administration and collection of taxes on oleo-margarine; and transferring the tax collecting function from the state treasurer to the state tax commissioner.

To House, 269.
Introduction, first reading, 290.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 765.
Second reading, 782.
Passed, 782.
Returned to Senate, 795.
Received from Senate, 885.
Signed by Speaker, 888.
Sent to Senate, 887.

Senate Bill No. 114 —

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 8 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of fertilizers and seeds for sales tax purposes.

To House, 392.
Introduction, first reading, 429.
Referred to Committee on Finance and Taxation.
Reported back, amended, 1006.
Sixth order of business, 1085.
Amendments adopted, 1086.
Second reading, 1153.
Lost, 1154.
Returned to Senate, 1164.

Senate Bill No. 116 —

Senate Bill No. 116. A Bill for an Act to amend and reenact sections 21-10-02 and 21-10-03 of the 1963 Supplement to the North Dakota Century Code, relating to the state investment board.

To House, 763.
Introduction, firstreading, 790.
Referred to Committee on Industry and Business.
Reported back, amended, 1019.
Sixth order of business, 1085.
Amendments adopted, 1086.
Second reading, 1141.
Passed, 1142.
Returned to Senate, 1164.
Senate indefinitely postponed, 1392.

Senate Bill No. 117 —

Senate Bill No. 117. A Bill for an Act to create and enact a subsection of section 57-39-03 of the North Dakota Century Code providing an exemption for livestock and poultry feed for sales tax purposes.

To House, 392.
Introduction, first reading, 429.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 841.
Second reading, 878.
Passed, 878.
Returned to Senate, 893.
Received from Senate, 1069.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 118 —

Senate Bill No. 118. A Bill for an Act to amend and reenact section 25-03-10 of the North Dakota Century Code relating to the right to release and application for judicial determination.

To House, 259.
Introduction, first reading, 290.
Referred to Committee on Social Welfare.
Reported back, do pass, 919.
Second reading, 979.
Passed, 980.
Returned to Senate, 997.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 119 —

Senate Bill No. 119. A Bill for an Act to amend and reenact section 15-52-20 of the 1963 Supplement to the North Dakota Century

Code, relating to loan conditions applicable to loans by the medical center loan fund board.

To House, 259.

Introduction, first reading, 290.

Referred to Committee on Education.

Reported back, do pass, 763.

Second reading, 776.

Passed, 777.

Returned to Senate, 795.

Received from Senate, 834.

Signed by Speaker, 863.

Sent to Senate, 877.

Senate Bill No. 121 —

Senate Bill No. 121. A Bill for an Act to provide that the legislative research committee shall make necessary preparations prior to each legislative session; for the custody of legislative equipment; and approval of delayed expense vouchers after the adjournment of the legislative assembly.

To House, 259.

Introduction, first reading, 290.

Referred to Committee on State and Federal Government.

Reported back, do pass, 764.

Second reading, 778.

Passed, 779.

Returned to Senate, 795.

Received from Senate, 885.

Sent to Senate, 887.

Signed by Speaker, 888.

Senate Bill No. 123 —

Senate Bill No. 123. A Bill for an Act to create sections 6-06-36 and 6-06-37; to amend subsection 5 of section 6-06-02, subsection 7 of section 6-06-07, sections 6-06-08, 6-06-10, 6-06-14, 6-06-21, 6-06-21.1, and 6-06-26; and to repeal sections 6-06-22, 6-06-23, 6-06-24, and 6-06-25 of the North Dakota Century Code, relating to the powers and duties of the state credit union board; mergers of credit unions; the maximum amount of money which can be loaned without security; reserve funds; and the general operation of such credit unions.

To House, 306.

Introduction, first reading, 320.

Referred to Committee on Industry and Business.

Reported back, do pass, 869.

Second reading, 927.

Passed, 928.

Returned to Senate, 958.

Received from Senate, 1128.

Signed by Speaker, 1163.

Sent to Senate, 1164.

Senate Bill No. 125 —

Senate Bill No. 125. A Bill for an Act providing that buildings being constructed with public funds shall be constructed in a manner so as to consider the needs of the handicapped.

To House, 315.

Introduction, first reading, 351.

Referred to Committee on State and Federal Government.

Reported back, do pass, 811.

Second reading, 857.

Passed, 857.

Returned to Senate, 872.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 128 —

Senate Bill No. 128. A Bill for an Act to amend and reenact section 14-05-03 of the North Dakota Century Code, relating to the causes for divorce.

To House, 555.
Introduction, first reading, 621.
Referred to Committee on Social Welfare.
Reported back, do pass, 774.
Second reading, 814.
Passed, 815.
Returned to Senate, 840.
Received from Senate, 1069.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 129 —

Senate Bill No. 129. A Bill for an act to create and enact section 35-08-05 of the North Dakota Century Code, relating to fertilizer liens and to amend and reenact section 35-21-01 of the North Dakota Century Code, relating to the release of liens.

To House, 358.
Introduction, first reading, 401.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 868.
Returned to Senate, 893.

Senate Bill No. 130 —

Senate Bill No. 130. A Bill for an Act to provide cancellation provisions restricting the cancellation of an insured's motor vehicle liability insurance.

To House, 315.
Introduction, first reading, 351.
Referred to Committee on Industry and Business.
Reported back, amended, 919.
Sixth order of business, 959.
Amendments adopted, 959.
Second reading, 1064.
Passed, 1065.
Returned to Senate, 1085.
Senate concurs, 1252.
Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 131 —

Senate Bill No. 131. A Bill for an Act to amend and reenact subsection 3 of section 31-01-06 of the North Dakota Century Code, relating to physician's privileged communications.

To House, 286.
Introduction, first reading, 308.
Referred to Committee on Judiciary.

Reported back, do pass, 918.
 Second reading, 974.
 Passed, 975.
 Returned to Senate, 997.
 Received from Senate, 1075.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.

Senate Bill No. 132 —

Senate Bill No. 132. A Bill for an Act to create and enact chapter 57-54.1 of the North Dakota Century Code, imposing a tax on Motor Vehicle Fuel imported for use upon public highways in this state, providing for the administration and enforcement thereof and providing a penalty.

To House, 555.
 Introduction, first reading, 621.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 841.
 Second reading, 879.
 Passed, 880.
 Returned to Senate, 893.
 Received from Senate, 1069.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 133 —

Senate Bill No. 133. A Bill for an Act to amend and reenact section 21-03-40 of the North Dakota Century Code, relating to the custodian of municipal sinking funds.

To House, 358.
 Introduction, first reading, 401.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 764.
 Placed at foot of calendar, 769.
 Second reading, 803.
 Passed, 804.
 Returned to Senate, 840.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 134 —

Senate Bill No. 134. A Bill for an Act to amend and reenact sections 57-35-04 and 57-35.1-02 of the North Dakota Century Code, relating to the rate of taxation of banks, trust companies, and building and loan associations.

To House, 555.
 Introduction, first reading, 022.
 Referred to Committee on Finance and Taxation.
 Returned to Senate, 1084.

Senate Bill No. 135 —

Senate Bill No. 135. A Bill for an Act to amend and reenact sections 26-19-01 and 26-22-45 of the North Dakota Century Code, relating to the adjustment of hail insurance claims.

To House, 727.
 Introduction, first reading, 787.

Referred to Committee on Agriculture.
Reported back, do pass, 911.
Second reading, 950.
Lost, 951.
Returned to Senate, 997.

Senate Bill No. 136 —

Senate Bill No. 136. A Bill for an Act to provide for appraisal, indemnification, and destruction of swine infected with, affected with, or exposed to hog cholera, under certain conditions, and providing for right of appeal.

To House, 306.
Introduction, first reading, 320.
Referred to Committee on Agriculture.
Reported back, do pass, 868.
Second reading, 926.
Passed, 926.
Returned to Senate, 958.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 138 —

Senate Bill No. 138. A Bill for an Act declaring a policy concerning the protection, conservation, management, storage and utilization of the state water and related land resources.

To House, 492.
Introduction, first reading, 530.
Referred to Committee on Natural Resources.
Reported back, amended, 838.
Sixth order of business, 863.
Amendments adopted, 863.
Second reading, 889.
Passed, 890.
Returned to Senate, 915.
Senate concurs, 975.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 139 —

Senate Bill No. 139. A Bill for an Act to amend and reenact section 15-36-01 of the North Dakota Century Code relating to teachers' certificates and to amend and reenact section 15-36-04 of the North Dakota Century Code relating to second grade professional certificates.

To House, 296.
Introduction, first reading, 308.
Referred to Committee on Education.
Reported back, do pass, 474.
Second reading, 755, 935.
Deferred one legislative day, 755.
Re-referred to Committee, 761.
Amended, 842.
Sixth order of business, 874.
Amendments adopted, 874.
Passed, 935.
Returned to Senate, 958.
Senate concurs, 1084.

Received from Senate, 1210.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 140 —

Senate Bill No. 140. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code relating to the additional fee of fifty cents charged for the registration of motor vehicles, and to provide for the transfer of the balance remaining in the license plate revolving fund to the motor vehicle registration fund.

To House, 358.
Introduction, first reading, 401.
Referred to Committee on Transportation.
Reported back, do pass, 766.
Second reading, 800.
Passed, 801.
Returned to Senate, 840.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 141 —

Senate Bill No. 141. A Bill for an Act to create and enact subsection 8 of section 39-03A-01 and 39-03A-21.1 of the North Dakota Century Code, to amend and reenact subsection 7 of section 39-03A-01, sections 39-03A-09, 39-03A-10, 39-03A-15, 39-03A-17 and 39-03A-21 of the North Dakota Century Code, and to repeal sections 39-03A-19 and 39-03A-20 of the North Dakota Century Code relating to the highway patrolmen's retirement system.

To House, 555.
Introduction, first reading, 622.
Referred to Committee on Labor Relations.
Reported back, do pass, 912.
Referred to Committee on Appropriations, 912.
Reported back, do pass, 1020.
Second reading, 1138.
Passed, 1139.
Returned to Senate, 1164.
Received from Senate, 1246.
Signed by Speaker, 1324.
Sent to Senate, 1325.

Senate Bill No. 142 —

Senate Bill No. 142. A Bill for an Act to amend and reenact section 6-03-66 of the North Dakota Century Code, relating to joint bank accounts.

To House, 306.
Introduction, first reading, 320.
Referred to Committee on Industry and Business.
Reported back, do pass, 869.
Second reading, 928.
Passed, 928.
Returned to Senate, 958.
Received from Senate, 1128.

Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 147 —

Senate Bill No. 147. A Bill for an Act to amend and reenact sections 15-39-15 and 15-39-36 of the North Dakota Century Code, relating to out-of-state teachers counting military service as teaching service.

To House, 455.
Introduction, first reading, 474.
Referred to Committee on Education.
Reported back, amended, 872.
Sixth order of business, 893.
Amendments adopted, 894.
Second reading, 941.
Passed, 941.
Returned to Senate, 958.
Senate concurs, 1084.
Received from Senate, 1210.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 149 —

Senate Bill No. 149. A Bill for an Act to allow certain school districts, upon approval of the electorate of such districts and the superintendent of public instruction, to enter into agreements with school districts of adjoining states for the joint operation and maintenance of school facilities and activities and to levy and collect taxes for such purpose.

To House, 555.
Introduction, first reading, 622.
Referred to Committee on Education.
Reported back, indefinitely postponed, 873.
Returned to Senate, 893.

Senate Bill No. 150 —

Senate Bill No. 150. A Bill for an Act to amend and reenact section 15-40-12 and 15-40-26 of the North Dakota Century Code and sections 15-40-14 and 15-40-24 of the North Dakota Century Code as amended by the 1963 Supplement, relating to high school and elementary per pupil payments respectively.

To House, 698.
Introduction, first reading, 787.
Referred to Committee on Education.
Reported back, amended, 967.
Sixth order of business, 990, 1184.
Amendments adopted, 990, 1184.
Referred to Committee on Appropriations, 990.
Reported back, amended, 1167.
Second reading, 1363.
Passed, 1363.
Returned to Senate, 1367.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 151 —

Senate Bill No. 151. A Bill for an Act to authorize vocational educational school districts to be established by a county or coun-

ties and authorizing a county three-mill levy for maintaining such school districts.

To House, 763.
 Introduction, first reading, 790.
 Referred to Committee on Education.
 Reported back, do pass, 873.
 Second reading, 932.
 Passed, 932.
 Returned to Senate, 958.
 Received from Senate, 1179.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Senate Bill No. 153 —

Senate Bill No. 153. A Bill for an Act to amend and re-enact subdivision b of subsection 7 of section 21-03-06 of the North Dakota Century Code, relating to the purposes for which general obligation bonds may be issued by municipalities, authorizing the refunding of bonds in advance of maturity, and declaring an emergency.

To House, 315.
 Introduction, first reading, 351.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 763.
 Second reading, 777.
 Emergency carried, 777.
 Passed, 777.
 Returned to Senate, 795.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 154 —

Senate Bill No. 154. A Bill for an Act authorizing municipalities to call for and consider only sealed bids for the purchase of municipal bonds.

To House, 315.
 Introduction, first reading, 351.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 765.
 Second reading, 779.
 Passed, 779.
 Returned to Senate, 795.
 Received from Senate, 834.
 Signed by Speaker, 863.
 Sent to Senate, 877.

Senate Bill No. 155 —

Senate Bill No. 155. A Bill for an Act to amend and re-enact sections 21-09-01 and 21-09-05 of the 1963 Supplement to the North Dakota Century Code, changing the title of "The 1963 Bond Validating Act" to "The 1965 Bond Validating Act" and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1965.

To House, 315.
 Introduction, first reading, 351.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 765.
 Second reading, 780.
 Passed, 780.

Returned to Senate, 795.
 Received from Senate, 834.
 Signed by Speaker, 863.
 Sent to Senate, 877.

Senate Bill No. 156 —

Senate Bill No. 156. A Bill for an Act to amend and reenact section 40-23-10 of the North Dakota Century Code, so as to permit municipalities to file special assessment lists for public inspection, in lieu of publication, when more than five thousand lots or tracts are included within the list, and declaring an emergency.

To House, 555.
 Introduction, first reading, 622.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 798.
 Second reading, 850.
 Passed, 851.
 Emergency carried, 851.
 Returned to Senate, 872.
 Received from Senate, 1075.
 Signed by Speaker, 1116.
 Sent to Senate, 1119.

Senate Bill No. 158 —

Senate Bill No. 158. A Bill for an Act to amend and re-enact section 40-35-02 of the 1963 Supplement to the North Dakota Century Code, relating to municipal undertakings which may be financed by the issuance of revenue bonds, and declaring an emergency.

To House, 316.
 Introduction, first reading, 352.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 841, 985.
 Sixth order of business, 874, 1009.
 Re-referred to Committee, 874.
 Amendments adopted, 1009.
 Second reading, 1125.
 Passed, 1126.
 Emergency carried, 1126.
 Returned to Senate, 1164.
 Senate concurs, 1302.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 159 —

Senate Bill No. 159. A Bill for an Act to amend and reenact section 2-06-01.1 of the 1963 Supplement to the North Dakota Century Code relating to the airport authority powers of the North Dakota aeronautics commission, the operation of airports and establishing charges, and making an appropriation.

To House, 492.
 Introduction, first reading, 530.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 844, 1020.
 Re-referred to Committee, 862.
 Sixth order of business, 1085.
 Amendments adopted, 1086.
 Second reading, 1157.

Passed, 1157.
 Returned to Senate, 1164.
 Senate concurs, 1302.
 Received from Senate, 1417.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 160 —

Senate Bill No. 160. A Bill for an Act to amend and reenact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

To House, 286.
 Introduction, first reading, 308.
 Referred to Committee on Judiciary.
 Reported back, without recommendation.
 Be placed on calendar, 918.
 Second reading, 975.
 Passed, 976.
 Returned to Senate, 997.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 161 —

Senate Bill No. 161. A Bill for an Act to amend and reenact subsection 1 of section 43-15-01 and section 43-15-32 of the North Dakota Century Code, and subsection 1 of section 43-15-35 of the 1963 Supplement to the North Dakota Century Code, relating to the practice of pharmacy and regulations of same and providing penalty therefor.

To House, 698.
 Introduction, first reading, 787.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 869.
 Second reading, 928.
 Passed, 929.
 Returned to Senate, 958, 1250.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.
 Senate asked to return, 1164.
 Returned from Senate, 1226.
 Laid on Table, 1226.

Senate Bill No. 162 —

Senate Bill No. 162. A Bill for an Act to authorize multicounty fair associations and tax levies or expenditures for such purpose.

To House, 492.
 Introduction, first reading, 530.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 798.
 Second reading, 851.
 Passed, 851.
 Returned to Senate, 872.
 Received from Senate, 957.
 Signed by Speaker, 985.
 Sent to Senate, 992.

Senate Bill No. 163 —

Senate Bill No. 163. A Bill for an Act to provide for the organization and operation of Vector Control Districts.

To House, 763.
Introduction, first reading, 790.
Referred to Committee on Social Welfare.
Reported back, amended, 919.
Sixth order of business, 960.
Placed on calendar, 960.
Second reading, 1066.
Passed, 1066.
Returned to Senate, 1085.
Conference Committee, 1252.
Conference Committee discharged, 1301.
House requests return, 1301.
Returned from Senate, 1303.
Returned to Senate, 1307.
Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 164 —

Senate Bill No. 164. A Bill for an Act to provide for the general welfare of state employees by authorizing the adoption by the State of North Dakota and all of its departments, boards, institutions, commissions, and agencies of a retirement plan supplementary to social security in accordance with the provisions of this Act.

To House, 492.
Introduction, first reading, 530.
Referred to Committee on Labor Relations.
Reported back, amended, 945.
Sixth order of business, 987.
Amendments adopted, 987.
Second reading, 1026.
Passed, 1026.
Returned to Senate, 1085.
Senate concurs, 1252.
Received from Senate, 1417.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 165 —

Senate Bill No. 165. A Bill for an Act to require residents and nonresidents to obtain a general game license before obtaining any license to hunt game birds or game animals, and to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses.

To House, 763.
Introduction, first reading, 790.
Referred to Committee on Natural Resources.
Reported back, amended, 948.
Sixth order of business, 987, 1116.
Amendments adopted, 987, 1117.
Second reading, 1031, 1190.
Deferred one legislative day, 1031.
Placed on calendar, 1074.
Re-referred to Committee on Natural Resources, 1074.
Reported back, amended, 1079.
Lost 1190, 1213.
Reconsidered, 1213.
Returned to Senate, 1250.

Senate Bill No. 167 —

Senate Bill No. 167. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to disabled veteran's homestead general property assessment.

To House, 555.
 Introduction, first reading, 622.
 Referred to Committee on Veterans and Military Affairs.
 Reported back, amended, 798.
 Sixth order of business, 845.
 Amendments adopted, 845.
 Second reading, 884, 1120, 1380.
 Passed, 884, 1120, 1381.
 Returned to Senate, 893.
 Senate does not concur, 1000.
 Conference Committee, 1000, 1371.
 Conference Committee report, 1119, 1380.
 House adopts, 1120.
 Reconsidered, 1371.
 Received from Senate, 1429.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Bill No. 168 —

Senate Bill No. 168. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.9, 38-08-09.10, 38-08-09.11, 38-08-09.12, and 38-08-09.13 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations.

To House, 727.
 Introduction, first reading, 790.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 1071.
 Returned to Senate, 1122.

Senate Bill No. 169 —

Senate Bill No. 169. A Bill for an Act relating to weather control and artificial modification thereof; designating an authority for licensing and registration of controllers; fixing fees; declaration of the state's sovereign right to use of moisture contained in clouds; providing for intergovernmental cooperation; permitting counties to levy a tax for weather modification activities; fixing penalties; acceptance and expenditure of funds or grants by the authority and exclusion of the state of North Dakota and any county of any liability in connection therewith, and declaring an emergency.

To House, 555.
 Introduction, first reading, 622.
 Referred to Committee on Natural Resources.
 Reported back, amended, 946.
 Sixth order of business, 987.
 Amendments adopted, 987.

Referred to Committee on Appropriations, 987.
 Returned to House without recommendation, 1021.
 Placed on calendar, 1021.
 Second reading, 1139, 1344.
 Passed, 1140, 1344.
 Emergency carried, 1140.
 Returned to Senate, 1164.
 Conference Committee report, 1343.
 House adopts, 1344.
 Received from Senate, 1429.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Bill No. 172 —

Senate Bill No. 172. A Bill for an Act to create and enact section 39-06-32.1 and to amend and reenact section 39-06-04, subsection 2 of section 39-06-32, and section 39-06-33 of the North Dakota Century Code relating to the time that driver's permits shall be effective, and providing a point system for the suspension of motor vehicle operators' licenses.

To House, 555.
 Introduction, first reading, 622.
 Referred to Committee on Transportation.
 Reported back, do pass, 766.
 Placed at foot of calendar, 769.
 Second reading, 805, 1031.
 Re-referred to Committee, 805.
 Sixth order of business, 987.
 Reported back, amended, 946.
 Amendments adopted, 987.
 Passed, 1031.
 Returned to Senate, 1085.
 Conference Committee, 1244.
 Conference Committee report, 1290.
 House adopts, 1290.
 Senate concurs, 1290.
 Received from Senate, 1427.
 Signed by Speaker, 1427.
 Sent to Senate, 1427.

Senate Bill No. 173 —

Senate Bill No. 173. A Bill for an Act to permit the registration of certain livestock feedlots, prescribe the powers and duties of the livestock sanitary board in connection therewith, and provide a penalty for violations.

To House, 455.
 Introduction, first reading, 474.
 Referred to Committee on Agriculture.
 Reported back, do pass, 911.
 Second reading, 951.
 Passed, 952.
 Returned to Senate, 997.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 174 —

Senate Bill No. 174. A Bill for an Act to amend and reenact sections 15-40-18, 15-40-19, and 57-15-24 of the North Dakota Century

Code, relating to the determination of amounts due from the state to the county equalization funds.

To House, 555.
 Introduction, first reading, 622.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1072.
 Sixth order of business, 1116.
 Amendments adopted, 1116.
 Placed at foot of calendar, 1173.
 Second reading, 1226.
 Laid on table, 1226.
 Returned to Senate, 1250.

Senate Bill No. 176 —

Senate Bill No. 176. A Bill for an Act to amend and reenact sections 23-14-04, 23-14-05, 23-14-08, 23-14-10, and 23-14-11 of the North Dakota Century Code relating to health districts including organization of district board of health, appointment of district health officer and his assistants, their compensation, and providing and disbursing of health district funds.

To House, 392.
 Introduction, first reading, 429.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 763.
 Placed at foot of calendar, 769.
 Second reading, 803.
 Passed, 803.
 Returned to Senate, 840.
 Received from Senate, 1069.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 179 —

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

To House, 763.
 Introduction, first reading, 791.
 Referred to Committee on Political Subdivisions.
 Indefinitely postponed, 1040.
 Reconsidered, 1074.
 Re-referred to Committee, 1074.
 Reported back, amended, 1081.
 Sixth order of business, 1116.
 Amendments adopted, 1117.
 Second reading, 1196, 1382.
 Passed, 1196.
 Returned to Senate, 1250.
 Conference Committee, 1346.
 Conference Committee report, 1381.
 Motion to lay on table, lost, 1382.
 Indefinitely postponed, 1383.
 Sent to Senate, 1391.

Senate Bill No. 181 —

Senate Bill No. 181. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code relating to proposals for printing, classification 6, to permit subletting.

To House, 368.
 Introduction, first reading, 401.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 811.
 Second reading, 857.
 Passed, 858.
 Returned to Senate, 872.
 Received from Senate, 957.
 Signed by Speaker, 985.
 Sent to Senate, 992.

Senate Bill No. 182.

Senate Bill No. 182. A Bill for an Act to amend and reenact section 23-13-09 of the 1963 Supplement to the North Dakota Century Code relating to the membership of the state safety committee and to add the state health officer as a member.

To House, 358.
 Introduction, first reading, 401.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 920.
 Second reading, 980.
 Passed, 981.
 Returned to Senate, 997.
 Received from Senate, 1179.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Senate Bill No. 183 —

Senate Bill No. 183. A Bill for an Act to amend and reenact section 39-10-03 of the 1963 Supplement to the North Dakota Century Code relating to emergency vehicles and the permissive use of red or white revolving lights, and limiting the use of such revolving lights, and declaring an emergency.

To House, 392.
 Introduction, first reading, 429.
 Referred to Committee on Transportation.
 Reported back, amended, 766, 841.
 Sixth order of business, 769, 874.
 Amendments adopted, 769, 874.
 Re-referred to Committee, 805.
 Second reading, 933, 1121.
 Passed, 934, 1122.
 Emergency carried, 934.
 Returned to Senate, 958.
 Senate does not concur, 1000.
 Conference Committee, 1000.
 Conference Committee report, 1121.
 House adopts, 1121.
 Received from Senate, 1417.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 184 —

Senate Bill No. 184. A Bill for an Act providing for the annexation and exclusion of unincorporated areas by municipal corporations, and repealing chapter 40-51 of the North Dakota Century Code.

To House, 663.
 Introduction, first reading, 713.

Referred to Committee on Political Subdivisions.
 Indefinitely postponed, 1041.
 Returned to Senate, 1084, 1250.
 House requests return, 1128.
 Returned to House, 1163.
 Motion to reconsider, lost, 1165.
 Reconsidered, 1178.
 Re-referred to Committee on Political Subdivisions, 1178.
 Reported back, amended, 1211.
 Laid on table, 1211.

Senate Bill No. 185 —

Senate Bill No. 185. A Bill for an Act to amend and reenact subsection 4 of section 28-04-07 of the North Dakota Century Code, relating to the change of the place of trial when there appears to be an insufficient number of jury cases for trial to warrant the expense of a jury.

To House, 286.
 Introduction, first reading, 308.
 Referred to Committee on Judiciary.
 Reported back, do pass, 918.
 Second reading, 976.
 Passed, 976.
 Returned to Senate, 997.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 187 —

Senate Bill No. 187. A Bill for an Act concerning insider trading of domestic stock insurance company equity securities.

To House, 492.
 Introduction, first reading, 530.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 869.
 Second reading, 929, 999.
 Deferred one legislative day, 929.
 Passed, 999.
 Returned to Senate, 1025.
 Received from Senate, 1210.
 Signed by Speaker, 1243.
 Sent to Senate, 1250.

Senate Bill No. 189 —

Senate Bill No. 189. A Bill for an Act to amend and reenact section 33-01-21 of the North Dakota Century Code, relating to the periodic payment of moneys collected by county justices to the county treasurer.

To House, 306.
 Introduction, first reading, 320.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 765.
 Placed at foot of calendar, 769.
 Second reading, 804.
 Passed, 805.
 Returned to Senate, 840.
 Received from Senate, 1070.

Sent to Senate, 1071.
Signed by Speaker, 1070.

Senate Bill No. 190 —

Senate Bill No. 190. A Bill for an Act amending and reenacting section 57-38-21 of the 1963 Supplement to the North Dakota Century Code relating to the definition of and computation of net income.

To House, 555.
Introduction, first reading, 622.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1073.
Returned to Senate, 1122.

Senate Bill No. 191 —

Senate Bill No. 191. A Bill for an Act enabling the insurance commissioner to promulgate rules and regulations respecting solicitation of proxies in regard to a security of a domestic stock insurance company.

To House, 492.
Introduction, first reading, 530.
Referred to Committee on Industry and Business.
Reported back, do pass, 869.
Second reading, 929.
Passed, 930.
Returned to Senate, 958.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 192 —

Senate Bill No. 192. A Bill for an Act to repeal subsection 5 of section 26-17-10 of the 1963 Supplement to the North Dakota Century Code, relating to exceptions for foreign insurance and surety companies having local agents.

To House, 306.
Introduction, first reading, 320.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 1007.
Returned to Senate, 1084.

Senate Bill No. 194 —

Senate Bill No. 194. A Bill for an Act to provide for the upkeep of abandoned cemeteries by the various counties.

To House, 727.
Introduction, first reading, 791.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1041.
Second reading, 1143.
Passed, 1143.
Returned to Senate, 1164.
Received from Senate, 1246.
Signed by Speaker, 1324.
Sent to Senate, 1325.

Senate Bill No. 195 —

Senate Bill No. 195. A Bill for an Act to amend section 6-03-05 relating to loans on real estate.

To House, 306.
Introduction, first reading, 320.
Referred to Committee on Industry and Business.
Reported back, do pass, 869.
Second reading, 930.
Passed, 930.
Returned to Senate, 958.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 196 —

Senate Bill No. 196. A Bill for an Act to amend and reenact section 6-03-59 of the North Dakota Century Code relating to limitations on bank loans.

To House, 307.
Introduction, first reading, 320.
Referred to Committee on Industry and Business.
Reported back, do pass, 870.
Second reading, 931.
Passed, 931.
Returned to Senate, 958.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 197 —

Senate Bill No. 197. A Bill for an Act to amend and reenact section 40-45-21 of the North Dakota Century Code relating to policemen obtaining refund from pension fund upon termination of employment.

To House, 492.
Introduction, first reading, 530.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 798.
Second reading, 851.
Passed, 852.
Returned to Senate, 872.
Received from Senate, 1070.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 198 —

Senate Bill No. 198. A Bill for an Act to provide written notice to a real estate owner by the assessor that his assessment has been increased.

To House, 763.
Introduction, first reading, 791.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 993.
Second reading, 1050.
Passed, 1051.
Returned to Senate, 1085.
Received from Senate, 1209.

Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 200 —

Senate Bill No. 200. A Bill for an Act to amend and reenact section 40-45-09 of the 1963 Supplement to the North Dakota Century Code relating to when a policeman may retire on pension and the amount to be paid to such retiring policeman.

To House, 727.
Introduction, first reading, 787.
Referred to Committee on Labor Relations.
Reported back, do pass, 912.
Second reading, 966.
Passed, 967.
Returned to Senate, 997.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 201 —

Senate Bill No. 201. A Bill for an Act to amend and reenact section 23-06-01 of the North Dakota Century Code relating to the right to dispose of one's own body and to provide and regulate the manner of disposition of one's own body and to provide certain immunities in the procedures of such disposition.

To House, 555.
Introduction, first reading, 623.
Referred to Committee on Social Welfare.
Reported back, do pass, 774.
Second reading, 815.
Passed, 816.
Returned to Senate, 840.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 202 —

Senate Bill No. 202. A Bill for an Act instituting a program to permit development and utilization of sources of ionizing radiation for peaceful purposes consistent with the health and safety of the public; authorizing the governor of the state of North Dakota to enter into agreements with the United States atomic energy commission transferring certain federal regulatory powers to North Dakota; providing for the licensing of radioactive materials; designating the North Dakota state department of health as the agency to administer the licensing and regulatory radiation program; and prescribing the functions, powers, and duties of the state department of health with respect thereto.

To House, 492.
Introduction, first reading, 530.
Referred to Committee on Social Welfare.
Reported back, do pass, 774.
Second reading, 816.
Passed, 816.
Returned to Senate, 840.
Received from Senate, 1070.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 203 —

Senate Bill No. 203. A Bill for an Act to amend and reenact section 36-15-21 of the North Dakota Century Code relating to calfhood vaccination against brucellosis.

To House, 455.
Introduction, first reading, 474.
Referred to Committee on Agriculture.
Reported back, do pass, 911.
Second reading, 952.
Passed, 952.
Returned to Senate, 997.
Received from Senate, 1179.
Signed by Speaker, 1204.
Sent to Senate, 1210.

Senate Bill No. 205 —

Senate Bill No. 205. A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

To House, 555.
Introduction, first reading, 623.
Referred to Committee on Appropriations.
Reported back, do pass, 838.
Second reading, 865.
Passed, 866.
Returned to Senate, 893.
Received from Senate, 1070.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 206 —

Senate Bill No. 206. A Bill for an Act to authorize the state board of higher education to sell and transfer certain land owned by the state of North Dakota for the benefit and use of the North Dakota State University of Agriculture and Applied Science to Hettinger Public School District No. 13, Hettinger, North Dakota, and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

To House, 392.
Introduction, first reading, 429.
Referred to Committee on Education.
Reported back, do pass, 765.
Second reading, 780.
Passed, 781.
Returned to Senate, 795.
Received from Senate, 885.
Signed by Speaker, 888.
Sent to Senate, 887.

Senate Bill No. 210 —

Senate Bill No. 210. A Bill for an Act to provide for the disposition of unexpended and unencumbered county taxes levied for a specific purpose.

To House, 555.
Introduction, first reading, 623.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 798.

Second reading, 852.
Passed, 853.
Returned to Senate, 872.
Received from Senate, 1070.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 211 —

Senate Bill No. 211. A Bill for an Act to amend and reenact section 6-03-37 of the North Dakota Century Code, relating to bank reserves, and providing a penalty.

To House, 492.
Introduction, first reading, 530.
Referred to Committee on Industry and Business.
Reported back, do pass, 870.
Second reading, 931.
Passed, 932.
Returned to Senate, 958.
Received from Senate, 1128.
Signed by Speaker, 1163.
Sent to Senate, 1164.

Senate Bill No. 212 —

Senate Bill No. 212. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the 1963 Supplement to the North Dakota Century Code, relating to admissibility of results of scientific tests.

To House, 456.
Introduction, first reading, 474.
Referred to Committee on Judiciary.
Reported back, amended, 956.
Sixth order of business, 990.
Amendments adopted, 990.
Second reading 1037.
Passed, 1037.
Returned to Senate, 1085.
Senate concurs, 1252.
Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 213 —

Senate Bill No. 213. A Bill for an Act making an appropriation to the legislative research committee for the payment of the per diem and expenses of the natural resources council's legislative members while in the performance of their duties as members of the council.

To House, 555.
Introduction, first reading, 623.
Referred to Committee on Natural Resources.
Reported back, do pass, 775.
Second reading, 818, 856.
Deferred one legislative day, 819.
Placed at head of calendar, 855.
Passed, 856.
Returned to Senate, 872.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 214 —

Senate Bill No. 214. A Bill for an Act to amend and reenact sections 54-49-03 and 54-49-05 of the North Dakota Century Code, relating to the membership and funds of the natural resources council.

To House, 492.
 Introduction, first reading, 530.
 Referred to Committee on Natural Resources.
 Reported back, amended, 775.
 Sixth order of business, 804.
 Amendments adopted, 804.
 Second reading, 856, 1342.
 Passed, 857, 1343.
 Returned to Senate, 872.
 Senate does not concur, 975.
 Conference Committee, 975.
 Conference Committee report, 1342.
 House adopts, 1342.
 Received from Senate, 1427.
 Signed by Speaker, 1427.
 Sent to Senate, 1427.

Senate Bill No. 215 —

Senate Bill No. 215. A Bill for an Act to amend and reenact sections 32-09-05 and 32-09-10 of the North Dakota Century Code, relating to the witness fees paid to a garnishee.

To House, 456.
 Introduction, first reading, 474.
 Referred to Committee on Judiciary.
 Reported back, amended, 918.
 Sixth order of business, 959.
 Amendments adopted, 959.
 Second reading, 1063.
 Passed, 1064.
 Returned to Senate, 1085.
 Senate concurs, 1252.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 216 —

Senate Bill No. 216. A Bill for an Act to amend and reenact section 39-03-09 of the North Dakota Century Code relating to the powers of the highway patrol.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Transportation.
 Reported back, do pass, 767.
 Second reading, 801.
 Passed, 802.
 Returned to Senate, 840.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 217 —

Senate Bill No. 217. A Bill for an Act to amend and reenact section 39-21-01 of the 1963 Supplement to the North Dakota Century Code, relating to the display of parking lights on moving vehicles.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Transportation.
 Reported back, do pass, 920.
 Second reading, 981.
 Passed, 981.
 Returned to Senate, 997.
 Received from Senate, 1179.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Senate Bill No. 218 —

Senate Bill No. 218. A Bill for an Act to amend and reenact section 50-09-01 of the North Dakota Century Code, relating to dependent children.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 775.
 Second reading, 816.
 Passed, 817.
 Returned to Senate, 840.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 219 —

Senate Bill No. 219. A Bill for an Act to amend and reenact sections 2-05-11 and 2-05-18 of the North Dakota Century Code relating a fund within the state treasury in which such fees are to be deposited, and providing for distribution of such fees and an effective date.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 870.
 Second reading, 932.
 Passed, 932.
 Returned to Senate, 958.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 220 —

Senate Bill No. 220. A Bill for an Act to amend and reenact sections 54-11-04 and 54-44-05 of the North Dakota Century Code relating to the keeping of permanent records by the state treasurer and the information to be contained on warrants.

To House, 316.
 Introduction, first reading, 352.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 841.
 Second reading, 880.
 Passed, 880.
 Returned to Senate, 893.
 Received from Senate, 1070.
 Signed by Speaker.
 Sent to Senate, 1071.

Senate Bill No. 221 —

Senate Bill No. 221. A Bill for an Act to amend and reenact subsections 3 and 4 of section 20-01-01 of the North Dakota Century Code relating to the definition of resident and nonresident in the game and fish laws.

To House, 763.

Introduction, first reading, 791.

Referred to Committee on Natural Resources.

Reported back, do pass, 912.

Second reading, 968.

Passed, 968.

Returned to Senate, 997.

Received from Senate, 1179.

Signed by Speaker, 1204.

Sent to Senate, 1210.

Senate Bill No. 222 —

Senate Bill No. 222. A Bill for an Act to provide for an office of the budget within the department of accounts and purchases for the executive branch of state government and to amend and reenact sections 15-10-15, 15-12-06.1, 18-03-05, 18-03-06, and 54-42-04 of the North Dakota Century Code, relating to the state budget board, and to repeal subsections 1, 2, 3, 4, 6, and 7 of section 54-44-04, chapter 54-15, and section 54-27-09 of the North Dakota Century Code, relating to the state budget board and providing for a penalty.

To House, 511.

Introduction, first reading, 623.

Referred to Committee on State and Federal Government.

Reported back, do pass, 842.

Second reading, 881.

Passed, 881.

Returned to Senate, 893.

Received from Senate, 1070.

Signed by Speaker, 1070.

Sent to Senate, 1071.

Senate Bill No. 223 —

Senate Bill No. 223. A Bill for an Act to amend and reenact section 63-01-17 of the North Dakota Century Code, relating to control of leafy spurge, Canadian thistle, and perennial peppergrass.

To House, 492.

Introduction, first reading, 531.

Referred to Committee on Agriculture.

Reported back, do pass, 911.

Second reading, 959.

Lost, 959.

Returned to Senate, 997.

Senate Bill No. 224 —

Senate Bill No. 224. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities or villages, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and improvements incidental to urban renewal projects.

To House, 555.
Introduction, first reading, 623.
Referred to Committee on Political Subdivisions.
Reported back, amended, 842.
Sixth order of business, 874.
Re-referred to Committee, 874.
Reported back, do pass, 985.
Second reading 1018, 1022.
Laid over, 1018.
Lost, 1023.
Returned to Senate, 1084.

Senate Bill No. 228 —

Senate Bill No. 228. A bill for an Act to amend and reenact section 15-53-14.1 of the North Dakota Century Code, as amended by the Session Laws of 1963, relating to elections for consolidating or reorganizing two or more reorganized school districts.

To House, 763.
Introduction, first reading, 791.
Referred to Committee on Education.
Reported back, amended, 911, 1021.
Sixth order of business, 943, 1085.
Amendments adopted, 943, 1086.
Re-referred to Committee, 1000.
Second reading, 1157.
Passed, 1158.
Returned to Senate, 1164.
Conference Committee, 1244.
Conference Committee report, 1345.
House adopts, 1345.
Senate concurs, 1345.
Received from Senate, 1427.
Signed by Speaker, 1427.
Sent to Senate, 1427.

Senate Bill No. 230 —

Senate Bill No. 230. A Bill for an Act to amend and reenact section 24-09-08.1 of the 1963 Supplement to the North Dakota Century Code relating to apportionment of cost of automatic grade crossing protection devices and payment of the state of North Dakota's apportioned share of such cost.

To House, 555.
Introduction, first reading, 623.
Referred to Committee on Transportation.
Reported back, do pass, 767.
Placed at foot of calendar, 769.
Second reading, 805.
Passed, 806.
Returned to Senate, 840.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 232 —

Senate Bill No. 232. A Bill for an Act to repeal subsection 2 of section 46-05-01 of the North Dakota Century Code, relating to the qualifications of a legal newspaper requiring that at least two pages of the newspaper be actually printed at the place designated in the date line.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on General Affairs.
 Reported back, do pass, 775.
 Second reading, 819.
 Passed, 819.
 Returned to Senate, 840.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 235 —

Senate Bill No. 235. A Bill for an Act to authorize the board of administration to establish and engage in such new prison industries as the board deems necessary, and of greatest benefit to, and in the best interest of the state of North Dakota, the state penitentiary, and the North Dakota state farm.

To House, 358.
 Introduction, first reading, 401.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 763.
 Sixth order of business, 769.
 Amendments adopted, 769.
 Second reading, 813.
 Passed, 814.
 Returned to Senate, 840.
 Senate concurs, 868.
 Received from Senate, 1070.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 236 —

Senate Bill No. 236. A Bill for an Act to provide for licensing and regulating detection of deception examiners.

To House, 456.
 Introduction, first reading, 475.
 Referred to Committee on Judiciary.
 Reported back, do pass, 919.
 Second reading, 976.
 Passed, 977.
 Returned to Senate, 997.
 Received from Senate, 1209.
 Signed by Speaker, 1243.
 Sent to Senate, 1250.

Senate Bill No. 237 —

Senate Bill No. 237. A Bill for an Act to amend and reenact sections 40-24-02, 40-24-03, 40-24-11, 40-24-12, 40-24-15 and 40-24-16 of the North Dakota Century Code, relating to special assessments levied by municipalities, the computation of interest thereon, the lien thereof as between vendor and vendee, the certification, collection, review and correction thereof, and the issuance of receipts therefor.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 842.
 Second reading, 881, 937.
 Deferred one legislative day, 881.

Passed, 938.
 Returned to Senate, 958.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 238 —

Senate Bill No. 238. A Bill for an Act to amend and reenact section 29-06-15 of the North Dakota Century Code relating to arrest without warrant and to amend and reenact section 29-06-16 of the North Dakota Century Code relating to arrest at night and reasonable cause.

To House, 307.
 Introduction, first reading, 320.
 Referred to Committee on Judiciary.
 Reported back, amended, 1042.
 Sixth order of business, 1085.
 Amendments adopted, 1087.
 Second reading, 1160.
 Passed, 1161.
 Returned to Senate, 1164.
 Conference Committee, 1244.
 Conference Committee report, 1290.
 Laid on table, 1290.

Senate Bill No. 239 —

Senate Bill No. 239. A Bill for an Act to authorize all departments, institutions or agencies of the state that collect money which is required to be paid over to the state treasurer, to maintain, subject to approval of the director of the department of accounts and purchases, the state auditor and the state treasurer; such reasonable minimum balances as may be necessary, and to authorize minimum petty cash funds and the establishment of bank accounts, which may be in the Bank of North Dakota, for the clearing or cashing of checks and making change, and declaring an emergency.

To House, 456.
 Introduction, first reading, 475.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 811.
 Second reading, 858.
 Passed, 859.
 Emergency carried, 859.
 Returned to Senate, 872.
 Received from Senate, 1070.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 241 —

Senate Bill No. 241. A Bill for an Act to amend and reenact section 61-16-12 of the 1963 Supplement to the North Dakota Century Code, relating to the mill levy limitation in water management districts.

To House, 456.
 Introduction, first reading, 475.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 868.
 Returned to Senate, 893.

Senate Bill No. 242 —

Senate Bill No. 242. A Bill for an Act to amend and reenact subsection 5 of section 57-39-11 and subsection 5 of section 57-40-19 of the 1963 Supplement to the North Dakota Century Code to exempt the state tax commissioner from paying filing and recording fees for the filing and recording of notices of sales and use tax liens and satisfactions thereof.

To House, 392.
 Introduction, first reading, 429.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 765.
 Second reading, 782.
 Passed, 783.
 Returned to Senate, 795.
 Received from Senate, 885.
 Signed by Speaker, 888.
 Sent to Senate, 887.

Senate Bill No. 243 —

Senate Bill No. 243. A Bill for an Act to amend and reenact sections 57-06-07 and 57-06-08, subsection 5 of section 57-06-14, and subsection 2 of section 57-06-19 of the North Dakota Century Code, relating to information required from various companies, definition of "mileage", and certification of assessments by tax commissioner, all with respect to companies whose property is assessed by the state board of equalization.

To House, 555.
 Introduction, first reading, 623.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1021.
 Second reading, 1140.
 Passed, 1140.
 Returned to Senate, 1164.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Bill No. 244 —

Senate Bill No. 244. A Bill for an Act relating to income tax clearance to be obtained by individuals, corporations and others performing contracts for the state of North Dakota or any political subdivision or governmental subdivision thereof and providing for an effective date.

To House, 555.
 Introduction, first reading, 624.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1007.
 Sixth order of business, 1085.
 Amendments adopted, 1086.
 Second reading, 1154.
 Passed, 1154.
 Returned to Senate, 1164.
 Conference Committee, 1244.
 Conference Committee report, 1289.
 House adopts, 1290.
 Senate concurs, 1290.
 Received from Senate, 1417.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 247 —

Senate Bill No. 247. A Bill for an Act to amend and reenact section 57-39-18 of the 1963 Supplement to the North Dakota Century Code, relating to the payment of sales taxes, penalties and other charges to the state tax commissioner and provides for the disposition of funds collected.

To House, 392.
Introduction, first reading, 430.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 765.
Second reading, 783.
Passed, 784.
Returned to Senate, 795.
Received from Senate, 921.
Signed by Speaker, 925.
Sent to Senate, 925.

Senate Bill No. 248 —

Senate Bill No. 248. A Bill for an Act to prohibit issuance of alcoholic beverage licenses to persons securing federal gambling stamps.

To House, 456.
Introduction, first reading, 475.
Referred to Committee on Judiciary.
Reported back, do pass, 954.
Second reading, 1061.
Laid on table.
Returned to Senate, 1084.

Senate Bill No. 250 —

Senate Bill No. 250. A Bill for an Act to amend and reenact subdivision 1. of subdivision a of subsection 5 of section 65-01-02 of the North Dakota Century Code relating to the definition of employee under workmen's compensation.

To House, 555.
Introduction, first reading, 624.
Reported back, do pass, 912.
Second reading, 967.
Passed, 968.
Returned to Senate, 997.
Received from Senate, 1179.
Signed by Speaker, 1204.
Sent to Senate, 1210.

Senate Bill No. 251 —

Senate Bill No. 251. A Bill for an Act to amend and reenact sections 57-51-05, 57-51-06 and 57-51-17 of the North Dakota Century Code, relating to the due dates and delinquency dates for paying gross production taxes and for the filing of reports by producers, purchasers and carriers pursuant to the provisions of the oil and gas gross production tax law.

To House, 698.
Introduction, first reading, 787.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 993.
Second reading, 1051.
Passed, 1052.

Returned to Senate, 1085.
Received from Senate, 1210.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 255 —

Senate Bill No. 255. A Bill for an Act to amend and reenact section 57-44-03 of the North Dakota Century Code, relating to relevy of invalid property taxes.

To House, 555.
Introduction, first reading, 624.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 993.
Second reading, 1052.
Passed, 1052.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 256 —

Senate Bill No. 256. A Bill for an Act to amend and reenact section 57-22-11 and 57-28-21 of the North Dakota Century Code, relating to furnishing of notices of cancellation of taxes to state director of accounts and purchases.

To House, 392.
Introduction, first reading, 430.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 993.
Second reading, 1052.
Passed, 1053.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 257 —

Senate Bill No. 257. A Bill for an Act to regulate the practice of engineering and land surveying; provide for the registration of qualified persons as engineers and land surveyors, and the certification of engineers-in-training; define the terms "engineer", "professional engineer", "engineer-in-training", "land surveyor" and "practice of engineering"; create a state board of registration for professional engineers and land surveyors and provide for the appointment and compensation of its members; fix the term of members of the board and define its powers and duties; set forth the minimum qualification and other requirements for registration as an engineer, land surveyor and certification as an engineer-in-training; establish registration fees with expiration and renewal requirements; impose certain duties upon the state and political subdivision thereof in connection with public work, and provide for the enforcement of this Act and penalties for its violation and to repeal chapter 43-19 and chapter 43-24 of the North Dakota Century Code, except in the case of a person who has filed an application prior to January 1, 1965 and subsequent applications by such person.

To House, 763.
Introduction, first reading, 791.
Referred to Committee on General Affairs.

Reported back, indefinitely postponed, 954.
Returned to Senate, 997.

Senate Bill No. 261 —

Senate Bill No. 261. A Bill for an Act to amend and reenact subsection 2 of section 57-37-07 of the 1963 Supplement to the North Dakota Century Code, relating to the definition of powers of appointment for estate tax purposes.

To House, 456.
Introduction, first reading, 475.
Referred to Committee on Judiciary.
Reported back, do pass, 912.
Second reading, 969.
Passed, 969.
Returned to Senate, 997.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 263 —

Senate Bill No. 263. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to salaries of elected state officials and providing an effective date.

To House, 456.
Introduction, first reading, 475.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1008.
Second reading, 1123.
Passed, 1124.
Returned to Senate, 1164.
Received from Senate, 1246.
Signed by Speaker, 1324.
Sent to Senate, 1325.

Senate Bill No. 265 —

Senate Bill No. 265. A Bill for an Act to amend and reenact section 57-02-41 of the 1963 Supplement to the North Dakota Century Code, relating to the attachment of real estate tax liens as between vendor and purchaser.

To House, 555.
Introduction, first reading, 624.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 997.
Second reading, 1054.
Lost, 1054.
Returned to Senate, 1085.

Senate Bill No. 266 —

Senate Bill No. 266. A Bill for an Act to amend and reenact subsections 2, 4, 5, 6, and 10 of sections 57-40-01 of the North Dakota Century Code, relating to definitions for use tax purposes, and declaring an emergency.

To House, 456.
Introduction, first reading, 475.
Referred to Committee on Finance and Taxation.

Reported back, amended, 1021.
 Sixth order of business, 1085.
 Amendments adopted, 1087.
 Second reading, 1158.
 Passed, 1159.
 Returned to Senate, 1164.
 Senate concurs, 1302.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 269 —

Senate Bill No. 269. A Bill for an Act entering into the interstate library compact.

To House, 456.
 Introduction, first reading, 475.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 811.
 Second reading, 859.
 Passed, 860.
 Returned to Senate, 872.
 Received from Senate, 1070.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Bill No. 270 —

Senate Bill No. 270. A Bill for an Act to provide for the deposit of state publications with the state library commission for distribution to certain depository libraries; to provide a means for the consolidation of library services; to amend and reenact sections 26-24-09, 40-38-01, 40-38-02, 40-38-03, 40-46-09, 54-24-03, and 57-15-08 of the North Dakota Century Code, to provide insurance against damage caused by vandalism; to provide for the mandatory establishment of public libraries when approved by the people; to provide higher mill levy limitations for libraries; to provide a limitation on the number of terms a member of a public library board can serve; to provide a retirement pension for librarians; and to provide additional duties for the state library commission and to repeal sections 54-24-04, 54-24-05, and 54-24-06 of the North Dakota Century Code, relating to the rules, administration and duties of the state library commission.

To House, 698.
 Introduction, first reading, 788.
 Referred to Committee on General Affairs.
 Re-referred to Committee on State and Federal Government, 795.
 Reported back, amended, 1008.
 Sixth order of business, 1085.
 Amendments adopted, 1086.
 Second reading, 1154.
 Passed, 1155.
 Returned to Senate, 1164.
 Senate concurs, 1302.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 271 —

Senate Bill No. 271. A Bill for an Act to define willful trespass upon land, providing a penalty, and to repeal section 12-41-12 of the North Dakota Century Code.

To House, 698.
Introduction, first reading, 788.
Referred to Committee on Judiciary.
Reported back, amended, 956.
Sixth order of business, 990.
Amendments adopted, 990.
Second reading, 1036.
Passed, 1036.
Returned to Senate, 1085.
Senate concurs, 1252.
Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 272 —

Senate Bill No. 272. A Bill for an Act relating to responsibilities of the teaching profession; providing for a professional practices commission and for codes of ethics and standards, complaints, and reprimands; and to amend and reenact sections 15-36-15 and 15-36-16 of the North Dakota Century Code, relating to the revocation of teachers' certificates by the superintendent of public instruction.

To House, 663.
Introduction, first reading, 714.
Referred to Committee on Education.
Reported back, amended, 812.
Sixth order of business, 844.
Amendments adopted, 844.
Second reading, 883.
Passed, 883.
Returned to Senate, 893.
Senate concurs, 1000.
Received from Senate, 1075.
Signed by Speaker, 1116.
Sent to Senate, 1119.

Senate Bill No. 273 —

Senate Bill No. 273. A Bill for an Act to amend and reenact section 29-01-27 of the North Dakota Century Code, relating to compensation for court appointed counsel.

To House, 456.
Introduction, first reading, 475.
Referred to Committee on Judiciary.
Reported back, do pass, 913.
Second reading, 969, 1025.
Lost, 970.
Reconsidered, 987.
Placed on calendar, 987.
Passed, 1026.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 274 —

Senate Bill No. 274. A Bill for an Act to create a bureau of the state government to be designated as the bureau of criminal identification and apprehension, to specify its organization, duties and responsibilities to correlate same with existent agencies and existent law, and to provide for additional functions of same as a consumer fraud bureau.

To House, 444.
 Introduction, first reading, 465.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 838.
 Sixth order of business, 863.
 Amendments adopted, 863.
 Second reading, 890.
 Passed, 891.
 Returned to Senate, 915.
 Senate concurs, 1084.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Bill No. 279 —

Senate Bill No. 279. A Bill for an Act to provide for licensing and operation of clinics for addictions.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 775.
 Second reading, 817.
 Passed, 818.
 Returned to Senate, 841.
 Received from Senate, 957.
 Signed by Speaker, 985.
 Sent to Senate, 992.

Senate Bill No. 283 —

Senate Bill No. 283. A Bill for an Act to amend and reenact sections 6-02-03, 6-02-06, 6-03-07 and 6-03-25 of the North Dakota Century Code, relating to hearing by board, investment in banking facility, and approval of increase or decrease by stockholders.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Industry and Business.
 Reported back, amended, 1008.
 Sixth order of business, 1085.
 Amendments adopted, 1086.
 Second reading, 1155.
 Passed, 1156.
 Returned to Senate, 1164.
 Senate concurs, 1302.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 285 —

Senate Bill No. 285. A Bill for an Act to amend and reenact sections 6-01-17 and 6-09-29 of the North Dakota Century Code, relating to fees charged by the state examiner.

To House, 555.
 Introduction, first reading, 624.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 920.
 Second reading, 981, 1067.
 Deferred one legislative day, 981.
 Passed, 1068.
 Returned to Senate, 1085.

Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 286 —

Senate Bill No. 286. A Bill for an Act to authorize the tax commissioner to maintain a cash fund in the tax department for making necessary change.

To House, 392.
Introduction, first reading, 430.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 766.
Second reading, 784.
Passed, 784.
Returned to Senate, 795.
Received from Senate, 906.
Signed by Speaker, 914.
Sent to Senate, 914.

Senate Bill No. 287 —

Senate Bill No. 287. A Bill for an Act to amend and reenact sections 6-02-01 and 6-05-01 of the 1963 Supplement to the North Dakota Century Code, and section 6-03-11 of the North Dakota Century Code, relating to organization, mergers and powers of banks and trust companies.

To House, 698.
Introduction, first reading, 788.
Referred to Committee on Industry and Business.
Reported back, do pass, 1008.
Second reading, 1124.
Passed, 1124.
Returned to Senate, 1164.
Received from Senate, 1383.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 289 —

Senate Bill No. 289. A Bill for an Act to provide that nonresident parents or guardians making tuition payments for students attending a school district may enter into an agreement with such school district for the transportation of such students.

To House, 456.
Introduction, first reading, 475.
Referred to Committee on Education.
Reported back, do pass, 765.
Placed at foot of calendar, 769.
Second reading, 805, 939.
Deferred one legislative day, 805.
Deferred one legislative day, 861.
Deferred one legislative day, 885.
Passed, 940.
Returned to Senate, 958.
Received from Senate, 1049.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 292 —

Senate Bill No. 292. A Bill for an Act to amend and reenact subsection 5 of section 15-03-04 of the North Dakota Century Code,

relating to the investment of school funds by the board of university and school lands.

To House, 555.
 Introduction, first reading, 624.
 Referred to Committee on General Affairs.
 Reported back, do pass, 776.
 Second reading, 819.
 Passed, 820.
 Returned to Senate, 841.
 Received from Senate, 921.
 Signed by Speaker, 925.
 Sent to Senate, 925.

Senate Bill No. 293 —

Senate Bill No. 293. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the contents of motor vehicle license plates and providing an effective date.

To House, 763.
 Introduction, first reading, 791.
 Referred to Committee on Transportation.
 Reported back, amended, 948.
 Sixth order of business, 988.
 Amendments adopted, 988.
 Referred to Committee on Appropriations, 988.
 Reported back, do pass, 1081.
 Second reading, 1150.
 Lost, 1151.
 Returned to Senate, 1164.

Senate Bill No. 295 —

Senate Bill No. 295. A Bill for an Act to amend and reenact subsection 2 of section 60-02-24 of the North Dakota Century Code, relating to reports made by warehouseman.

To House, 456.
 Introduction, first reading, 476.
 Referred to Committee on Agriculture.
 Reported back, do pass, 911.
 Second reading, 961.
 Passed, 962.
 Returned to Senate, 997.
 Received from Senate, 1179.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Senate Bill No. 297 —

Senate Bill No. 297. A Bill for an Act to amend and reenact section 12-37-07 of the North Dakota Century Code, relating to the punishment for an attempt to extort money or property.

To House, 698.
 Introduction, first reading, 788.
 Referred to Committee on Judiciary.
 Reported back, do pass, 913.
 Second reading, 970.
 Passed, 971.
 Returned to Senate, 997.
 Received from Senate, 1179.

Signed by Speaker, 1204.
Sent to Senate, 1210.

Senate Bill No. 298 —

Senate Bill No. 298. A Bill for an Act to amend and reenact section 15-39-28.1 of the 1963 Supplement to the North Dakota Century Code, establishing a minimum retirement annuity for certain members of the teachers' insurance and retirement fund.

To House, 763.
Introduction, first reading, 792.
Referred to Committee on Education.
Reported back, do pass, 873.
Re-referred to Committee on Appropriations, 881.
Reported back, amended, 1167.
Sixth order of business, 1184.
Amendments adopted, 1184.
Second reading, 1201.
Passed, 1202.
Returned to Senate, 1250.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Bill No. 299 —

Senate Bill No. 299. A Bill for an Act to amend and reenact subsections 2, 3, and 4 of section 43-12-25 and sections 43-12-26, 43-12-27, 43-12-28, 43-12-29, 43-12-30, and 43-12-31 of the North Dakota Century Code, relating to nurse preparation scholarship loans for qualified residents of North Dakota who express an intent to prepare for nursing and designating the state board to administer the provisions of this Act.

To House, 727.
Introduction, first reading, 788.
Referred to Committee on Social Welfare.
Reported back, do pass, 920.
Second reading, 982.
Passed, 982.
Returned to Senate, 997.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 300 —

Senate Bill No. 300. A Bill for an Act to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-15, and 34-06-16 of the North Dakota Century Code, providing minimum wages for all employees, under regulations affecting minimum wages; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical or mental condition, or experience and training; and making an appropriation therefor.

To House, 763.
Introduction, first reading, 792.
Referred to Committee on Labor Relations.
Reported back, amended, 1078, 1168.
Sixth order of business, 1116, 1184.
Amendments adopted, 1117, 1184.
Re-referred to committee, 1164.

Second reading, 1203, 1392.
 Passed, 1203, 1392.
 Returned to Senate, 1250.
 Conference committee, 1346.
 Conference committee report, 1391.
 House adopts, 1391.
 Received from Senate, 1429.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Bill No. 302 —

Senate Bill No. 302. A Bill for an Act to amend and reenact subsection 4 of section 57-37-11 of the North Dakota Century Code relating to the deduction of debts of a decedent for estate tax purposes.

To House, 392.
 Introduction, first reading, 430.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 913.
 Returned to Senate, 958.

Senate Bill No. 303 —

Senate Bill No. 303. A Bill for an Act to amend and reenact section 57-37-27 of the North Dakota Century Code, relating to the determination of estate tax on estates when there is no probate proceeding within this state.

To House, 392.
 Introduction, first reading, 430.
 Reported back, do pass, 766.
 Second reading, 784.
 Passed, 785.
 Returned to Senate, 795.
 Received from Senate, 906.
 Signed by Speaker, 914.
 Sent to Senate, 914.

Senate Bill No. 305 —

Senate Bill No. 305. A Bill for an Act to amend and re-enact section 40-57-02, subsection 11 of section 40-57-03, and section 40-57-10 of the North Dakota Century Code Supplement, and subsection 9 of section 40-57-03 of the North Dakota Century Code relating to municipal industrial development and the issuance of municipal revenue bonds for industrial development projects, authorizing counties to engage in such projects, authorizing sale of a project to the lessee, authorizing construction of a project by the lessee and authorizing private sale of such bonds at not less than ninety-five per cent of par plus accrued interest and declaring an emergency.

To House, 555.
 Introduction, first reading, 624.
 Referred to Committee on Industry and Business.
 Reported back, amended, 920.
 Sixth order of business, 959.
 Amendments adopted, 959.
 Second reading, 1065.
 Passed, 1066.
 Returned to Senate, 1085.
 Senate concurs, 1252.
 Received from Senate, 1394.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Bill No. 306 —

Senate Bill No. 306. A Bill for an Act to provide for a uniform division of income for tax purposes for taxpayers engaged in multi-state business activities.

To House, 555.
 Introduction, first reading, 624.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 993.
 Second reading, 1053.
 Passed, 1054.
 Returned to Senate, 1085.
 Received from Senate, 1209.
 Signed by Speaker, 1243.
 Sent to Senate, 1250.

Senate Bill No. 307 —

Senate Bill No. 307. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, authorizing a local Spiritual Assembly of the Baha's faith, organized or possessing a certificate of authority pursuant to the North Dakota Nonprofit Corporation Act, to solemnize marriages.

To House, 727.
 Introduction, first reading, 788.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 920.
 Second reading, 994.
 Passed, 995.
 Returned to Senate, 1025.
 Received from Senate, 1210.
 Signed by Speaker, 1243.
 Sent to Senate, 1250.

Senate Bill No. 308 —

Senate Bill No. 308. A Bill for an Act to adopt the Uniform Facsimile Signatures of Public Officials Act; providing for the use of facsimile signatures and seals on public securities and instruments of payment issued by the state or any of its instrumentalities or political subdivisions; constituting a felony the use of such signatures or seals with intent to defraud; and declaring an emergency.

To House, 492.
 Introduction, first reading, 531.
 Referred to Committee on Judiciary.
 Reported back, do pass, 913.
 Second reading, 971.
 Passed, 971.
 Emergency carried, 971.
 Returned to Senate, 997.
 Received from Senate, 1179.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Senate Bill No. 312 —

Senate Bill No. 312. A Bill for an Act to encourage landowners to make available to the public, land and water areas and other property for recreational purposes by limiting their liability toward users.

To House, 456.
 Introduction, first reading, 476.

Referred to Committee on Agriculture.
 Reported back, do pass, 912.
 Second reading, 962.
 Passed, 963.
 Returned to Senate, 997.
 Received from Senate, 1179.
 Signed by Speaker, 1204.
 Sent to Senate, 1210.

Senate Bill No. 313 —

Senate Bill No. 313. A Bill for an Act authorizing the department of agriculture and labor to provide equipment and personnel for the chemical testing of foods for human and animal consumption and providing appropriation therefor.

To House, 763.
 Introduction, first reading, 792.
 Referred to Committee on Agriculture.
 Reported back, amended, 1041.
 Sixth order of business, 1085.
 Referred to Committee on Appropriations, 1087.
 Amendments adopted, 1087.
 Reported back, indefinitely postponed, 1119.
 Returned to Senate, 1164.

Senate Bill No. 314 —

Senate Bill No. 314. A Bill for an Act creating and enacting sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 of the North Dakota Century Code, relating to withholding of income taxes from wages of nonresident employees, declaration and payment of estimated income, amendment of declaration, and providing an effective date and penalties.

To House, 727.
 Introduction, first reading, 788.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1021.
 Returned to Senate, 1085.

Senate Bill No. 315 —

Senate Bill No. 315. A Bill for an Act to amend and reenact Section 32-09-16 of the North Dakota Century Code relating to judgment against garnishee.

To House, 492.
 Introduction, first reading, 532.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 913.
 Returned to Senate, 958.

Senate Bill No. 317 —

Senate Bill No. 317. A Bill for an Act to amend and reenact sections 39-13-03 and 39-10-04 of the North Dakota Century Code relating to parking and traffic signs within municipalities.

To House, 727.
 Introduction, first reading, 789.
 Referred to Committee on Transportation.
 Reported back, do pass, 869.
 Second reading, 926.

Lost, 927.
Returned to Senate, 958.

Senate Bill No. 318 —

Senate Bill No. 318. A Bill for an Act providing for a modern council form of government for cities and to amend and reenact sections 40-03-01, 40-03-04, 40-04-08, and 40-12-01 of the North Dakota Century Code and section 40-04-10 of the 1963 Supplement to the North Dakota Century Code, relating to the adoption thereof.

To House, 727.
Introduction, first reading, 789.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 1041.
Second reading, 1143.
Passed, 1144.
Returned to Senate, 1164.
Received from Senate, 1246.
Signed by Speaker, 1324.
Sent to Senate, 1325.

Senate Bill No. 321 —

Senate Bill No. 321. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

To House, 698.
Introduction, first reading, 789.
Referred to Committee on Social Welfare.
Reported back, do pass, 921.
Second reading, 995.
Passed, 996.
Returned to Senate, 1025.
Received from Senate, 1383.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 322 —

Senate Bill No. 322. A Bill for an Act to amend and reenact section 57-37-21 of the North Dakota Century Code, relating to the basis of appraisals for estate tax purposes.

To House, 555.
Introduction, first reading, 624.
Referred to Committee on Judiciary.
Reported back, do pass, 955.
Second reading, 1061, 1199.
Deferred one legislative day, 1061.
Passed, 1200.
Returned to Senate, 1250.
Received from Senate, 1394.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 323 —

Senate Bill No. 323. A Bill for an Act to amend and reenact subsection 1 of section 57-38-42 of the North Dakota Century Code, relating to the filing of returns of information at the source.

To House, 555.
 Introduction, first reading, 625.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 998.
 Sixth order of business, 1009.
 Amendments adopted, 1009.
 Second reading, 1137.
 Lost, 1137.
 Returned to Senate, 1164.

Senate Bill No. 324 —

Senate Bill No. 324. A Bill for an Act to provide for a legislative budget analyst and auditor and describing the powers and duties of such office and making an appropriation.

To House, 555.
 Introduction, first reading, 625.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 839.
 Referred to Committee on Appropriations, 839.
 Reported back, do pass, 892.
 Second reading, 936.
 Passed, 937.
 Returned to Senate, 958.
 Received from Senate, 1128.
 Signed by Speaker, 1163.
 Sent to Senate, 1164.

Senate Bill No. 326 —

Senate Bill No. 326. A Bill for an Act to create and establish the office of county supervisor of assessments, to prescribe the duties therefor and to provide for a tax levy; to provide for the appointment of township, village and city supervisor of assessments; to provide for equalization of property assessments; to amend and reenact sections 40-07-08, 40-14-04, 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-37, 57-03-01, 57-03-02, 57-13-04, 57-13-07, 57-13-08, 57-14-01, 57-14-02 and 57-14-05 of the North Dakota Century Code; to repeal sections 4-01-02, 4-01-03, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-21-04, 57-02-29, 57-02-32, 57-02-33, 57-02-34, 57-09-02, 57-09-04, 57-09-05, 57-09-06, 57-10-02, 57-10-03, 57-11-02, 57-11-03, 57-11-04, 57-11-05, 57-12-02, 57-12-04, 57-14-03, 57-31-01, 58-05-18, 61-20-05 and chapters 40-19 and 58-09 of the North Dakota Century Code and sections 11-10-02.2 and 57-12-06 of the 1963 Supplement to the North Dakota Century Code.

To House, 763.
 Introduction, first reading, 792.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1073.
 Second reading, 1148, 1170, 1366.
 Deferred one legislative day, 1148.
 Placed at head of calendar, 1171, 1226.
 Lost, 1366.
 Returned to Senate, 1375.

Senate Bill No. 327 —

Senate Bill No. 327. A Bill for an Act to repeal chapter 26-22 of the North Dakota Century Code, relating to the hail insurance department and providing an effective date.

To House, 698.
Introduction, first reading, 789.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 1078.
Returned to Senate, 1122.

Senatae Bill No. 328 —

Senate Bill No. 328. A Bill for an Act to amend and reenact subsection 5 of section 28-26-06 of the North Dakota Century Code, relating to expert witness fees.

To House, 555.
Introduction, first reading, 625.
Referred to Committee on Judiciary.
Reported back, do pass, 919.
Second reading, 977.
Passed, 978.
Returned to Senate, 997.
Received from Senate, 1179.
Signed by Speaker, 1204.
Sent to Senate, 1210.

Senate Bill No. 329 —

Senate Bill No. 329. A Bill for an Act relating to the contents of conveyances to the state or any of its political subdivisions.

To House, 698.
Introduction, first reading, 789.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 1041.
Returned to Senate, 1085.

Senate Bill No. 330 —

Senate Bill No. 330. A Bill for an Act relating to the termination of certain easements.

To House, 698.
Introduction, first reading, 792.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 985.
Second reading, 1023.
Passed, 1024.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 331 —

Senate Bill No. 331. A Bill for an Act to amend and reenact sections 5-05-14, 54-12-12, 5-01-25 and to repeal section 5-02-09 of the North Dakota Century Code relating to hours when the sale or consumption of alcoholic beverages is prohibited and fees and mileage for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk, and possession, attempted purchase, and purchase of alcoholic beverages by minors.

To House, 456.
Introduction, first reading, 476.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1008.
Second reading, 1124.

Passed, 1125.
Returned to Senate, 1164.
Received from Senate, 1383.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 332 —

Senate Bill No. 332. A Bill for an Act to provide for an interstate compact for pest control assuring a high degree of cooperation between states for the purpose of reducing the multi-billion dollar loss each year from the depredations of pests, providing for its administration, and making an appropriation.

To House, 763.
Introduction, first reading, 792.
Referred to Committee on Agriculture.
Reported back, do pass, 869.
Referred to Committee on Appropriations, 869.
Reported back, do pass, 892.
Second reading, 937.
Passed, 937.
Returned to Senate, 958.
Received from Senate, 1179.
Signed by Speaker, 1204.
Sent to Senate, 1210.

Senate Bill No. 335 —

Senate Bill No. 335. A Bill for an Act to amend and reenact subsection 2 of section 5-05-03 of the North Dakota Century Code, relating to qualifications required for a license to sell alcoholic beverages.

To House, 492.
Introduction, first reading, 532.
Referred to Committee on Judiciary.
Reported back, do pass, 955.
Second reading, 1061.
Passed, 1062.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 336 —

Senate Bill No. 336. A Bill for an Act to amend and reenact section 15-18-04, 15-18-07, 15-18-08, and 15-18-09 of the North Dakota Century Code, relating to supervision and aid to junior colleges.

To House, 555.
Introduction, first reading, 625.
Referred to Committee on Education.
Reported back, do pass, 812.
Second reading, 860.
Passed, 861.
Returned to Senate, 872.
Received from Senate, 1070.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 338 —

Senate Bill No. 338. A Bill for an Act providing for a capitol grounds planning commission; making an appropriation for capitol grounds planning, making an appropriation for a state highway department building, and declaring an emergency.

To House, 763.
Introduction, first reading, 792.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1008.
Referred to Committee on Appropriations, 1009.
Reported back, do pass, 1081.
Second reading, 1151.
Passed, 1152.
Emergency carried, 1152.
Returned to Senate, 1164.
Received from Senate, 1383.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 340 —

Senate Bill No. 340. A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to reinsurance of the state fire and tornado fund.

To House, 555.
Introduction, first reading, 625.
Referred to Committee on General Affairs.
Reported back, amended, 955.
Sixth order of business, 990.
Amendments adopted, 990.
Second reading, 1035.
Passed, 1036.
Returned to Senate, 1085.
Conference committee, 1244.
House concurs, 1285; adopts, 1285.
Received from Senate, 1427.
Signed by Speaker, 1427.
Sent to Senate, 1427.

Senate Bill No. 341 —

Senate Bill No. 341. A Bill for an Act to amend and reenact section 39-10-46 of the North Dakota Century Code and subsection 2 of section 39-21-27 of the 1963 Supplement to the North Dakota Century Code, relating to overtaking and passing school buses and special lighting and warning equipment on school buses.

To House, 763.
Introduction, first reading, 792.
Referred to Committee on Transportation.
Reported back, amended, 948.
Sixth order of business, 988.
Amendments adopted, 988.
Second reading, 1031, 1198.
Deferred one legislative day, 1032.
Lost, 1199.
Returned to Senate, 1250.

Senate Bill No. 342 —

Senate Bill No. 342. A Bill for an Act to amend and reenact section 15-39-27 of the North Dakota Century Code, to create and enact

subsection 4 of section 15-39-27, and to create and enact subsection 5 of section 15-39-28 of the North Dakota Century Code, relating to the eligibility to participate in the teachers' insurance and retirement fund and retirement annuities.

To House, 555.
Introduction, first reading, 625.
Referred to Committee on Education.
Reported back, do pass, 812.
Second reading, 860.
Passed, 860.
Returned to Senate, 872.
Received from Senate, 1070.
Signed by Speaker, 1070.
Sent to Senate, 1071.

Senate Bill No. 343 —

Senate Bill No. 343. A Bill for an Act relating to the filing of foreign judgments.

To House, 492.
Introduction, first reading, 532.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 956.
Returned to Senate, 997.

Senate Bill No. 344 —

Senate Bill No. 344. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchase of motor vehicle fuel by the department of accounts and purchases.

To House, 555.
Introduction, first reading, 625.
Referred to Committee on Transportation.
Reported back, do pass, 987.
Placed on calendar, 987.
Second reading, 1023, 1074.
Passed, 1024.
Reconsidered, 1074.
Placed on calendar for immediate action, 1074.
Lost, 1074.
Returned to Senate, 1085.

Senate Bill No. 345 —

Senate Bill No. 345. A Bill for an Act to authorize common law trusts and providing for filing of trust instrument and powers and duties thereof.

To House, 492.
Introduction, first reading, 532.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 913.
Returned to Senate, 958.

Senate Bill No. 346 —

Senate Bill No. 346. A Bill for an Act to amend and reenact sections 54-23-24, 54-23-25, 54-23-38, of the North Dakota Century Code, relating to inventory of assets of a permanent nature, moneys re-

mitted to state treasurer, supplies of institutions and duties of officers of institutions under the board of administration.

To House, 555.
 Introduction, first reading, 625.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 839.
 Sixth order of business, 863.
 Amendments adopted, 863.
 Second reading, 891.
 Passed, 892.
 Returned to Senate, 915.
 Senate concurs, 1084.
 Received from Senate, 1210.
 Signed by Speaker, 1243.
 Sent to Senate, 1250.

Senate Bill No. 347 —

Senate Bill No. 347. A Bill for an Act to provide for the licensing, bonding, and regulation of dealers in livestock, poultry, and wool in the state of North Dakota, to provide requirements thereof and to provide for the powers and duties of the dairy commissioner in connection therewith and providing penalties; and to repeal chapter 36-04 of the North Dakota Century Code, relating to the licensing, bonding, and regulation of dealers in livestock, poultry, and wool in the state of North Dakota.

To House, 727.
 Introduction, first reading, 793.
 Referred to Committee on Agriculture.
 Reported back, do pass, 912.
 Second reading, 963, 1066.
 Deferred one legislative day, 963.
 Lost, 1067.
 Returned to Senate, 1085.

Senate Bill No. 348 —

Senate Bill No. 348. A Bill for an Act to amend and reenact subsection 5 of section 57-39-03 of the North Dakota Century Code, relating to the exemption of gross receipts from sales of books and school supplies by public school boards, parochial or private non-profit schools to create and enact a new subsection to section 57-39-03 of the North Dakota Century Code, to provide an exemption of gross receipts of hospitals, infirmaries, sanatoriums, nursing homes, homes for the aged and like institutions from sales of services to patients or occupants; and to amend and reenact subsection 3 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code relating to definition of "retail sale".

To House, 727.
 Introduction, first reading, 793.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1021.
 Second reading, 1140.
 Passed, 1141.
 Returned to Senate, 1164.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Bill No. 349 —

Senate Bill No. 349. A Bill for an Act making an appropriation to the board of higher education for the purpose of matching federal

funds in the construction and equipping of building at state institutions of higher education and providing an effective date.

To House, 763.
 Introduction, first reading, 793.
 Referred to Committee on Education.
 Reported back, amended, 987.
 Sixth order of business, 1009.
 Amendments adopted, 1009.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1119.
 Second reading, 1361, 1399.
 Passed, 1362, 1399.
 Returned to Senate, 1367.
 Conference Committee, 1379.
 Conference Committee report, 1398.
 House adopts, 1399.
 Received from Senate, 1429.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Bill No. 350 —

Senate Bill No. 350. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code relating to maximum contract and interest rates.

To House, 663.
 Introduction, first reading, 714.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 921.
 Returned to Senate, 958.

Senate Bill No. 352 —

Senate Bill No. 352. A Bill for an Act to amend and reenact section 6-01-21.2 of the North Dakota Century Code, relating to auditing municipalities.

To House, 511.
 Introduction, first reading, 625.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 842.
 Sixth order of business, 874.
 Second reading, 934.
 Passed, 935.
 Returned to Senate, 958.
 Senate concurs, 1084.
 Received from Senate, 1210.
 Signed by Speaker, 1243.
 Sent to Senate, 1250.

Senate Bill No. 353 —

Senate Bill No. 353. A Bill for an Act making an appropriation to the adjutant general to pay for special assessments levied against national guard property in the city of Hettinger.

To House, 698.
 Introduction, first reading, 793.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 892.
 Returned to Senate, 915.

Senate Bill No. 354 —

Senate Bill No. 354. A Bill for an Act to authorize the state board of armory supervisors to convey certain described property by quitclaim deed to the city of Hillsboro, North Dakota.

To House, 492.
Introduction, first reading, 532.
Referred to Committee on State and Federal Government.
Reported back, do pass, 989.
Second reading, 1033.
Passed, 1034.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 356 —

Senate Bill No. 356. A Bill for an Act relating to the grant of funds by the emergency commission from the contingency fund for the protection of life and property from conditions caused by natural disasters, providing for the termination of the Act, and declaring an emergency.

To House, 316.
Introduction, first reading, 316.
Referred to Committee on Appropriations.
Reported back, do pass, 317.
Second reading, 317.
Passed, 318.
Emergency carried, 318.
Returned to Senate, 318.
Received from Senate, 319.
Signed by Speaker, 319.
Sent to Senate, 319.

Senate Bill No. 357 —

Senate Bill No. 357. A Bill for an Act providing for the collection of funds expended under the provisions of Senate Bill No. 356 of the 1965 Legislative Session for disaster relief on private land and declaring an emergency.

To House, 698.
Introduction, first reading, 793.
Referred to Committee on General Affairs.
Reported back, do pass, 955.
Second reading, 1062.
Passed, 1063.
Emergency carried, 1063.
Returned to Senate, 1085.
Received from Senate, 1209.
Signed by Speaker, 1243.
Sent to Senate, 1250.

Senate Bill No. 358 —

Senate Bill No. 358. A Bill for an Act to provide for the issuance by the state of bonds to finance the construction and equipping of buildings and facilities at state-supported institutions of higher education backed by the full faith and credit of the state, providing for their payment, and appropriating the proceeds of such bonds for such purposes, and declaring an emergency.

To House, 773.
 Introduction, first reading, 797.
 Referred to Committee on Education.
 Reported back, do pass, 953.
 Re-referred to Committee on Appropriations, 953.
 Reported back, do pass, 1022.
 Second reading, 1141, 1170, 1196, 1360.
 Deferred one legislative day, 1141.
 Placed at foot of calendar, 1171.
 Moved to foot of calendar, 1196.
 Passed, 1361.
 Returned to Senate, 1367.
 Received from Senate, 1427.
 Signed by Speaker, 1427.
 Sent to Senate, 1427.

Senate Bill No. 359 —

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 39-06-13 of the North Dakota Century Code, relating to the examination of driver's license applicants and providing for disposition and appropriation of examination fees.

To House, 1095.
 Introduction, first reading, 1117.
 Referred to Committee on Transportation.
 Reported back, do pass, 1167.
 Second reading, 1188.
 Lost, 1188.
 Returned to Senate, 1199.

Senate Bill No. 360 —

Senate Bill No. 360. A Bill for an Act to amend and reenact section 39-04-11 of the North Dakota Century Code, relating to the display of motor vehicle number plates and tabs, and declaring an emergency.

To House, 874.
 Introduction, first reading, 889.
 Referred to Committee on Transportation.
 Reported back, do pass, 1074.
 Second reading, 1149.
 Passed, 1149.
 Returned to Senate, 1164.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1324.

Senate Bill No. 362 —

Senate Bill No. 362. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to exemption from property taxes of personal property in interstate commerce or stored in a warehouse or storage facility.

To House, 1095.
 Introduction, first reading, 1117.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1179.
 Returned to Senate, 1199.

Senate Bill No. 363 —

Senate Bill No. 363. A Bill for an Act to amend and reenact Sections 39-01-08, 39-07-05 and 40-43-07 of the North Dakota Century Code relating to waiver of defense of immunity when motor vehicle liability insurance is carried.

To House, 1095.
Introduction, first reading, 1117.
Referred to Committee on Judiciary.
Reported back, do pass, 1167.
Second reading, 1187.
Passed, 1188.
Returned to Senate, 1210.
Received from Senate, 1383.
Signed by Speaker, 1426.
Sent to Senate, 1426.

Senate Bill No. 364 —

Senate Bill No. 364. A Bill for an Act directing the payment of expense allowances to members of the Thirty-ninth Legislative Assembly, and directing payments to certain legislative employees, and declaring an emergency.

To House, 1335.
Introduction, first reading, 1332.
Placed at foot of calendar, 1332.
Reported back, amended, 1419.
Amendments adopted, 1419.
Second reading, 1419.
Passed, 1420.
Returned to Senate, 1423.
Senate concurs, 1424.
Received from Senate, 1429.
Signed by Speaker, 1429.
Sent to Senate, 1429.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "A" —

Senate Concurrent Resolution "A". A concurrent resolution for amendment of sections 2, 7, 9, and 10 relating to the declaration of rights and to repeal sections 8, 21, and 24 relating to the declaration of rights; to provide that the legislature may prescribe the form and numbering of the Constitution and to amend and reenact sections 25, 26, 29, 37, 42, 48, 51, 53, 55, 56, 58, 62, 64, 65, 66, 67, 68, 148, 155, 167, 174 and 188 relating to the organization, procedure, operation, and authority of the legislature and to repeal sections 27, 28, 30, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, 44, 45, 46, 47, 49, 52, 54, 57, 59, 60, 61, 63, 69, 70, 77, 139, 163, 165, 175, 177, 180, 181, 189, 190, 191, 192, 193, and Article 14 of the Amendments relating to the organization, procedure, operation, and authority of the legislature; and to amend and reenact sections 71, 72, 73, 75, and 80 relating to constitutionally created elected offices, elections, and general powers and duties placed within the executive branch of government and to repeal Article 51 of the Amendments relating to appointments; to provide for two-thirds of the supreme court members to declare a law unconstitutional, judicial districts, judicial council, removal of supreme court and district court judges and to amend and reenact sections 85, 94, and 100 relating to the powers of the judiciary, and to repeal sections 88, 89, 92, 93, 95, 96, 97, 98, 102, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, and 120 relating to procedures of state courts; all such sections amended and repealed being a part of the Constitution of the state of North Dakota.

To House, 414.
Introduction, first reading, 465.
Referred to Committee on Judiciary.
Reported back, amended, 1044, 1167.
Sixth order of business, 1085, 1184.
Amendments adopted, 1087, 1184.
Returned to Committee, 1161.
Second reading, 1202.
Passed, 1202.
Returned to Senate, 1250.
Conference Committee, 1346.
Senate concurs, 1380.
Received from Senate, 1428.
Signed by Speaker, 1429.
Sent to Senate, 1429.

Senate Concurrent Resolution "B" —

Senate Concurrent Resolution "B". A concurrent resolution directing the legislative research committee to continue its study of eliminating personal property taxes and, also, to study the possibility of gradually reducing the valuation of personal property and replacing any revenue lost with other modes of taxation.

To House, 1095.
Introduction, first reading, 1117.
Referred to Committee on Finance and Taxation.
Laid on table, 1197.
Returned to Senate, 1250.

Senate Concurrent Resolution "C" —

Senate Concurrent Resolution "C". A concurrent resolution for amendment of section 130 of the Constitution of the state of North Dakota, relating to home rule for cities and villages.

To House, 139.
 Introduction, first reading, 156.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 842.
 Second reading, 881.
 Passed, 881.
 Returned to Senate, 893.
 Received from Senate, 1049.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Concurrent Resolution "D" —

Senate Concurrent Resolution "D". A concurrent resolution applying to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, relating to apportionment.

To House, 139.
 Introduction, first reading, 156.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1074.
 Sixth order of business, 1116.
 Amendments adopted, 1117.
 Second reading, 1174.
 Lost, 1175.
 Returned to Senate, 1199.

Senate Concurrent Resolution "E" —

Senate Concurrent Resolution "E". A concurrent resolution directing the legislative research committee in conjunction with the teachers' insurance and retirement fund board of trustees to conduct a study of the laws governing the teachers' insurance and retirement fund, the benefits therefrom to the teachers, and the obligations and assessments of teachers and school districts to the fund.

Introduction, first reading, 1226.
 Referred to Committee on Legislative Research Resolutions
 Committee.
 Reported back, amended, 1252.
 Placed at head of calendar, 1252.
 Amendments adopted, 1252.
 Second reading, 1314.
 Passed, 1314.
 Returned to Senate, 1338.
 Received from Senate, 1428.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Concurrent Resolution "F" —

Senate Concurrent Resolution "F". A concurrent resolution requesting the Congress of the United States to give favorable consideration to possible means of granting financial assistance to state and local governments for use in the field of elementary and

high school education by returning to each state a portion of its federal income tax.

To House, 246.
 Introduction, first reading, 260.
 Referred to Committee on Education.
 Reported back, amended, 812.
 Sixth order of business, 844.
 Amendments adopted, 844.
 Second reading, 884.
 Passed, 884.
 Returned to Senate, 893.
 Senate does not concur, 1000.
 Conference Committee, 1000.
 Conference Committee report, 1214.
 House indefinitely postpones, 1214.

Senate Concurrent Resolution "G" —

Senate Concurrent Resolution "G". A concurrent resolution for the amendment of sections 156 and 162 of the Constitution of the state of North Dakota, relating to the direction of the investment of and the types of permissible investments for the permanent funds of the common schools and institutions of the state.

To House, 698.
 Introduction, first reading, 793.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 1022.
 Placed on calendar, 1022.
 Second reading, 1142.
 Lost, 1143.
 Returned to Senate, 1164, 1348.
 House requests return, 1336.
 Returned to House, 1345.

Senate Concurrent Resolution "H" —

Senate Concurrent Resolution "H". A concurrent resolution directing the legislative research committee to study the facilities of the Grafton State School and consider the establishment of a second school in the state of North Dakota for the treatment and care of mentally retarded children and adults.

Introduction, first reading, 1226.
 Referred to Committee on Legislative Research Resolutions Committee.
 Reported back, do pass, 1251.
 Placed at head of calendar, 1252.
 Second reading, 1314.
 Passed, 1314.
 Returned to Senate, 1338.
 Received from Senate, 1428.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Concurrent Resolution "I" —

Senate Concurrent Resolution "I". A concurrent resolution for the purpose of designating February 12, 1965, as Newspapermen's Day at the state legislative assembly, and inviting Mr. Jenkin Lloyd Jones to address the joint meeting of newspapermen and legislators.

To House, 127.
 Introduction, first reading, 139.

Passed, 139.
 Returned to Senate, 139.
 Received from Senate, 150.
 Signed by Speaker, 151.
 Sent to Senate, 168.

Senate Concurrent Resolution "J" —

Senate Concurrent Resolution "J". A concurrent resolution directing the legislative research committee to study the feasibility of a North Dakota grain exchange.

Introduction, first reading, 1227.
 Referred to Committee on Legislative Research Resolutions Committee.
 Reported back, do pass, 1251.
 Placed at head of calendar, 1252.
 Second reading, 1313.
 Passed, 1314.
 Returned to Senate, 1338.
 Received from Senate, 1428.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Concurrent Resolution "L" —

Senate Concurrent Resolution "L". A concurrent resolution for the amendment of section 175 of the Constitution of the state of North Dakota, relating to the levy of taxes and to the adoption of federal definitions of income, deductions from income, and taxable income for purposes of state personal income, unincorporated business and corporation taxation and to the adoption of federal definitions of gross estate and deductions from gross estate for purposes of state estate taxation.

To House, 727.
 Introduction, first reading, 793.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 998.
 Second reading, 1054.
 Passed, 1055.
 Returned to Senate, 1085.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Concurrent Resolution "N" —

Senate Concurrent Resolution "N". A concurrent resolution urging the governor of the state of North Dakota to call a conference of leaders of the sugar-beet industry and allied industries within the state, to form a governor's advisory committee on sugar beets.

To House, 555.
 Introduction, first reading, 625.
 Referred to Committee on Agriculture.
 Reported back, do pass, 912.
 Second reading, 964.
 Passed, 964.
 Returned to Senate, 997.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Concurrent Resolution "O" —

Senate Concurrent Resolution "O". A concurrent resolution to amend and reenact section 74 of the Constitution of the state of North Dakota to provide for the election of the governor and lieutenant governor on a joint ballot.

To House, 698.
 Introduction, first reading, 794.
 Referred to Committee on Judiciary.
 Reported back, amended, 1044.
 Sixth order of business, 1085.
 Amendments adopted, 1087.
 Second reading, 1172.
 Passed, 1173.
 Returned to Senate, 1180.
 Conference Committee, 1244.
 Conference Committee report, 1377, 1401.
 House adopts, 1401.
 Senate indefinitely postpones, 1415.

Senate Concurrent Resolution "P" —

Senate Concurrent Resolution "P". A concurrent resolution for the amendment of section 90 of the Constitution of the state of North Dakota changing the selection of judges from an elective to an appointive-elective system and to preserve the tenure of the judges presently in office and those who would take office prior to the effective date of this amendment.

To House, 763.
 Introduction, first reading, 794.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1042.
 Second reading, 1145.
 Passed, 1146.
 Returned to Senate, 1164.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Concurrent Resolution "Q" —

Senate Concurrent Resolution "Q". A concurrent resolution directing the legislative research committee to carry out a comprehensive study of highway safety problems.

To House, 1095.
 Introduction, first reading, 1118.
 Placed on calendar, 1118.
 Passed, 1197.
 Returned to Senate, 1250.
 Received from Senate, 1428.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Concurrent Resolution "S" —

Senate Concurrent Resolution "S". A concurrent resolution urging the state highway department to include certain access roads of state parks in the state highway system.

To House, 663.
 Introduction, first reading, 714.

Referred to Committee on Transportation.
 Reported back, do pass, 921.
 Second reading, 998.
 Passed, 999.
 Returned to Senate, 1025.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Concurrent Resolution "T" —

Senate Concurrent Resolution "T". A concurrent resolution recognizing the annual Dakota Cup Regatta as a beneficial sporting event to the state of North Dakota and requesting that certain state departments provide assistance in maintaining adequate traffic, safety, and health control and assist in the promotion and development of such regatta.

To House, 555.
 Introduction, first reading, 626.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 839.
 Second reading, 866.
 Passed, 867.
 Returned to Senate, 893.
 Received from Senate, 1070.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Concurrent Resolution "U" —

Senate Concurrent Resolution "U". A concurrent resolution urging the Bureau of Public Roads to adopt standards allowing the use of yellow centerlines in the northern states.

To House, 727.
 Introduction, first reading, 794.
 Referred to Committee on Transportation.
 Reported back, do pass, 921.
 Second reading, 999.
 Passed, 999.
 Returned to Senate, 1025.
 Received from Senate, 1383.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Concurrent Resolution "X" —

Senate Concurrent Resolution "X". A concurrent resolution applying to the Supreme Court of the United States of America, stating that the state of North Dakota is a sovereign political entity with sole authority for regulating its own internal political affairs.

To House, 698.
 Introduction, first reading, 794.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 913.
 Returned to Senate, 958.

Senate Concurrent Resolution "Y" —

Senate Concurrent Resolution "Y". A concurrent resolution endorsing, supporting and urging the development of the water resources of the Pembina River Basin in the Province of Manitoba,

Canada and the State of North Dakota, United States of America, and commending the International Joint Commission and participating agencies.

To House, 727.
 Introduction, first reading, 794.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 913.
 Second reading, 971.
 Passed, 971.
 Returned to Senate, 997.
 Received from Senate, 1246.
 Signed by Speaker, 1324.
 Sent to Senate, 1325.

Senate Concurrent Resolution "Z" —

Senate Concurrent Resolution "Z". A concurrent resolution to extend an invitation to Mr. W. Cleon Skousen to address a joint session of the legislature on Friday, February 19, 1965.

To House, 466.
 Introduction, first reading, 466.
 Reported back, amended on second reading, 466.
 Amendments adopted, 466.
 Second reading, 466.
 Returned to Senate, 468.
 Senate concurs, 511.
 Received from Senate, 769.
 Signed by Speaker, 769.
 Sent to Senate, 769.

Senate Concurrent Resolution "AA" —

Senate Concurrent Resolution "AA". A concurrent resolution directing the submission of a report upon school accreditation standards to the legislative assembly.

To House, 1175.
 Introduction, first reading, 1175.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 1182.
 Returned to Senate, 1199.

Senate Concurrent Resolution "BB" —

Senate Concurrent Resolution "BB". A concurrent resolution relating to public printing.

To House, 555.
 Introduction, first reading, 626.
 Referred to Committee on General Affairs.
 Reported back, do pass, 776.
 Second reading, 820.
 Passed, 820.
 Returned to Senate, 841.
 Received from Senate, 1070.
 Signed by Speaker, 1070.
 Sent to Senate, 1071.

Senate Concurrent Resolution "CC" —

Senate Concurrent Resolution "CC". A concurrent resolution petitioning the Congress of the United States to call a convention for proposing an amendment to the Constitution of the United

States, unless Congress shall sooner have submitted such an amendment, to provide for the election of the President and Vice President in a manner fair and just to the people of the United States.

To House, 727.
 Introduction, first reading, 794.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 956.
 Returned to Senate, 997.

Senate Concurrent Resolution "DD" —

Senate Concurrent Resolution "DD". A concurrent resolution authorizing and directing the legislative research committee to study the feasibility of establishing a printing shop at the state penitentiary to print state materials for the purpose of enabling the inmates of such institution to learn a worthwhile occupation.

To House, 1180.
 Introduction, first reading, 1193.
 Placed on calendar.
 Second reading, 1203.
 Passed, 1203.
 Returned to Senate, 1250.
 Received from Senate, 1417.
 Signed by Speaker, 1426.
 Sent to Senate, 1426.

Senate Concurrent Resolution "EE" —

Senate Concurrent Resolution "EE". A concurrent resolution urging the Congress of the United States to pass enabling legislation authorizing individuals to withhold ten percent of their due federal income tax to be used in programs which the state determines needs additional money.

To House, 1175.
 Introduction, first reading, 1175.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1182.
 Returned to Senate, 1199.

Senate Concurrent Resolution "FF" —

Senate Concurrent Resolution "FF". A concurrent resolution commending Mr. and Mrs. Elmer Fraase, the North Dakota Association of Soil Conservation Districts, the Fargo Chamber of Commerce, the North Dakota Broadcasting Company, Inc., and other agencies and individuals for their efforts in conducting the 1964 Soil Conservation Field Days and National Plowing Contest.

To House, 1175.
 Introduction, first reading, 1175.
 Referred to Committee on Agriculture.
 Reported back, do pass, 1183.
 Second reading, 1201.
 Passed, 1201.
 Returned to Senate, 1250.
 Received from Senate, 1428.
 Signed by Speaker, 1429.
 Sent to Senate, 1429.

Senate Concurrent Resolution "G-G" —

Senate Concurrent Resolution "G-G". A concurrent Resolution directing the legislative research committee to study the laws and procedures governing bonding, bidding, inspection, and final acceptance on contracts for public improvements in cities and villages.

Introduction, first reading, 1227.

Referred to Committee on Legislative Research Resolutions Committee.

Reported back, indefinitely postponed, 1252.

Amendments adopted, 1376.

Passed, 1376.

Returned to Senate, 1339, 1377.

House requests return, 1351.

Returned from Senate, 1360.

Reconsidered, 1376.

Amended from floor, 1376.

Received from Senate, 1428.

Signed by Speaker, 1429.

Sent to Senate, 1429.

Senate Concurrent Resolution "H-H" —

Senate Concurrent Resolution "H-H". A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

To House, 1307.

Introduction, first reading, 1310.

Placed on calendar, 1310.

Second reading, 1310.

Passed, 1310.

Returned to Senate, 1338.

Received from Senate, 1428.

Signed by Speaker, 1429.

Sent to Senate, 1429.

Senate Concurrent Resolution "I-I" —

Senate Concurrent Resolution "I-I". A concurrent resolution urging the United States department of agriculture to maintain its present grain grading standards for durum wheat.

To House, 1307.

Introduction, first reading, 1310.

Placed on calendar, 1310.

Second reading, 1311.

Passed, 1311.

Returned to Senate, 1338.

Received from Senate, 1428.

Signed by Speaker, 1429.

Sent to Senate, 1429.