

STATE OF NORTH DAKOTA

Journal of the Senate

of the

Thirty - ninth Session

of the

Legislative Assembly

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

CHARLES TIGHE
Bismack, N. Dak.
President of the Senate

GERALD L. STAIR
Newburg, N. Dak.
Secretary of the Senate

MEMBERS OF THE SENATE, 1965

DIST.	NAME	ADDRESS	BUSINESS OR OCCUPATION	MARITAL STATUS	MEMBER DURING SESSION OF
1	Grant Trenbeath	Neché	Farmer	Married	1957-59-61-63-65
2	Walter Dahlund	Kenmare	Farmer	Married	1963-65
3	Ludger Kadlec	Pisek	Farmer	Married	1965
4	Elton W. Ringsak	Grafton	Attorney	Married	1959-61-63-65
5	Duane Mutch	Larimore	Oil Jobber, Tire Distributor	Married	1959-61-63-65
6	George Saumur	Grand Forks	Farmer	Married	1957-59-61-63-65
7	George Longmire	Grand Forks	Lawyer	Married	1957-59-61-63-65
8	Oscar J. Sorlie	Buxton	Farmer	Married	1963-65
9	Herschel Lashkowitz	Fargo	Attorney	Single	1965
10	George Sinner	Casselton	Farmer	Married	1963-65
11	Francis E. Weber	Wheatland	Farmer	Married	1965
12	A. W. Luick	Fairmount	Farmer	Married	1951-53-55-57-59-61-63-65
13	Leonard A. Bopp	Cogswell	Farmer	Married	1961-63-65
14	Donald C. Holand	Lisbon	Lawyer	Married	1955-57-59-61-63-65
15	Earl M. Kelly	Valley City	Businessman	Married	1965
16	Carrol Torgerson	Cooperstown	Merchant	Married	1963-65
17	Lester J. Larson	Brocket	Farmer	Married	1965
18	Richard E. Forkner	Langdon	Publisher	Married	1963-65
19	Philip Berube	Belcourt	Farmer	Married	1953-55-57-59-61-63-65
20	Bronald Thompson	Oberon	Elevator Manager	Married	1959-61-63-65
21	J. H. Mahoney	Devils Lake	Physician	Married	1693-65
22	H. B. Baeverstad	Cando	Farm Manager	Married	1951-53-55-57-59-61-63-65
23	Kenneth Urdahl	Jamestown	Motel Operator	Married	1965
24	Emil T. Nelson	Edgeley	Farmer	Married	1955-57-63-65

MEMBERS OF THE SENATE, 1965 — (Continued)

DIST.	NAME	ADDRESS	BUSINESS OR OCCUPATION	MARITAL STATUS	MEMBER DURING SESSION OF
25	Earl H. Redlin	Ellendale	Businessman, Farmer	Married	1965
26	Robert Chesrown	Linton	Attorney	Married	1963-65
27	Evan Lips	Bismarck	Insurance	Married	1961-63-65
28	Edwin C. Becker, Jr.	Willow City	Farmer	Single	1959-61-63-65
29	Richard Jurgensen	Minot	Pastor	Married	1965
30	Emil E. Kautzmann	Mandan	Banker	Single	1959-61-63-65
31	Wm. R. Reichert	Dickinson	Attorney	Married	1961-63-65
32	H. O. Beck	Carrington	Merchant	Married	1963-65
33	Robert Walz	Fessenden	Real Estate, Insurance Manager	Married	1965
34	Bencer N. Kjos	Drake	Car Dealer	Single	1963-65
35	Harry W. George	Steele	Banker, Rancher	Married	1957-59-61-63-65
36	Gail Hernet	Ashley	Banker	Married	1955-57-59-61-63-65
37	Kenneth Morgan	Walcott	Farmer	Married	1957-59-61-63-65
38	Theron L. Strinden	Litchville	Hardware, Auto, Implement	Married	1963-65
39	Leland Roen	Bowman	Farmer	Married	1957-59-61-63-65
40	George Rait	Noonan	Farmer	Married	1965
41	Halvor Rolfsrud	Watford City	Farmer	Married	1963-65
42	Eugene Tuff	Barton	Farmer	Married	1955-57-59-61-63-65
43	Orville Witteman	Mohall	Farmer	Married	1961-63-65
44	Clark Van Horn	Parshall	Farmer	Married	1959-61-63-65
45	Iver Solberg	Ray	Farmer	Married	1941-43-49-51-53-55-57-59-61-63-65
46	Dave Robinson	Coleharbor	Farmer	Married	1963-65
47	Frank Rummele	Carson	Abstractor of Title	Married	1965
48	Dan Kisse	Halliday	Farmer	Married	1965
49	J. W. Ecker	Hettinger	Businessman	Married	1965

ERRATA

On page 53, line 25, delete the word "rerefer" and insert in lieu thereof the word "re-refer."

On page 130, line 12 from the bottom of the page, delete the name "Becker" and insert in lieu thereof the name "Beck."

On page 358, line 27 from the top of page, delete the word "linse" and insert in lieu thereof the word "lines."

On page 715, line 9, delete the number "361" and insert in lieu thereof the number "362."

On page 796, line 18, delete the word "house" and insert in lieu thereof the name "Sorlie."

On page 812, line 16, delete the word "calendar" and insert in lieu thereof "Calendar."

At the bottom of page 959, delete "Gerald L. Stair, Secretary" and insert the same after line 30.

On page 946, line 48, delete "Senate" and insert in lieu thereof "House."

On page 908, line 44 and 47, delete "X-1" and insert in lieu thereof "X."

OFFICERS AND EMPLOYEES
of the
SENATE OF NORTH DAKOTA
of the
THIRTY-NINTH LEGISLATIVE ASSEMBLY

Gerald L. Stair.....	Newburg.....	Secretary of Senate
Dagney V. Olson.....	Devils Lake.....	Desk Reporter
A. E. Bradley.....	Rock Lake.....	Sergeant-at-Arms
Arthur A. Herk.....	Fingal.....	Assistant Secretary of Senate
Jan McKinney.....	Bismarck.....	Secretary to President
Bill Campbell.....	Fairmount.....	Bill Clerk
Monty Burke.....	McKenzie.....	Superintendent of Personnel
John Leier.....	Esmond.....	Assistant Sergeant-at-Arms
C. W. Leifur.....	Bismarck.....	Calendar Clerk
Robert G. Ellsworth.....	Maxbass.....	Messenger to House and Governor
Cora Essington.....	Bismarck.....	Chief Stenographer and Pay Clerk
Joan Nelson.....	Bismarck.....	Stenographer
Shirley Shaw.....	Bismarck.....	Stenographer
Myrtle Boyd.....	Bismarck.....	Stenographer
Kathryn Targart.....	Bismarck.....	Stenographer
Lois Scherr.....	Bismarck.....	Committee Clerk
Ruby Herr.....	Bismarck.....	Committee Clerk
Harriet McClelland.....	Mandan.....	Committee Clerk
Pearl Engen.....	Bismarck.....	Committee Clerk
Ann Tillotson.....	Bismarck.....	Committee Clerk
Karen Ronning.....	Bismarck.....	Appropriations Committee Clerk
Donna Heisler.....	Mandan.....	Floor Leaders Clerk
Marion Arenstein.....	Bismarck.....	Receptionist
Celia Fowler.....	Bismarck.....	Telephone Attendant
Hazel Ludemann.....	Bismarck.....	Assistant Telephone Attendant
Viola DeForest.....	Bismarck.....	Postmistress
Carrie Murdoch.....	Bismarck.....	Proofreader
Esther Smedshammer.....	Litchville.....	Proofreader
(Mrs. Martin)		
Vonny Mushik.....	Bismarck.....	Enrolling and Engrossing Clerk
G. R. Gilbreath.....	Mott.....	Enrolling and Engrossing Clerk
Philip Henry.....	Rolla.....	Bill Room Attendant
Martin Kilwein.....	Dickinson.....	Bill Room Attendant
William Auch.....	Tuttle.....	Bill Room Attendant
David Donaldson.....	Oberon.....	Bill Room Attendant
Robert Hultberg.....	Washburn.....	Bill Book Attendant
Beverly Nelson.....	Stanley.....	Bill Book Attendant
Ervin Frank.....	Devils Lake.....	Bill Book Attendant
Virginia M. Monson.....	Mandan.....	Page
Lucy Wallender.....	Elgin.....	Page and Bill Book Attendant
William Brown.....	Cavalier.....	Page and Bill Book Attendant
Fred Krause Jr.....	Bismarck.....	Chief Mail Room Clerk

OFFICERS AND EMPLOYERS (Continued)

Alta Harens.....	Bismarck.....	Mail Room Typist
Judy Basaraba.....	Wilton.....	Mail Room Clerk
Lloyd S. Thompson.....	Denhoff.....	Mail Room Clerk
Frank A. Jahner.....	Linton.....	Mail Room Clerk
William Urlacher.....	Dickinson.....	Mail Room Clerk
Nellie Anderberg.....	Jamestown.....	Mail Room and B. B. Attendant
Alfred Hetland.....	Hope.....	Mail Room and Bill Book Attendant
Dave Albright.....	Bismarck.....	Supply Room Attendant
Clarence Anderson.....	Newburg.....	Chart Room
G. K. Ness.....	Fordville.....	Chart Room
Herbert Bailey.....	Wyndmere.....	Chief Doorkeeper
Jacob Albrecht.....	Steele.....	Doorkeeper
Dominick Goetz.....	Mandan.....	Doorkeeper
R. H. Jayd.....	Grand Forks.....	Doorkeeper
Lars Kvalheim.....	Williston.....	Doorkeeper
Henry P. Mautz Jr.....	Garrison.....	Cloak Room Attendant
Iver Kva.....	Lisbon.....	Parking Lot Attendant

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. Hernet.....	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

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. Trail.....	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.....	Hazelton
	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

"Buy North Dakota Products"

Journal of the Senate



Thirty-ninth Legislative Assembly

FIRST DAY

Bismarck, January 5, 1965

At the hour of twelve o'clock noon of the fifth day of January, 1965, according to the Constitution of the State of North Dakota, the Legislative Assembly of the State of North Dakota, the holdover members and members elected to the Senate of the Thirty-ninth Legislative Assembly, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, were called to order by Howard F. Doherty, Secretary of the Thirty-eighth Legislative Assembly of the State of North Dakota.

The following communications were received from the Secretary of State:

STATE OF NORTH DAKOTA
Department of State
Bismarck

January 5, 1965

Secretary of the Senate
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 Senate of the Thirty-ninth Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
1	Pembina	Grant Trenbeath	Neche
3	Pt. Walsh	Ludger Kadlec	Pisek
5	Pt. Grand Forks	Duane Mutch	Larimore
7	Pt. Grand Forks	George Longmire	Grand Forks
9	Pt. Cass	Herschel Lashkowitz	Fargo
11	Pt. Cass	Francis E. Weber	Wheatland
13	Sargent	Leonard A. Bopp	Cogswell
15	Pt. Barnes	Earl M. Kelly	Valley City
17	Nelson	Lester Larson	Brocket
19	Rolette	Philip Berube	Belcourt
21	Ramsey	J. H. Mahoney	Devils Lake
23	Stutsman	Kenneth Urdahl, Sr.	Jamestown
25	Dickey	Earl H. Redlin	Ellendale
27	Burleigh	Evan E. Lips	Bismarck
29	Pt. Ward	L. Richard Jurgensen	Minot
31	Stark	Wm. R. Reichert	Dickinson
33	Wells	Robert Walz	Fessenden
35	Kidder-Sheridan	Harry W. George	Steele
37	Pt. Richland	Kenneth L. Morgan	Walcott

39	Billings-Bowman- Golden Valley- Slope.....	Leland H. Roen.....	Bowman
40	Burke-Divide.....	George Rait.....	Noonan
41	McKenzie.....	Halvor Rolfsrud.....	Watford City
43	Renville.....	Orville P. Witteman.....	Mohall
45	Williams.....	Iver Solberg.....	Ray
47	Grant-Sioux.....	Frank J. Ruemmele.....	Carson
49	Adams-Hettinger.....	J. W. (Jim) Ecker.....	Hettinger

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, 1965.

BEN MEIER
Secretary of State
State of North Dakota

STATE OF NORTH DAKOTA
Department of State
Bismarck

January 5, 1965

Secretary of the Senate
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 the hold-over Senators, elected at the General Election in 1962, and duly qualified by the Thirty-eighth Legislative Assembly.

Dist.	County	Name	Address
2	Pt. Ward.....	Walter Dahlund.....	Kenmare
4	Pt. Walsh.....	Elton W. Ringsak.....	Grafton
6	Pt. Grand Forks.....	George Saumur.....	Grand Forks
8	Traill.....	Oscar J. Sorlie.....	Buxton
10	Pt. Cass.....	George A. Sinner.....	Casselton
12	Pt. Richland.....	A. W. Luick.....	Fairmount
14	Ransom.....	Donald C. Holand.....	Lisbon
16	Griggs-Steele.....	Carrol Torgerson.....	Cooperstown
18	Cavalier.....	Richard E. Forkner.....	Langdon
20	Benson.....	Bronald Thompson.....	Oberon
22	Towner.....	H. B. Baeverstad.....	Cando
24	LaMoure.....	Emil T. Nelson.....	Edgeley
26	Emmons.....	Robert Chesrown.....	Linton
28	Bottineau.....	Edwin C. Becker, Jr.....	Willow City
30	Morton.....	Emil E. Kautzmann.....	Mandan
32	Eddy-Foster.....	H. O. Beck.....	Carrington
34	McHenry.....	Bencer N. Kjos.....	Drake
36	McIntosh-Logan.....	Gail H. Hernet.....	Ashley
38	Pt. Barnes.....	Theron L. Strinden.....	Litchville
42	Pierce.....	Eugene Tuff.....	Barton
44	Mountrail.....	Clark Van Horn.....	Parshall
46	McLean.....	Dave M. Robinson.....	Coleharbor
48	Mercer-Dunn- Oliver.....	Dan Kisse.....	Halliday

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

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

The Secretary appointed as such committee Senators Dahlund, Nelson and Solberg.

Senator Holand moved that a committee of three be appointed by the Secretary to escort Chief Justice Thomas J. Burke of the Supreme Court of the State of North Dakota to the rostrum for the purpose of administering the oath of office to the Lieutenant Governor and the newly elected members of the Senate of the State of North Dakota, which motion prevailed.

The Secretary appointed as such committee Senators Chesrown, Ruummele and Bopp.

Chief Justice Burke then administered the oath of office to Lieutenant Governor Charles Tighe, who thereupon took charge of the proceedings.

Chief Justice Burke then administered the oath of office to the newly elected Senators.

Prayer by Chaplain Rev. M. P. Lutness, Trinity Lutheran, Bismarck.

Oh Almighty God, Our Father, from whom are all right counsels and just works, direct our activities and guide us in all our decisions. Give Thy special blessing to those who are in position of leadership and authority. Ever preserve the integrity of this nation, and protect us from all enemies from within and from without. May we ever serve Thee as we continue to serve our nation and our fellowmen. Amen.

ROLL CALL

The roll was called and there were present, 48; absent, 1.

Beck	Kjos	Rolfsrud
Becker	Larson	Ruummele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgenson	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteaman

Absent:

Baeverstad

A quorum was declared by the President.

Senator Becker moved that the name of Gerald L. Stair of Bottineau County be placed in nomination for the office of Secretary of the Senate.

Senator Holand moved that the nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Gerald L. Stair as Secretary of the Senate, the roll was called and there were ayes, 48; nay, 0; absent and not voting, 1.

Those voting for Stair were:

Beck	Kjos	Rolfsrud
Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgenson	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteman

Absent and not voting:

Baeverstad

Gerald L. Stair was declared elected as Secretary of the Senate.

The Lieutenant Governor then administered the oath of office to the Secretary of the Senate-elect.

Senator George moved that the name of Dagny Olson of Ramsey County be placed in nomination for the position of Desk Reporter.

Senator Holand moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Dagny Olson, as Desk Reporter, the roll was called and there were ayes, 48; nay, 0; absent and not voting, 1.

Those voting for Olson were:

Beck	Kjos	Rolfsrud
Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgenson	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteman

Absent and not voting:

Baeverstad

Dagny Olson was declared elected as Desk Reporter.

The Lieutenant Governor then administered the oath of office to the Desk Reporter-elect.

Senator Kautzmann moved that the name of A. E. Bradley of Townner County be placed in nomination for the position of Sergeant-at-Arms.

Senator Holand moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of A. E. Bradley as Sergeant-at-Arms of the Senate, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting for Bradley were:

Beck	Kjos	Rolfsrud
Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgenson	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteman

Absent and not voting:

Baeverstad

A. E. Bradley was declared elected Sergeant-at-Arms of the Senate.

The Lieutenant Governor then administered the oath of office to the Sergeant-at-Arms elect.

MOTIONS

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

The President appointed as such committee Senators Hernett, George and Thompson.

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

The President appointed as such committee Senators Becker, Sorlie and Sinner.

The Senate was at ease until the above committees returned.

Senator Hernett announced that the committee appointed to inform the Governor that the Senate is organized and ready to receive any message he desires to deliver, had performed its duty and requested that they be discharged, which request was granted.

Senator Sinner announced that the committee appointed to inform the House of Representatives that the Senate

was organized and ready to transact business, had performed its duty and requested that they be discharged, which request was granted.

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Holand moved that the rules of the Thirty-eighth Legislative Assembly be adopted as the temporary rules of the Senate of the Thirty-ninth Legislative Assembly, which motion prevailed.

Senator Holand moved that the President appoint a Committee on Committees to consist of seven members, which motion prevailed.

The President appointed as such Committee on Committees Senators Saumur, Strinden, Lips, Chesrown, Mutch, Thompson and Sinner.

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

The President appointed as such committee Senators Torgerson, Kjos and Larson.

Senator Holand moved that the President appoint a committee of six to act as a temporary committee on Employment, which motion prevailed.

The President appointed as such committee Senators George, Kautzmann, Robinson, Morgan, Berube and Mahoney.

Senator Holand moved that the President appoint a committee of three to act as a temporary committee on correction and revision of the Journal, which motion prevailed.

The President appointed as such committee Senators Kisse, Beck and Urdahl.

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

The Senate reconvened pursuant to recess taken, the President presiding.

Senator Holand moved that the President appoint a committee of three to make arrangements for necessary stationery, supplies and printing for the Thirty-ninth Session of the Senate, which motion prevailed.

The President appointed as such committee Senators Forkner, Kelly and Tuff.

Senator Holand moved that the President appoint a committee of two to serve as a committee on arrangements for chaplains, which motion prevailed.

The President appointed as such committee Senators Roen and Jurgenson.

Senator Holand moved that the President appoint a committee of three to act as a committee to arrange for telephone service for the Senate, which motion prevailed.

The President appointed as such committee Senators Ringsak, Dahlund and Witteman.

Senator Holand moved that the President appoint a committee of eight to act as a committee on Rules for the Senate, which motion prevailed.

The President appointed as such committee, Senators Holand, Longmire, Sorlie, Chesrown, Robinson, Van Horn, Walz and Lashkowitz.

Senator Holand moved that the President appoint a committee of three to serve as a committee on Mileage and Per Diem, which motion prevailed.

The President appointed as such committee Senators Mutch, Redlin and Kadlec.

ELECTION OF PRESIDENT PRO TEM

Senator Longmire: It is an honor and a privilege for me to place in nomination the name of a Senator for the office of President Pro Tem who has served in this body and in the other across the aisle for the past thirty years. I think that all of us will agree, regardless of which side of the house we may sit on today, that there is no one more deserving of this honor to serve this body as President Pro Tem. I would like to place in nomination the name of Senator George Saumur of the Sixth Legislative District of Grand Forks, for President Pro Tem.

Senator Reichert: Mr. President, I will on behalf of my colleagues, say that we concede to the qualifications of this gentleman whose name has been placed in nomination, but we too have a veteran in these legislative halls, a gentleman who has served in this body for the past twelve years. It is with considerable pleasure that I offer in nomination the name of the Honorable Philip Berube of the Nineteenth Senatorial District.

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

ROLL CALL

The question being on the election of President Pro Tem, the roll was called and there were: voting for Saumur, 28; for Berube, 20; absent and not voting, 1.

Those voting for Saumur were:

Beck	Kelly	Redlin
Becker	Kisse	Ringsak
Berube	Kjos	Robinson
Chesrown	Lips	Roen
Dahlund	Longmire	Ruemmele
Forkner	Luick	Sorlie
George	Morgan	Strinden
Hernett	Mutch	Torgerson
Holand	Nelson	Trenbeath
Kautzmann		

Those voting for Berube were:

Bopp	Rait	Tuff
Ecker	Reichert	Urdahl
Jurgenson	Rolfstrud	Van Horn
Kadlec	Saumur	Walz
Larson	Sinner	Weber
Lashkowitz	Solberg	Witteman
Mahoney	Thompson	

Absent and not voting:

Baeverstad

Senator Saumur was declared elected President Pro Tem of the Senate.

The President appointed as a committee of two to escort Senator Saumur to the rostrum, Senators Longmire and Berube, and Senator Saumur was escorted to the rostrum.

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

Senator Saumur: Mr. President, Members of the Senate. I feel very humble standing before you here. I have so many people to thank for all these years that I have been privileged to serve. I remember the first term in the House — there was an old gentleman from Richland County sitting across the aisle. I asked him — Rep. Holthusen — I asked how long have you served — this is my eighth year — I said how can anybody be privileged to serve that long. This would not have been possible for me had it not been for the help of my wife, my family, their sacrifices, staying on the farm while I was here. I owe them deep gratitude. I have many friends among the democrats and the only time I ever have had any trouble with them is about election time, and our President happens to be a democrat and I hope you have a good healthful session and be on the job.

I thank you, Senator Longmire for your kind remarks.

Senator Longmire moved that the remarks of Senator Saumur be printed in the journal, which motion prevailed.

Senator Berube: I would like to congratulate Senator Saumur and I am sure with all his years of experience and service he has given both bodies, that he will be a good President Pro Tem. To my colleagues I want to thank you — and Senator Reichert for placing my name in nomination. To you, Senator Saumur, a man greater than I, I would say I would sooner be right than be President.

Senator Reichert moved that the remarks of Senator Berube be printed in the journal, which motion prevailed.

COMMUNICATIONS

The President announced that he had a communication from Mrs. Baeverstad, and also from Senator Baeverstad, stating he is improved and should be back in the Senate in about two weeks.

MOTIONS

Senator Holand moved that the Senate recess until 12:00 noon January 6, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 6, 1965

The Senate convened at 12:00 noon, pursuant to recess taken, the President presiding.

MOTIONS

Senator Longmire moved that the Temporary Rules of the Senate be amended as follows:

Natural Resources, reduced from fourteen members to thirteen;

Social Welfare and Veterans Affairs, reduced from twelve members to eleven;

Education, reduced from eleven members to ten.

Which motion prevailed.

Mr. President: Your Select Committee appointed to act as a Committee on Committees recommends that the following committees be appointed to serve in the Thirty-ninth Legislative Assembly:

SENATE COMMITTEES

COMMITTEE ON AGRICULTURE

Sen. Morgan, Chairman
Sen. Kisse, Vice Chairman
Sen. Dahlund
Sen. Nelson
Sen. Trenbeath
Sen. Redlin
Sen. Berube
Sen. Tuff
Sen. Weber
Sen. Kadlec

COMMITTEE ON APPROPRIATIONS

Sen. Luick, Chairman
Sen. Sorlie, Vice Chairman
Sen. Lips
Sen. Saumur
Sen. Kjos
Sen. Kelly
Sen. Robinson
Sen. Kautzmann
Sen. Beck
Sen. Van Horn
Sen. Rolfsrud
Sen. Thompson
Sen. Bopp

Sen. Jurgensen
Sen. Lashkowitz

COMMITTEE ON EDUCATION

Sen. Roen, Chairman
Sen. Strinden, Vice Chairman
Sen. Baeverstead
Sen. Trenbeath
Sen. Ruemmele
Sen. Redlin
Sen. Berube
Sen. Sinner
Sen. Urdahl, Sr.
Sen. Walz

COMMITTEE ON FINANCE AND TAXATION

Sen. Becker, Chairman
Sen. Torgerson, Vice Chairman
Sen. Hernet
Sen. Nelson
Sen. Kisse
Sen. George
Sen. Chesrown
Sen. Mahoney
Sen. Witteman
Sen. Weber
Sen. Kadlec
Sen. Solberg

COMMITTEE ON INDUSTRY, BUSINESS AND LABOR

Sen. Hernet, Chairman
Sen. Kjos, Vice Chairman
Sen. Forkner
Sen. Mutch
Sen. Strinden
Sen. George
Sen. Baeverstead
Sen. Sinner
Sen. Mahoney
Sen. Witteman
Sen. Ecker

COMMITTEE ON JUDICIARY

Sen. Chesrown, Chairman
Sen. Torgerson, Vice Chairman
Sen. Becker
Sen. Ringsak
Sen. Ruemmele
Sen. Roen
Sen. Longmire
Sen. Rait
Sen. Larson
Sen. Solberg
Sen. Walz

COMMITTEE ON NATURAL RESOURCES

Sen. Trenbeath, Chairman
Sen. Robinson, Vice Chairman
Sen. Saumur
Sen. Sorlie
Sen. Morgan
Sen. Becker

Sen. Beck
Sen. Baeverstead
Sen. Witteman
Sen. Van Horn
Sen. Solberg
Sen. Rait
Sen. Rolfsrud

COMMITTEE ON POLITICAL SUBDIVISIONS

Sen. George, Chairman
Sen. Lips, Vice Chairman
Sen. Redlin
Sen. Ruemmele
Sen. Hernet
Sen. Chesrown
Sen. Reichert
Sen. Tuff
Sen. Ecker
Sen. Lashkowitz

COMMITTEE ON SOCIAL WELFARE AND VETERANS AFFAIRS

Sen. Kisse, Chairman
Sen. Kautzmann, Vice Chairman
Sen. Ringsak
Sen. Strinden
Sen. Kelly
Sen. Torgerson
Sen. Sinner
Sen. Mahoney
Sen. Jurgensen
Sen. Walz
Sen. Urdahl, Sr.

COMMITTEE ON STATE AND FEDERAL GOVERNMENT

Sen. Ringsak, Chairman
Sen. Dahlund, Vice Chairman
Sen. Longmire
Sen. Forkner
Sen. Morgan
Sen. Mutch
Sen. Reichert
Sen. Tuff
Sen. Larson
Sen. Ecker

COMMITTEE ON TRANSPORTATION

Sen. Nelson, Chairman
Sen. Mutch, Vice Chairman
Sen. Luick
Sen. Dahlund
Sen. Forkner
Sen. Kjos
Sen. Roen
Sen. Thompson
Sen. Weber
Sen. Larson
Sen. Kadlec
Sen. Bopp

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Select Committee appointed to arrange for employment recommends the following employees:

Arthur A. Herk, Fingal.....	Assistant Secretary of the Senate
Jan McKinney, Bismarck.....	Secretary to the President
Bill Campbell, Fairmount.....	Bill Clerk
John Leier, Esmond.....	Assistant Sergeant-at-Arms
Vonny Mushik, Bismarck.....	Enrolling and Engrossing Clerk
G. R. Gilbreath, Mott.....	Enrolling and Engrossing Clerk
Cora Essington, Bismarck.....	Chief Stenographer and Payroll Clerk
Monty Burke, McKenzie.....	Superintendent of Personnel and Pages
C. W. Leifur, Bismarck.....	Calendar Clerk
Herbert Bailey, Wyndmere.....	Chief Doorkeeper
Jacob Albrecht, Steele.....	Doorkeeper
Dominick Goetz, Mandan.....	Doorkeeper
Philip Henry, Rolla.....	Bill Room Attendant
Martin Kilwein, Dickinson.....	Bill Room Attendant
William Auch, Tuttle.....	Bill Book Attendant
David Donaldson, Oberon.....	Bill Book Attendant
Beatrice Holliken, Palermo.....	Bill Book Attendant
Robert Hultberg, Washburn.....	Bill Book Attendant
William Brown, Pembina.....	Page and Bill Book Attendant
Lucy Wallender, Elgin.....	Page and Bill Book Attendant
Lloyd S. Thompson, Denhoff.....	Mail Room Clerk
Frank A. Jahnor, Linton.....	Mail Room Clerk
William Urlacher, Dickinson.....	Mail Room Clerk
Mrs. Nellie Anderberg, Jamestown.....	Mail Room and Bill Book Attendant
Alfred Hettland, Hope.....	Mail Room and Bill Book Attendant
Dave Albright, Bismarck.....	Supply Room Attendant
Mrs. Marshall Murdoch, Bismarck.....	Proofreader
Robert Ellsworth, Maxbass.....	Messenger to House and Governor
Iver Kval, Lisbon.....	Parking Lot Attendant
Donna Heisler, Mandan.....	Floor Leaders' Clerk
Mrs. Viola DeForest, Bismarck.....	Postmistress
Diane Evenson, Cogswell.....	Committee Clerk
Mrs. Pearl Engen, Bismarck.....	Committee Clerk
Mrs. Wm. McClelland, Mandan.....	Committee Clerk
Mrs. Lois Scherr, Bismarck.....	Committee Clerk
Mrs. George Boyd, Bismarck.....	Committee Clerk
Mrs. Ruby Herr, Bismarck.....	Committee Clerk
Mrs. Shirley Shaw, Bismarck.....	Stenographer
Mrs. Joan Nelson, Bismarck.....	Stenographer
Henry P. Mautz, Jr., Garrison.....	Cloak Room Attendant
Mrs. Celia Fowler, Bismarck.....	Telephone Attendant
Mrs. Marion Arenstein, Bismarck.....	Receptionist

Senator George moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator George that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 47; nay, 0; absent and not voting, 2.

Beck
Becker

Kjos
Larson

Rolfsrud
Ruemmele

Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Rait	Urdahl
Jurgensen	Redlin	Van Horn
Kadlec	Reichert	Walz
Kautzmann	Ringsak	Weber
Kelly	Robinson	Witteman
Kisse	Roen	

Absent and not voting:
 Baeverstad Solberg

So the report was declared adopted.

The Lt. Gov. then administered the oath of office to the above named employees except Philip Henry, David Donaldson, Beatrice Holliken, Nellie Anderberg, Robert Ellsworth and Diane Evenson.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Select Committee appointed to arrange for committee rooms submits the following:

Agriculture	Senate Conference Room
Appropriations	G4
Education	G1
Finance and Taxation	G2
Industry, Business and Labor	G2
Judiciary	G1
Natural Resources	G2
Political Subdivisions	204
Social Welfare & Veterans Affairs	Senate Conference Room
State and Federal Government.....	Senate Conference Room
Transportation	G1

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

FIRST READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 1. A Bill for an Act making an appropriation for the general 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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

Senate Bill No. 3. A Bill for an Act making an appropriation out of the State Treasury for the operation,

maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

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

The Committee on Appropriations introduced:

Senate Bill No. 4. A Bill for an Act making an appropriation to the state historical society for salary, clerkhire and miscellaneous expenses and maintenance of state parks.

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

The Committee on Appropriations introduced:

Senate Bill No. 5. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission.

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

The Committee on Appropriations introduced:

Senate Bill No. 6. A Bill for an Act 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.

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

The Committee on Appropriations introduced:

Senate Bill No. 7. A Bill for an Act making an appropriation to 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 the first time and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

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

The Committee on Appropriations introduced:

Senate Bill No. 14. A Bill for an Act making an appropriation 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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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 the first time and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 23. A Bill for an Act to provide for payment of expenses to certain state officers, making an appropriation, and declaring an emergency.

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

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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 the first time and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 27. A Bill for an Act making an appropriation 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.

Senators Lips and Van Horn introduced:

Senate Bill No. 28. A Bill for an Act to provide for a national guard operating fund and expenditure therefrom, and transferring balances in funds maintained for the benefit of the soldiers' home to an operating fund, 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, 37-15-05, 37-15-06, 37-15-13, 37-15-14, 37-15-15, 37-15-16, 39-16-10, 50-06-04, 50-06-14, 50-24-26, 50-24-27, 52-09-03, subsection C of section 52-09-06, subsection d of section 52-10-06, sections 54-23-25, 54-23-40, 54-23-41, 54-23-41.1, 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, and section 54-11-02 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, and relating to the dispositions of vouchers by the state treasurer.

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

Senators Lips and Van Horn introduced:

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 Finance and Taxation.

Senators Lips and Van Horn introduced:

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 Finance and Taxation.

Senators Lips and Van Horn introduced:

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

Senators Lips and Van Horn introduced:

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 the North Dakota Century Code, relating to powers and duties of the legislative audit and fiscal review committee.

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

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

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 the first time and referred to the Committee on Judiciary.

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

Senate Bill No. 34. A Bill for an Act to provide a restriction on members of the legislative assembly from concurrently holding another state office except as employees of institutions of higher learning and providing for an effective date.

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

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

Senate Bill No. 35. A Bill for an Act to amend and reenact section 54-03-02 of the North Dakota Century Code, relating to when the legislative assembly meets and providing an effective date.

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

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

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.

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

Senate Bill No. 37. A Bill for an Act to provide for the appointment, term of office, and removal of a state treasurer, commissioner of insurance, commissioner of agriculture and labor, tax commissioner, and superintendent of public instruction, and to amend and reenact subsection 1 of section 54-06-01 and sections 54-16-01 and 57-13-01 of the North Dakota Century Code, relating to elected state officers, members of the emergency commission, and members of the state board of equalization, and providing an effective date.

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

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

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.

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

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.

Senators Hernet, Holand, Kisse, Lips, and Van Horn (from LRC Study) introduced:

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 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 revenue in the general fund.

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

Senators Hernett, Holand and Kisse (from LRC Study) introduced:

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.

Senators Becker, Hernett, Holand, Kisse, Van Horn (from LRC Study) introduced:

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.

Senators Becker, Holand, Kisse, Lips and Van Horn (from LRC Study) introduced:

Senate Bill No. 43. A Bill for an Act to create and enact subsection 23 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.

Senators Longmire, Becker, Reichert, Luick and Thompson (from LRC Study) introduced:

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.

Senators Longmire, Kautzmann, Solberg, Morgan and Forkner (from LRC Study) introduced:

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.

Senators Longmire, Kautzmann, Solberg, Morgan and Forkner (from LRC Study) introduced:

Senate Bill No. 46. A Bill for an Act to create and enact section 50-09-07.1 and to amend and reenact subsection 2 of section 32-36-08, and section 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 and Veterans Affairs.

Senators Longmire, Kautzmann, Solberg, Morgan and Forkner (from LRC Study) introduced:

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 and Veterans Affairs.

Senators Longmire, Kautzmann, Solberg, Morgan and Forkner (from LRC Study) introduced:

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

Senators Longmire, Kautzmann, Solberg, Morgan and Forkner (from LRC Study) introduced:

Senate Bill No. 49. A Bill for an Act to provide that a judgment or decree rendered by a tribal court or court of Indian offenses may be docketed in a district court in the discretion of the district judge, and enforced in the same manner as if such judgment had been rendered in the district court.

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

Senators Longmire, Kautzmann, Solberg, Morgan and Forkner (from LRC Study) introduced:

Senate Bill No. 50. A Bill for an Act accepting civil jurisdiction over certain causes of action arising in Indian country and providing limitations thereon; and to amend and reenact sections 27-19-01, 27-19-05, 27-19-06, 27-19-08, 27-19-11, and 27-19-13 of the North Dakota Century Code, relating thereto.

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

Senators Mahoney and Trenbeath (from LRC Study) introduced:

Senate Bill No. 51. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects.

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

Senators Reichert and Longmire (from LRC Study) introduced:

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 the first time and referred to the Committee on Judiciary.

Senators Strinden, Beck and Longmire (from LRC Study) introduced:

Senate Bill No. 53. A Bill for an Act to amend 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.

Senators Strinden, Berube, Beck and Longmire introduced:

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.

Senators Luick, Dahlund, Bopp and Nelson (from LRC Study) introduced:

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.

Senators Luick, Dahlund, Bopp and Nelson (from LRC Study) introduced:

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.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Reichert, Longmire and Sinner (from LRC Study) introduced:

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; to provide that the governor may consolidate and reorganize executive departments and agencies responsible to him and to amend and reenact sections 71, 72, 73, 74, 75, 80, 82, and 83 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, 90, 94, and 100 relating to the powers of the judiciary, changing the selection of judges from elective to an appointive-elective system 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; and to preserve the tenure of the officials whose offices would no longer be specified in the Constitution; 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 State and Federal Government.

Senators Hernet, Holand, Kisse, Lips and Van Horn (from LRC Study) introduced:

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.

FIRST READING OF A SENATE RESOLUTION

Senators Longmire, Becker, Reichert, Luick and Thompson (from LRC Study) introduced:

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

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

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

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

GERALD L. STAIR, Secretary.

SECOND DAY

Bismarck, January 6, 1965

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

Prayer by Chaplain David E. Figg, Church of the Nazarene, Bismarck.

Our Father, we come to Thee today thankful for the privilege we have of freedom of worship. We thank Thee for the wonderful country in which we live, for the great state of North Dakota that is ours. We thank Thee, too, for these who have been elected as State Senators. We believe they are dedicated to their task of making laws that will benefit the people of our state. They want to do that that is right in the eyes of man and the eyes of God. We pray that Thou shalt bless them during this legislative session. Guide each member of this body as they consider the business at hand in committees, in the floor debates, and in the voting. Make this a good legislature because these members lay aside personal and party prejudices and enact legislation that will make for a better and a greater state under the guidance of God. We pray in Christ's name, Amen.

Roll call: All Senators present except Senator Baeverstad. A quorum was declared by the President.

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

On page 1, line 40, correct spelling of the names "Lester" and "Brocket".

On page 6, line 10, correct spelling of word "Thirty".

And when so corrected recommends that the same be approved.

DAN KISSE, Chairman

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

MESSAGE FROM THE HOUSE

A committee from the House was announced by the Sergeant-at-Arms and said committee informed the Senate that the House was ready to receive the Senate in joint session.

MOTION

Senator Holand moved that the Senate recess until 12:00 noon, January 7, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 7, 1965

The Senate convened at 12:00 noon, pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 18 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 19 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Select Committee appointed to act as a Committee on Employment recommends the following employees:

Mrs. R. M. Ludemann, Bismarck —

	Assistant Telephone Attendant
Mrs. Esther Smedshammer, Litchville.....	Proof Reader
Lars Kvalheim, Williston	Doorkeeper
Clarence Anderson, Newburg.....	Chart Room
G. K. Ness, Fordville.....	Chart Room
Fred Krause, Jr., Bismarck.....	Chief Mail Room Clerk
Walter Schwartz, Belfield.....	Mail Room Clerk
Mrs. Virginia M. Munson, Mandan.....	Page
Ervin Frank, Devils Lake.....	Bill Book Attendant
R. H. Jayd, Grand Forks.....	Doorkeeper
Mrs. Kathryn Targart, Bismarck.....	Stenographer
Karen Ronning, Bismarck.....	Committee Clerk
Alta Harens, Bismarck.....	Mail Room Typist

Senator George moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator George that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Kisse	Ruemmele
Becker	Kjos	Saumur
Berube	Larson	Solberg
Bopp	Lashkowitz	Sorlie
Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Ecker	Luick	Torgerson
Forkner	Morgan	Trenbeath
George	Nelson	Tuff
Hernett	Rait	Urdahl
Holand	Redlin	Van Horn
Jurgensen	Reichert	Walz
Kadlec	Ringsak	Weber
Kautzmann	Robinson	Witteman
Kelly	Rolfstrud	

Absent and not voting:

Baeverstad	Mutch	Sinner
Mahoney	Roen	

The report was declared adopted.

The Lt. Gov. then administered the oath of office to the above named employees.

MOTIONS

Senator Longmire moved that the temporary rules of the Senate and temporary Joint Rules be amended and that the Secretary read the amendments from the desk.

Senator Sorlie moved that the rules be suspended and that the reading of the amendments to the rules be dispensed with and that the amendments be printed in the journal, which motion prevailed.

1 AMENDMENTS TO SENATE RULES NOS. 29, 44

1a AND 47

2 AND JOINT RULE NO. 8, AND JOINT RULE NO. 14

2a BE CREATED,

3 TO READ AS FOLLOWS:

4 SECTION 1.) Senate Rules 29, 44, and

5 47 are hereby amended to read as follows:

6 29. WHEN INTRODUCED

7 No bill (((, memorial or resolution requiring the

7a signature

8 of the Governor))) shall be introduced after the

8a (((twenty-

9 fifth))) twentieth day; nor shall any resolution (((,

9a concurrent

10 resolution or joint resolution))) be introduced after

10a the (((forty-

11 fifth))) thirty-fifth day, except upon the approval of

11a a majority

12 of the Committee on Delayed Bills or upon two-thirds

12a vote of the

13 members-elect of the Senate.

14 44. DISPOSITION OF MEASURES

15 Every bill, or resolution, referred to a committee,

15a except

16 appropriation bills must be returned to the Senate

16a with the

17 committee report thereon, not later than the tenth

17a day after

18 it is referred, unless, upon application of the com-
 18a mittee, an
 19 extension of time is granted within which to consider
 19a it. Provided
 20 that this rule does not apply until ten days after the
 20a first
 21 (((twenty-five))) twenty days of the Session. In
 21a case the same
 22 is not reported on the tenth day after it is referred,
 22a and such
 23 time is not extended, it shall automatically go on the
 23a calendar
 24 of bills without recommendation. The same rule
 24a shall apply to
 25 Senate bills not reported back by the (((forty-third)))
 25a forty-
 26 first day and House bills not reported back by the
 26a (((fifty-
 27 eighth))) fifty-seventh day.

28 47. DIVIDED COMMITTEE REPORT

29 In case all the members of any committee, includ-
 29a ing a
 30 conference committee, required or entitled to report
 30a on
 31 any subject referred to them, cannot agree upon any
 31a report,
 32 the majority and minority may each make a special
 32a report,
 33 and any member dissenting in whole or in
 34 part, from the reasoning and conclusions of both the
 34a majority and
 35 minority may also present to the Senate a statement
 35a of his reason-
 36 ings and conclusions; and all reports, if decorous in
 36a language, and
 37 respectful to the Senate, shall be entered at length in
 37a the Journal.

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

40 8. LIMITATION OF MESSAGING BILLS

41 Whenever a time shall have been previously fixed
 41a for an adjourn-
 42 ment of the Legislature before the constitutional
 42a limitation thereof
 43 no bill that shall have passed one House shall be sent
 43a for concur-
 44 rence to the other on either of the last four days of
 44a the session,
 45 and in case no such time for adjournment is fixed,
 45a other than the
 46 constitutional limitation, no bill that shall have passed
 46a one House
 47 shall be sent to the other for concurrence after the
 47a (((forty-
 48 fifth))) forty-third day of the session except bills
 48a introduced
 49 after the first twenty days of the session by the
 49a Committee on
 50 Delayed Bills or introduced with the concurrence of
 50a two-thirds or
 51 more of the members of the House of introduction.

52 SECTION 3.) Joint Rule 14 is hereby
53 created to read as follows:
54 14. FISCAL NOTES
55 All bills and resolutions introduced into either
55a House of the
56 Legislative Assembly having an effect of five
56a thousand dollars or
57 more on the revenues, expenditures, or fiscal liability
57a of the state,
58 except appropriation measures carrying specific
58a dollar amounts,
59 shall have a fiscal note attached to such bill or
59a resolution which
60 shall be prepared as herein provided. The determi-
60a nation as to
61 whether a fiscal note is required shall be made by the
61a Legislative
62 Research Committee for those bills or resolutions
62a prepared by the
63 staff of the Legislative Research Committee, or by the
63a Chairman of
64 the Committee to which a bill or resolution is referred
64a for those
65 bills not prepared by the Legislative Research Com-
65a mittee or not
66 bearing a fiscal note. Bills or resolutions to which
66a amendments
67 have been made having a fiscal effect of five thousand
67a dollars or
68 more shall have a fiscal note attached upon request of
68a the Chairman
69 of the Committee considering the bill or resolution, or
69a by request
70 of the majority of the members of the House in which
70a the bill is
71 considered at the time of second reading. The Chair-
71a man of a
72 Committee may request the aid of the Legislative
72a Research Committee
73 in making a determination as to whether a bill or
73a resolution
74 requires a fiscal note.
75 Fiscal notes shall be prepared by the state agency or
75a depart-
76 ment responsible for collecting or expending the
76a revenues affected,
77 or jointly by affected departments or agencies, at the
77a request of
78 the Legislative Research Committee or the Chairman
78a of the Committee
79 considering the bill or resolution. Requests for fiscal
79a notes
80 shall be in writing, addressed to the designated agency
80a or depart-
81 ment, and upon a proper request form and shall be
81a accompanied by a
82 reproduction of the bill or resolution having the fiscal
82a effect.
83 The Legislative Research Committee shall prepare all
83a necessary
84 forms for the implementation of the fiscal note proce-

- 84a dure. Each
 85 agency or department to whom a request for a fiscal
 85a note is made
 86 shall state in writing, upon a fiscal note form, the
 86a fiscal impact
 87 in dollar amounts of the bill or resolution being
 87a considered. If
 88 the agency or department of whom a fiscal note is
 88a requested is
 89 unable to provide specific information upon the fiscal
 89a impact of
 90 the bill or resolution, it shall make an estimate of the
 90a impact
 91 according to such available information it may have or
 91a be able to
 92 obtain and shall state that the figures provided are an
 92a estimate.
 93 If such agency or department is not able to make an
 93a estimate it
 94 shall state such fact.
 95 All fiscal notes shall be prepared in triplicate and
 95a shall be
 96 returned to the Legislative Research Committee or the
 96a Committee
 97 Chairman making such request, whichever the case
 97a may be, not later
 98 than five days from the date of receipt of such request.
 98a One copy
 99 of the fiscal note shall be attached to the original bill
 99a or resolu-
 100 tion, one copy shall be filed with the bill clerk of the
 100a House
 101 wherein the bill or resolution originated, and one copy
 101a shall be
 102 filed in the offices of the Legislative Research
 102a Committee. Any
 103 bill or resolution requiring a fiscal note shall be
 103a stamped or have
 104 written on its cover a notation to the effect that a
 104a fiscal note is
 105 required. Reports of committees shall include a
 105a notation that a
 106 specific bill or resolution carries a fiscal note. Upon
 106a second
 107 reading and final passage of all bills or resolutions
 107a carrying
 108 fiscal notes the Secretary of the Senate or the Clerk of
 108a the House,
 109 whichever the case may be, shall be required to read
 109a the fiscal
 110 note in its entirety at the time of reading the title of
 110a the bill
 111 or resolution to be voted upon.

The question being on the motion of Senator Longmire that the temporary rules of the Senate and temporary Joint Rules be amended, which motion prevailed.

Senator Longmire moved at the request of the Committee on Committees, that the Temporary Rules be further amended as follows:

Industry, Business and Labor, reduced from eleven members to ten.

Which motion prevailed.

Senator Longmire moved, at the request of the Committee on Committees that the name of Senator Kjos, Vice Chairman, be deleted from the Committee on Industry, Business and Labor and that the name of Senator Forkner, Vice Chairman, be inserted in lieu thereof, which motion prevailed.

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

Senator Sorlie moved that Howard F. Doherty, former Secretary of the Senate, be allowed three days pay and mileage in connection with the opening of the Thirty-ninth Legislative Session of the Senate.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Morgan	Thompson
Forkner	Mutch	Torgerson
George	Nelson	Trenbeath
Hernett	Rait	Tuff
Holand	Redlin	Urdahl
Jurgensen	Reichert	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Rolfstrud	Witteman
Kisse		

Absent and not voting:

Baeverstad	Mahoney	Roen
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The motion was declared adopted.

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

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

GERALD L. STAIR, Secretary

THIRD DAY

Bismarck, January 7, 1965

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

Prayer by Chaplain Rev. Allan Strohschein, Bismarck Baptist.

I will lift up mine eyes unto the hills, from whence cometh my help. My help cometh from the Lord, who made heaven and earth. Our heavenly Father, we are

thankful for the opportunity of looking unto Thee for help and direction. We pray that you may give wisdom and guidance to those who have been entrusted with the responsibilities of our government. May they have the courage and insight to stand upon the principles of right and justice. In Jesus name, Amen.

Roll call: All Senators present except Senator Baeverstad.

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

On page 9, line 20, correct spelling of the word "Thirty".

On page 17, line 58, correct spelling of the word "relating" and in line 59, correct the spelling of the word "depositing".

And when so corrected recommends that the same be approved.

DAN KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Holand moved that the President appoint a committee of five to serve as a Committee on Delayed Bills, which motion prevailed.

The President appointed as such committee Senators Strinden, Kautzmann, Kelly, Urdahl, and Mahoney.

Senator Holand moved that the President appoint a committee of five to serve as a Committee on Enrolled and Engrossed Bills, which motion prevailed.

The President appointed as such committee Senator Beck, Strinden, Robinson, Tuff and Rait.

Senator Holand moved that the President appoint a committee of five to serve as a Legislative Research Resolutions Committee, which motion prevailed.

The President appointed as such committee Senators Longmire, Becker, Mutch, Thompson and Reichert.

Senator Holand moved that the President appoint a committee of three on Photography, which motion prevailed.

The president appointed as such committee Senators Morgan, Kautzmann and Witteman.

Senator Longmire moved that the permanent rules that have been adopted by this assembly be amended by deleting therefrom Rule 72, and that the remaining sections be renumbered accordingly, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p.m., January 8, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 8, 1965

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

REPORT OF STANDING COMMITTEES

Mr. President: Your Standing Committee appointed to act as a Committee on Employment recommends that the report of the Committee on Employment shown on page 25 of the Senate Journal be amended as follows:

That the name of Walter Schwartz, Belfield, Mail Room Clerk, be deleted and that the name of Judy Basaraba, Wilton, Mail Room Clerk be inserted in lieu thereof.

That the report shown on page 12 be amended as follows:

That the name of Diana Evenson, Cogswell, committee clerk be deleted therefrom.

SENATOR GEORGE, Chairman

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

ADMINISTRATION OF OATH

The President Pro Tem administered the oath of office to Judy Basaraba, Wilton, Mail Room Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your Select Committee appointed to act as a Committee on Printing makes the following report:

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

We recommend the printing of 3,000 copies of the Journal of each day's proceedings, except on the days standing committee assignments are made there shall be printed 3,500; that there be assigned to the presiding officer of the Senate; also to each member of the Senate, not to exceed 10 copies of the Journal to be sent only to constituents; 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, newspaper published in the state, and secretary of a county taxpayer's association, any auditor of an incorporated city, and 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. Such request may be made through the Senator in whose district such officer or organization is located without diminishing the Senators' ten copies referred to above. All bills and Journals authorized by this resolution to be printed shall be delivered by the printer to the Secretary of the Publications and Printing Commission who shall receipt therefore to the printer; that there shall be printed 700 copies of the Senate Bills unless otherwise ordered by the Senate; that 500 copies of the Daily Calendar be printed and punched; that 500 copies of the Daily Journal be punched; that all resolutions except memorial resolutions, requiring action by the Senate, be printed and numbered or lettered in bill form and shall not be printed in the Journal unless by order of the house in which they were introduced; that 10,000 letterheads and 6,000 number ten envelopes be printed as needed for the Senate; that the form of the Journal and the Calendar be the same as was adopted by the 1963 Session.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Forkner, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Larson	Solberg
Bopp	Lashkowitz	Sorlie
Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Ecker	Luick	Torgerson
Forkner	Mahoney	Trenbeath
George	Morgan	Tuff
Hernett	Rait	Urdahl
Holand	Redlin	Van Horn
Jurgensen	Reichert	Walz
Kadlec	Ringsak	Weber
Kautzmann	Robinson	Witteaman
Kelly	Rolfstrud	

Absent and not voting:

Baeverstad	Nelson	Ruemmele
Mutch	Roen	

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "A". Garrison Diversion Unit.

Was read the first time.

MOTIONS

Senator Trenbeath moved that the rules be suspended and that House Concurrent Resolution "A" be not referred to committee but placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A HOUSE CONCURRENT
RESOLUTION**

House Concurrent Resolution "A". Garrison Diversion Unit.

Was read the second time.

Senator Trenbeath moved that House Concurrent Resolution "A" be adopted, which motion was unanimously adopted by voice vote.

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.

Was read the second time.

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

ROLL CALL

Those voting in the affirmative were:

Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Larson	Solberg
Bopp	Lashkowitz	Sorlie
Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Ecker	Luick	Torgerson
Forkner	Mahoney	Trenbeath
George	Morgan	Tuff
Hernett	Rait	Urdahl
Holand	Redlin	Van Horn
Jurgensen	Reichert	Walz
Kadlec	Ringsak	Weber
Kautzmann	Robinson	Witteman
Kelly	Rolfsrud	

Absent and not voting:

Baeverstad	Nelson	Ruemmele
Mutch	Roen	

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.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Larson	Solberg
Bopp	Lashkowitz	Sorlie
Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Ecker	Luick	Torgerson
Forkner	Mahoney	Trenbeath

George	Morgan	Tuff
Hernett	Rait	Urdahl
Holand	Redlin	Van Horn
Jurgensen	Reichert	Walz
Kadlec	Ringsak	Weber
Kautzmann	Robinson	Witteman
Kelly	Rolfsrud	
Absent and not voting:		
Baeverstad	Nelson	Ruemmele
Mutch	Roen	

So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senators Morgan, Roen, Torgerson, Nelson, Weber and Robinson introduced:

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 the first time and referred to the committee on Agriculture.

Senators Ringsak, Dahlund, Kjos, Walz, Longmire, Morgan, Lashkowitz, Bopp, Thompson, Kadlec, Chesrown and Forkner introduced:

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.

Senators Ringsak, Bopp, Thompson, Kadlec, Chesrown, Forkner, Dahlund, Kjos, Walz, Longmire, Lashkowitz and Morgan introduced:

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.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Lashkowitz, Lips, Redlin and Reichert introduced:

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.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FOURTH DAY

Bismarck, January 8, 1965

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

Prayer by Chaplain Rev. E. E. Feeney, St. Vincent's Home, Bismarck.

Grant, O Merciful God, that we may ardently desire, carefully search out, truthfully acknowledge, and perfectly fulfill all things that are pleasing to You. Grant us Your grace and strength to seek always what is good and upright, to form decisions guided by Your inspirations, and finally to do always those things which promote the well-being of the people we serve — for the motive of their temporal and eternal happiness. Through Christ Our Lord. Amen.

Roll call: All Senators present except Senators Baeverstad, Mutch, Nelson, Roen, Ruemmele and Tuff.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the second day after recess and third day and find the same correct.

SENATOR KISSE, Chairman

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

FIRST READING OF A SENATE BILL

Senators Reichert, Longmire, Chesrown, Kautzmann, and Hernet introduced:

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 the 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 liens; 35-01-29, re-

lating 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.

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

Senator Reichert moved that the rules be suspended and that Senate Bill No. 60 be not printed as a bill, which motion prevailed.

MESSAGES TO THE HOUSE

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

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

Senator Holand moved that the Senate recess until 1:30 p.m., January 9, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FOURTH DAY AFTER RECESS AND FIFTH DAY

Bismarck, January 9, 1965

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

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

Senator Becker moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FOURTH DAY

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

Prayers by Chaplain Ervin Wieland, Faith Lutheran, Bismarck.

Even as Israel of old, dear Heavenly Father, we need to be reminded again and again that Thou dost grant us the grace and privilege to live in a land that is rich in natural resources and in glorious opportunities for the nation and for the individual citizen. We pray Thee to hinder and destroy all plans of hostile atheistic forces, which seek to deprive us of our national heritage. Guard and protect our State and nation. Give us officials of government who will ever seek the welfare of our country and all its inhabitants. Bless with wisdom, understanding, willingness, and courage ever to do what is right and pleasing to Thee, our President, our Congress, the governor of our State, our judges — magistrates — and law makers. Grant to all of us, as citizens, an even deeper appreciation of all the blessings which we are permitted to enjoy, and make us loyal citizens both of our country and of Thy Kingdom. We ask it in Jesus name. Amen.

Roll call: All Senators present except Senators Baeverstad, Beck, Berube, Chesrown, Ecker, Forkner, George, Hernet, Holand, Jurgensen, Kadlec, Kelly, Kjos, Lashkowitz, Longmire, Mahoney, Morgan, Mutch, Nelson, Redlin, Rait, Reichert, Ringsak, Robinson, Roen, Ruemmele, Saumur, Sinner, Sorlie, Strinden, Thompson, Torgerson, Tuff, Urdahl, Van Horn, Walz, and Witteman.

Senator Becker moved that the Senate recess until 12:30 p.m., January 11, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTH DAY AFTER RECESS AND SEVENTH DAY

January 11, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

Roll call: All Senators present except Senators Baeverstad, Kadlec, Mutch, Rait and Thompson.

A quorum was declared by the President.

REPORTS OF STANDING COMMITTEES

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

SENATOR KISSE, Chairman

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

Mr. President: Your Standing Committee appointed to act as a Committee on Employment recommends the following:

Ann Tillotson, Bismarck.....Committee Clerk and that the name of Beatrice Holliken, Palermo, Bill Book Attendant, as shown on page 12 of the Senate Journal be deleted and that the name of Beverly Nelson, Lostwood, Bill Book Attendant, be inserted in lieu thereof.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator George, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

- | | | |
|-----------|------------|-----------|
| Beck | Kjos | Rolfstrud |
| Becker | Larson | Ruemmele |
| Berube | Lashkowitz | Saumur |
| Bopp | Lips | Sinner |
| Chesrown | Longmire | Solberg |
| Dahlund | Luick | Sorlie |
| Ecker | Mahoney | Strinden |
| Forkner | Morgan | Torgerson |
| George | Nelson | Trenbeath |
| Hernett | Rait | Tuff |
| Holand | Redlin | Urdahl |
| Jurgensen | Reichert | Van Horn |
| Kautzmann | Ringsak | Walz |
| Kelly | Robinson | Weber |

Kisse	Roen	Witteinan
Absent and not voting:		
Baeverstad	Mutch	Thompson
Kadlec		

So the motion was declared adopted.

The Lt. Gov. then administered the oath of office to said employees.

FIRST READING OF SENATE BILLS

Senators Sinner, Bopp, Kisse, Larson, Roen, Strinden, Hernet, Van Horn, Ruemmele, and Kadlec introduced:

Senate Bill No. 61. A Bill for an Act to amend and reenact 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.

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

Senator Lips introduced:

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.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

SEVENTH DAY

Bismarck, January 11, 1965

The Senate convened at 2:00 p.m., pursuant to recess taken, the President presiding.

Prayers by Chaplain E. O. Grunstead, McCabe Methodist, Bismarck.

O God, our heavenly father, at whose word man goeth forth unto his work, and preserver of mankind, we come before Thee with thanksgiving today for your guiding spirit. We thank Thee because Thou art all love, wisdom and understanding. We pray that you will help us to be sensible of our union, one with another as Thy children, that we may strive to order all things among us according to Thy will. We bless Thee for all our blessings of life and we pray Thee to bless these who labor for the welfare of our great state, wilt Thou guide their deliberations in such a way that those things which are accomplished might be in accordance with Thy will. We pray that Thou wouldst grant us peace in the world which is Thy great gift, O Thou great eternal source of peace, and bless our state and nation that we might be a stronghold for peace in the council of nations. We pray that Thou wouldst strengthen the bonds

of friendship and fellowship in our state and land. Plant virtue in every soul. May the love of Thy name hallow every home and every heart.

This we pray in the name of our Great Master with thanksgiving. Amen.

Roll call: All Senators present except Senators Baeverstad and Thompson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fourth day after recess and fifth day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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 A SELECT COMMITTEE

Mr. President: Your Select Committee appointed to arrange for telephone installations has had the same under consideration and report that "Wide Area Telephone Service (WATS)" has been installed, and your committee recommends that all Senators use the following procedure in placing calls:

WATS is a two-point out-going station to station service only. You may not call collect, receive incoming, or place person to person calls, or conference and credit card calls over the WATS line.

Area covered by our WATS is for the state of North Dakota only. A flat monthly charge is paid for our WATS line, and an unlimited number of calls within the state of North Dakota may be placed over this line. It is available for use on a 24-hour basis. All long distance calls, out-going within the state, are to be placed over the WATS access line.

All out of state long distance calls must be made with the use of a "Q" billing number. These numbers will be issued to each senator.

All three booths are available for WATS usage. Directories for all North Dakota towns are located at the telephone attendant's desk.

After each daily session is over, a WATS line will be available for use at the Legislative Research Committee offices.

Instructions on how to place a call have been placed on each Senator's desk.

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

FIRST READING OF SENATE BILLS

Senators Lips and Lashkowitz introduced:

Senate Bill No. 63. A Bill for an Act to amend and re-enact 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.

Senator Morgan introduced:

Senate Bill No. 64. A Bill for an Act to amend and re-enact 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 the first time and referred to the committee on Agriculture.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Trenbeath, Nelson, Saumur, Ruemmele, Chesrown, Ringsak, Redlin, Sorlie, Becker, Robinson, Kisse, Strinden, Torgerson, George, Dahlund, Morgan, Beck, Hernet, Kelly, Roen, Luick, Kjos and Forkner introduced:

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.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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.

Was read the first time.

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

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Was read the second time.

Senator Holand moved that House Concurrent Resolution "C" be adopted, which motion prevailed, and the resolution was declared adopted.

Senator Holand moved that the Senate recess until 1:30 p.m. January 12, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 12, 1965

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 6 has had the same under consideration and recommends that the same be amended as follows:

After line 1 insert the following words "Old Age and Survivor Insurance System of the"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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 delete the figure "\$338,960.00" and insert in lieu thereof the figure "\$341,660.00."

In line 9 delete the figure "\$128,525.00" and insert in lieu thereof the figure "\$131,225.00."

In line 14 delete the figure "\$338,960.00" and insert in lieu thereof the figure "\$341,660.00."

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee-on Appropriations to whom was referred Senate Bill No. 26 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$665,700.00" and insert in lieu thereof the figure "\$685,700.00."

In line 8 delete the figure "\$491,180.00" and insert in lieu thereof the figure "\$511,180.00."

In line 12 delete the figure "\$665,700.00" and insert in lieu thereof the figure "\$685,700.00."

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Rolfsrud moved that the report be adopted which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 29 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 30 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 31 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 54 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

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

FIRST READING OF SENATE BILLS

Senator Longmire introduced:

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.

Senators Mahoney, Chesrown and Thompson introduced:

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 Industry, Business and Labor.

Senators Longmire and Lashkowitz introduced:

Senate Bill No. 67. A Bill for an Act authorizing counties and cities to provide services for alcoholics and providing an appropriation for state assistance.

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

Senators Lashkowitz, Longmire, Redlin, Reichert and Ecker introduced:

Senate Bill No. 68. A Bill for an Act to amend and reenact sections 15-22-23, 15-28-03, 15-28-04, 15-28-07, 15-28-08, 15-28-10, 15-51-01, and 15-51-02 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with municipal elections.

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

Senators Lashkowitz, Longmire, Redlin, Reichert and Lips introduced:

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.

Senator Reichert (by request) introduced:

Senate Bill No. 70. A Bill for an Act to compensate the owner for damages to his pasture land and grain crops caused by large game animals, and making an appropriation therefor.

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Trenbeath, Redlin, Walz, Roen and Berube introduced:

Senate Concurrent Resolution "E". A concurrent resolution directing the legislative research committee 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 Committee on Education.

MOTIONS

Senator Holand: Mr. President, we are honored today in having with us a gentleman who has served with dis-

tion in this body for several seasons and with whom it has been my privilege to serve as one of the leaders of the Senate — in fact as you all know, the people of the west district have chosen to elevate him to a position of greater responsibility on the national level, so it is an honor for us to have him here to join with us for a few minutes in his busy schedule. So, Mr. President, at this time I move that the chair appoint a committee of two to escort the Honorable Rolland Redlin to the rostrum to make such remarks as he may wish.

The President appointed as such committee Senators Rait and Holand, and Congressman Redlin was escorted to the rostrum and invited to address the Senate.

Congressman Redlin: Thank you, Mr. President. I know you have a busy dual session this afternoon. It is a privilege and pleasure to come back into a session of the legislature itself, and I am sure it will be for the rest of my life. I have found they have a great community of interest and concern in things that are related to the State of North Dakota and the nation as a whole. I have written each of you and I am here re-emphasizing that I want your cooperation in the mutual duty that we have. I extend to you my willingness to cooperate and help in any way I may be able to help, or my office, in the conduct of dealing with legislation for the best interests of the people of North Dakota. I have had many close associations with many of you over the years. I have been grateful for them. I hope I may be worthy of the fact they can continue and will make new ones. Thank you, Mr. President.

Senator Morgan moved that the remarks of Congressman Redlin be printed in the journal, which motion prevailed.

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

MOTIONS

Senator Sinner: Mr. President. Mr. Hubert Ellwein, husband of one of the former employees of the Senate, Agnes Ellwein, died yesterday during heart surgery, and I move that the Secretary of the Senate be instructed to send to Mrs. Agnes Ellwein a letter of condolence from the Senate.

Which motion prevailed and the Secretary was instructed to send such letter.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

EIGHTH DAY

Bismarck, January 12, 1965

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain H. E. Hendrickson, Trinity Lutheran, Bismarck.

Our Heavenly Father,

As a prelude to this day's business we would turn to Thee, Almighty God.

Thou who hast challenged us to count our days by service to Thee, we seek Thy guidance at this session.

Help us, O Lord, to suppress self for Thy purposes and to conquer fear of the unknown by the assurance of Thine eternal presence.

Bless these men in their concern for fellowmen — that Thy way through the efforts may be accomplished. In the name of Christ, we pray.

Amen.

Roll call: All Senators present except Senators Baeverstad, Jurgensen and Kelly.

Roll call: A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifth day after recess and seventh day and find the same correct.

SENATOR KISSE, Chairman

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

FIRST READING OF A SENATE BILL

Senators Lips, Mahoney and Solberg introduced:

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.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "A"

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

Senator Holand moved that after the joint session with the House that the Senate recess until 1:30 p.m., January 13, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 13, 1965

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

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

REPORTS OF STANDING COMMITTEES

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

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 44 have had the same under consideration and recommend that the same do pass.

And be rereferred to the Committee on Appropriations.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 48 have had the same under consideration and recommend that the same do pass.

SENATOR CHESROWN, Chairman

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

SIXTH ORDER OF BUSINESS

Senator Luick moved that the amendments to Senate Bill No. 6 as recommended by the Committee on Appropriations, and printed on page 45 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 7 as recommended by the Committee on Appropriations, and printed on page 45 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 26 as recommended by the Committee on Appropriations, and printed on page 45 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Strinden and Mahoney introduced:

Senate Bill No. 72. A Bill for an Act to amend and reenact Section 20-03-21 of the North Dakota Century Code relating to the issuance of game licenses by the county auditors, their agents, their compensation, and the disposition of the proceeds.

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

Senator Trenbeath introduced:

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.

Senator Larson (By request) introduced:

Senate Bill No. 74. A Bill for an Act to amend and reenact subsection 3 of section 39-16-05 of the North Dakota Century Code, to provide an exception to the suspension of operator's licenses of drivers involved in motor vehicle accidents for employees of the United States when there is reason to believe that the United States attorney will certify that such employee was acting within the scope of his employment at the time of the accident.

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

Senator Nelson introduced:

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.

Senator Trenbeath introduced:

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.

Senators Rolfsrud, Roen, Solberg and Robinson introduced:

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 Agriculture.

Senator Weber, Walz and Larson introduced:

Senate Bill No. 78. A Bill for an Act to create and enact subsection 13 and to amend and reenact subsection 12 of section 10-04-05 of the North Dakota Century Code relating to exempt securities; subsections 1, 2, 3 and 4 of section 10-04-07.1 of the North Dakota Century Code relating to registration by announcement—secondary; subsection 1 of section 10-04-08.2 of the North Dakota Century Code relating to advertising matter—regulations; and the first paragraph of section 10-04-10 of the North Dakota Century Code relating to registration of dealers, salesmen, and investment counsel.

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Roen, Longmire, Morgan, Kisse and Nelson introduced:

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 construction of buildings for use in the field of elementary and high school education.

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

MOTIONS

Senator Luick: Mr. President, I have a gentleman sitting here with me that served in this body from 1939 to and including 1953. I believe there are only a few, very few Senators that are still serving here that served with Senator Troxel. At this time I move that the President appoint a committee of two to escort former Senator Troxel to the rostrum.

Which motion prevailed and the President appointed as such committee Senators Luick and Reichert and former Senator Troxel was escorted to the rostrum and invited to address the Senate.

Mr. Troxel: Mr. President. Honorable Members of the Senate. It is a great pleasure to be back. I came down to my first session in 1939 and then we had the Oscar Erickson trial and the special session. There have been big changes since then. I don't see many here with gray hair like mine except Miss Olson — she was here. She better hurry up and get a man or it will be too late. I left the farm at 4:40 — had chores to do and left Berthold at five o'clock this morning to appear before the State Banking Board to get an exchange at Berthold. So it has been a full day and my cattle are going to miss me at watering time this afternoon — I have to go back. It has been a real pleasure to be here though. There are quite a few Democrats — I ran with the Republicans and Democrats endorsing me and I got along fine. We had quite a time. Thank you.

Senator Sorlie moved that the remarks of former Senator Troxel be printed in the journal, which motion prevailed.

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

Senator Holand moved that after the reading of Senate Bills Nos. 27, 29, 30, 31, 40, 41 and 54, that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

NINTH DAY

Bismarck, January 13, 1965

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

Prayers by Chaplain Rev. George L. Van Bockern, First Presbyterian, Bismarck.

Our Father in Heaven, the fact that we pause together to join our hearts in prayer, makes us realize our great need of Thy Divine Guidance. We know that by ourselves we are not adequate to find a solution to all our perplexing problems; but by searching for Thy Holy Wisdom, and once we have found it to be guided by it, we realize will help us to make decisions that will be for the welfare and betterment of the people of this state.

O Gracious God, we commend to Thee all the members of this legislative body and the important duties they must perform; men who feel the weight of responsibility and the need of spiritual guidance, men who are frequently tempted by strong pressures and influences and who need the support of Thy grace. Bestow upon them the courage to do right as Thou hast given them the insight to see the right, and then the strength to stand for their convictions under all circumstances.

We offer these petitions in the name of Jesus Christ, the Friend and Saviour of all humanity. Amen.

Roll Call: All Senators present except Senator Baeverstad.

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

SENATOR KISSE, Chairman

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

SECOND READING OF SENATE BILLS

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson

George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Redlin	Urdahl
Jurgensen	Reichert	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Roen	Witteman
Kisse	Rolfsrud	

Absent and not voting:
Baeverstad Rait

So the bill 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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kjos	Saumur
Becker	Larson	Sinner
Berube	Lashkowitz	Solberg
Bopp	Lips	Sorlie
Chesrown	Longmire	Strinden
Dahlund	Mahoney	Thompson
Ecker	Nelson	Torgerson
George	Rait	Trenbeath
Hernett	Redlin	Tuff
Holand	Reichert	Urdahl
Jurgensen	Ringsak	Van Horn
Kadlec	Roen	Walz
Kautzmann	Rolfsrud	Weber
Kelly	Ruemmele	Witteman
Kisse		

Those voting in the negative were:

Forkner	Morgan	Robinson
Luick	Mutch	

Absent and not voting:
Baeverstad

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kjos	Rolfsrud
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Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgensen	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteaman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 has been read.

Senator Holand moved that Senate Bill No. 31 be rereferred to the Committee on Finance and Taxation, which motion prevailed.

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 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 revenue in the general fund.

Which has been read.

Senator Torgerson moved that Senate Bill No. 40 be rereferred to the Committee on Finance and Taxation, 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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kjos	Rolfsrud
Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie

Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgensen	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteaman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kjos	Rolfsrud
Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Strinden
Forkner	Morgan	Thompson
George	Mutch	Torgerson
Hernett	Nelson	Trenbeath
Holand	Rait	Tuff
Jurgensen	Redlin	Urdahl
Kadlec	Reichert	Van Horn
Kautzmann	Ringsak	Walz
Kelly	Robinson	Weber
Kisse	Roen	Witteaman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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, Assistant Chief Clerk

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "C"

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

Senator Holand moved that the Senate recess until 1:30 p.m., January 14, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 14, 1965

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

MESSAGE TO THE HOUSE

Senate Chambers

Bismarck, January 14, 1965

Mr. Speaker: I have to honor to return:
House Concurrent Resolution "C"
Which the President has signed.

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 6
Senate Bill No. 7
Senate Bill No. 26

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 14 has had the same under consideration and recommends that the same be amended as follows:

In the title of the bill strike the words "motor vehicle operators licenses"

At the end of the title of the bill after word "Dakota" insert the following words "relating to nonresident service, operators' licensing, accident reporting, proof of financial responsibility, unsatisfied judgment fund, and chemical test for intoxication, implied consent."

In lines 5 and 6 strike the words "motor vehicle operators' licenses"

In line 6 after the words "North Dakota" insert the words "relating to nonresident service, operators' licensing, accident reporting, proof of financial responsibility, unsatisfied judgment fund, and chemical test for intoxication, implied consent,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 38 has had the same under consideration and the majority recommends that the same do pass.

For the majority:

Senator Chesrown
 Senator Becker
 Senator Ruemmele
 Senator Longmire
 Senator Rait
 Senator Larson
 Senator Solberg
 Senator Walz

SENATOR CHESROWN, Chairman

Senator Longmire moved that the report be adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 38 has had the same under consideration and the minority recommends that the same be indefinitely postponed.

For the minority:

Senator Ringsak
 Senator Roen

SENATOR CHESROWN, Chairman

Senator Ringsak made the substitute motion that the report of the minority be substituted for the report of the majority, which motion was declared lost.

A division was requested, and there being eight or more Senators joining in said request, the request was granted, and a division was had, and the motion was again declared lost.

The question being on the motion of Senator Longmire that the report of the majority be adopted, which motion prevailed.

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

Senator Holand moved that after the reading of Senate Bills Nos. 33, 48, 6, 7, 26, 22 and 38, that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary.

TENTH DAY

Bismarck, January 14, 1965

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

Prayer by Chaplain Arnold Spain, St. Anne Roman Catholic, Bismarck.

O Lord God, King of heaven and earth, may it please Thee this day to order and to hallow, to rule and to

govern our hearts and our bodies, our thoughts, our words and our works, according to Thy law and in the doing of Thy commandments, that we, being helped by Thee, may here and hereafter worthily be saved and delivered by Thee, O Saviour of the world, who livest and reignest for ever and ever. Amen.

Roll call: All Senators present except Senator Baeverstad.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the eighth day after recess and ninth day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

FIRST READING OF SENATE BILLS

Senator Strinden, Beck, Thompson, Sinner and Roen introduced:

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.

Senator Strinden, Nelson, Roen, Thompson and Beck introduced:

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.

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

Senator Strinden, Roen, Beck, Sinner and Thompson introduced:

Senate Bill No. 81. A Bill for an Act to amend and reenact section 15-40-14 of the 1963 Supplement to the North Dakota Century Code, relating to per pupil payments from county equalization funds to high school districts.

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

Senators Robinson and Roen introduced:

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.

Senators Robinson and Roen introduced:

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.

Senators Robinson and Roen introduced:

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.

Senators Robinson and Roen introduced:

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.

Senators Robinson and Roen introduced:

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.

Senator Longmire and Reichert introduced:

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 and Veterans Affairs.

Senator Jurgensen introduced:

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 and Veterans Affairs.

Senator Holand introduced:

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 Social Welfare and Veterans Affairs.

Senator Holand introduced:

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 Social Welfare and Veterans Affairs.

Senators Urdahl, Van Horn and Trenbeath introduced:

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.

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

Senators Urdahl, Van Horn and Trenbeath introduced:

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.

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

Senators Reichert, Kjos and Robinson introduced:

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.

Senator Longmire introduced:

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.

Senators Sinner, Strinden, Roen, Forkner and Berube introduced:

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.

Senators Kadlec, Dahlund and Larson introduced:

Senate Bill No. 96. A Bill for an Act to amend and reenact subsection 3 of section 39-10-44 of the 1963 Supple-

ment 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.

Senators Kadlec, Dahlund and Larson introduced:

Senate Bill No. 97. A Bill for an Act to amend and re-enact 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 State and Federal Government.

Senators Morgan, Luick and Sinner introduced:

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.

Senators Kelly, Beck and Strinden introduced:

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 Natural Resources.

Senators Lips and Urdahl introduced:

Senate Bill No. 100. A Bill for an Act to amend and re-enact 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.

Senators Morgan, Trenbeath, Becker and Mahoney introduced:

Senate Bill No. 101. A Bill for an Act to amend and re-enact 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.

FIRST READING OF SENATE RESOLUTIONS

Senators Redlin, Becker and Kisse introduced:

Senate Resolution No. 2. A resolution urging consideration and study of the problems facing the farmers of North Dakota and the United States.

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

Senators Lashkowitz, Sinner, Kautzmann, Kisse and Ringsak introduced:

Senate Resolution No. 3. A resolution expressing the objections of the North Dakota Senate to the proposed closing of the Fargo office of the United States Veterans Administration.

Was read the first time.

Senator Lashkowitz moved that the rules be suspended, that Senate Resolution No. 3 be not printed as a bill but printed in the Journal and read in its entirety by the Secretary, which motion prevailed.

SENATE RESOLUTION No. 3

Introduced by Senators Lashkowitz, Sinner, Kautzmann, Kisse, and Ringsak

A resolution expressing the objections of the North Dakota Senate to the proposed closing of the Fargo office of the United States Veterans Administration.

1 WHEREAS, the United States Veterans Administra-
1a tion has recently
2 announced plans for the discontinuance of the Fargo
2a office of the
3 Veterans Administration; and

4 WHEREAS, according to reliable estimates, the peak
4a load in the
5 field of veterans' affairs will not be reached until the
5a 1970's; and

6 WHEREAS, the Fargo office is currently the only
6a office process-
7 ing claims and serving the needs of veterans and sur-
7a vivors of
8 deceased veterans in the entire state of North Dakota
8a plus a large
9 portion of western Minnesota; and

10 WHEREAS, the proposed closing would work a hard-
10a ship on veterans,
11 particularly the disabled, because of the greater travel
11a distance
12 thus necessitated, and would impair or destroy the
12a personal relation-
13 ships so necessary to understanding and processing
13a veterans'
14 claims; and

15 WHEREAS, in addition to the many veterans in-
15a volved, some sixty
16 employees of the Veterans Administration now face the
16a possibility of
17 transfer with the resultant hardship and decline in
17a morale, and the
18 community faces a detrimental blow to its economy;
18a and

19 WHEREAS, United States Senator Quentin Burdick
19a has contacted
20 the office of Congressman Olin Teague, Chairman of
20a the United States
21 House Veterans' Affairs Committee, with a request for
21a public hear-
22 ings on the closing, and United States Senator Milton
22a Young has
23 expressed his willingness to assist and cooperate in this
23a matter
24 in any way possible;

25 NOW, THEREFORE, BE IT RESOLVED BY THE
25a SENATE

26 OF THE STATE OF NORTH DAKOTA:

27 That the Senate of the State of North Dakota hereby
27a expresses
28 its opposition to the proposed closing for the reasons

28a cited in
 29 this resolution, and also expresses its appreciation to
 29a Senators
 30 Burdick and Young for their action in this matter and
 30a its support
 31 to the proposed public hearings;
 32 **BE IT FURTHER RESOLVED**, that the Senate of the
 32a State of North
 33 Dakota hereby calls upon interested citizens and groups
 33a within
 34 the state and western Minnesota to support the move
 34a to retain this
 35 valuable public service.

Senator Kisse moved that Senate Resolution No. 3 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 3. A resolution expressing the objections of the North Dakota Senate to the proposed closing of the Fargo office of the United States Veterans Administration.

Which has been read.

Senator Kisse moved that Senate Resolution No. 3 be adopted, which motion prevailed and the resolution was declared adopted.

REPORT OF A SELECT COMMITTEE

Mr. President: Your Select Committee appointed to arrange for Chaplaincy of the Senate during the Thirty-ninth Legislative Assembly submits the following list of Clergy and schedule of days to be served by each at a fee of \$6.00 per appearance:

DATE	Phone
January	
6 David E. Figg.....	(223-8995)
Church of the Nazarene	
7 Allan Strohschein.....	(223-8361)
Bismarck Baptist	
8 W. R. Garvin.....	(223-1033)
Cathedral of the Holy Spirit	
9 J. H. Nicolai.....	(223-3560)
Trinity Lutheran	
11 E. O. Grunstead.....	(255-1160)
McCabe Methodist	
12 H. E. Hendrickson.....	(223-3560)
Trinity Lutheran	
13 W. R. Lindsay.....	(223-6091)
First Presbyterian	
14 Arnold Spain.....	(223-1549)
St. Anne Roman Catholic	
15 R. D. Lynne.....	(255-1001)
Good Shepherd Lutheran	
16 Walter Erdmann.....	(223-4401)
First E. U. B.	
18 G. H. Bradford.....	(223-2921)
First Baptist	

19	H. A. Galowitsch.....	(663-8842)
	Christ the King — Mandan	
20	E. H. Haacke.....	(223-2326)
	Faith Lutheran	
21	C. F. Brien.....	(663-5683)
	First Lutheran — Mandan	
22	John MacMullen.....	(663-3350)
	First Methodist — Mandan	
23	W. R. Garvin.....	(223-1033)
	Cathedral of the Holy Spirit	
25	Mannon Wallace.....	(663-6232)
	Baptist Temple — Mandan	
26	Frank Rumer.....	(663-6114)
	Methodist Church — Mandan	
27	Lester Myer.....	(663-8975)
	Church of the Nazarene — Mandan	
28	Warren Johnson.....	(223-4340)
	First Lutheran	
29	Arnold Spain.....	(223-1549)
	St. Anne Roman Catholic	
30	Cedric Lofdahl.....	(223-9754)
	House of Prayer — Lutheran	
February		
1	George L. Van Bockern.....	(223-6091)
	First Presbyterian	
2	H. A. Galowitsch.....	(663-8842)
	Christ the King — Mandan	
3	Erwin Wieland.....	(223-2326)
	Faith Lutheran	
4	Jack George.....	(223-4401)
	First E. U. B.	
5	Gordon Spicer.....	(223-1885)
	Salvation Army	
6	Ira Herzberg.....	(255-0598)
	Calvary E. U. B.	
8	T. J. Dolan.....	(223-1033)
	Corpus Christi Roman Catholic	
9	Charles Hill.....	(223-7266)
	United Congregational	
10	A. E. Smith.....	(223-1136)
	St. George's Episcopal	
11	W. D. Stone.....	(223-7238)
	Wesleyan Methodist	
12	R. A. Feehan.....	(223-5562)
	St. Mary's Roman Catholic	
13	Henry Hottmann.....	(255-1160)
	McCabe Methodist	
15	Moyne Darnell.....	(663-5271)
	Salvation Army — Mandan	
16	F. K. Smyithe.....	(663-6649)
	Christ Episcopal — Mandan	
17	Thomas Chambers.....	(663-9562)
	St. Joseph's R. C. — Mandan	
18	Thomas Wedward.....	(663-3545)
	Peace Lutheran — Mandan	

19	Robert Strutz.....	(663-3421)
	Good Shepherd E.U.B. — Mandan	
20	A. Ben Dove.....	(663-5329)
	First Presbyterian — Mandan	
22	M. P. Lutness.....	(223-3560)
	Trinity Lutheran	
23	T. J. Dolan.....	223-1033
	Corpus Christi Roman Catholic	
24	David E. Figg.....	(223-8995)
	Church of the Nazarene	
25	Allan Strohschein.....	(223-8361)
	Bismarck Baptist	
26	J. H. Nicolai.....	(223-3560)
	Trinity Lutheran	
27	R. A. Feehan.....	(223-5562)
	St. Mary's Roman Catholic	
March		
1	E. O. Grunstead.....	(255-1160)
	McCabe Methodist	
2	H. E. Hendickson.....	(223-3560)
	Trinity Lutheran	
3	W. R. Lindsay.....	(223-6091)
	First Presbyterian	
4	R. D. Lynne.....	(255-1001)
	Good Shepherd Lutheran	
5	Thomas Chambers.....	(663-9562)
	St Joseph's R. C. — Mandan	
6	Walter Erdmann.....	(223-4401)
	First E. U. B.	
8	G. H. Bradford.....	(223-2921)
	First Baptist	
9	E. H. Haacke.....	(223-2326)
	Faith Lutheran	
10	M. P. Lutness.....	(223-3560)
	Trinity Lutheran	
11	C. F. Brien.....	(663-5683)
	First Lutheran — Mandan	
12	John MacMullen.....	(663-3350)
	First Methodist — Mandan	
13	Mannon Wallace.....	(663-6232)
	Baptist Temple — Mandan	
15	Frank Rumer.....	(663-6114)
	Methodist — Mandan	

MOTIONS

Senator Roen moved that the report of the Committee on Chaplaincy be printed in the Journal and laid over one legislative day, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p.m., January 15, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 15, 1965

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 45 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "whenever" delete the word "ten" and insert in lieu thereof the word "thirty"

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 46 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Senator Solberg made the substitute motion that the committee report on Senate Bill No. 46 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 47 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 52 have had the same under consideration and recommend that the same be amended as follows:

Line 9 after the word "warden" insert "after consultation with the prison psychiatrist or psychologist".

Line 30 after the period delete the words "The warden shall cause" and delete all of lines 31 and 32.

Line 62 delete the words "and to the warden of the penitentiary".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 56 have had the same under consideration and recommend that the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 57 has had the same under consideration and recommends that the same be amended as follows:

In Line 10 after the word "products" delete the comma and insert in lieu thereof a "period", and delete the words "naming the country of origin".

Delete line 11.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 64 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "use" delete the word "by" and insert in lieu thereof the word "for"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "D" has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

FIRST READING OF SENATE BILLS

Senators Lips and Sinner introduced:

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.

Senators Kisse, Lips and Lashkowitz introduced:

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.

Senators Kisse, Lips and Lashkowitz introduced:

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.

Senators Weber, Larson and Solberg introduced:

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 and Veterans Affairs.

Senators Sinner, Kadlec, Kisse, Ringsak, Mahoney, Luick and Sorlie introduced:

Senate Bill No. 106. A Bill for an Act to provide for an alternate form of county government.

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

Senators Becker, Kadlec, Trenbeath, Dahlund, Kisse, Tuff, Mutch, Beck, Reichert, Larson, Berube, Forkner, Mahoney, Rait, Witteman, Robinson, Walz, Sorlie, Lips, George, Luick, Roen, Ecker, Strinden, Weber, Bopp, and Kautzmann introduced:

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.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 46, nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Mutch	Torgerson
George	Nelson	Trenbeath
Hernett	Rait	Tuff
Holand	Redlin	Urdahl
Jurgensen	Ringsak	Van Horn
Kadlec	Robinson	Walz
Kautzmann	Roen	Weber
Kelly	Rolfstrud	Witteman
Kisse		

Those voting in the negative were:

Morgan

Absent and not voting:

Baeverstad Reichert

So the resolution was declared adopted.

SECOND READING OF SENATE BILLS

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46, nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Nelson	Trenbeath
Hernett	Rait	Tuff
Holand	Redlin	Urdahl
Jurgensen	Ringsak	Van Horn
Kadlec	Robinson	Walz
Kautzmann	Roen	Weber
Kelly	Rolfstrud	Witteman
Kisse		

Those voting in the negative were:

Mutch

Absent and not voting:

Baeverstad Reichert

So the bill passed and the title was agreed to.

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 to 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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Rait	Urdahl
Jurgensen	Redlin	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Roen	Witteman
Kisse	Rolfsrud	

Absent and not voting:

Baeverstad	Reichert
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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 has 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Mutch	Trenbeath

Hernett	Nelson	Tuff
Holand	Rait	Urdahl
Jurgensen	Redlin	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Roen	Witteman
Kisse	Rolfstrud	

Absent and not voting:

Baeverstad	Reichert
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So the bill was 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 has 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Rait	Urdahl
Jurgensen	Redlin	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Roen	Witteman
Kisse	Rolfstrud	

Absent and not voting:

Baeverstad	Reichert
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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.

Was read the second time.

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, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Larson	Solberg
Bopp	Lashkowitz	Sorlie
Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Ecker	Luick	Trenbeath
George	Mahoney	Tuff

Hernett	Nelson	Urdahl
Holand	Rait	Van Horn
Jurgensen	Redlin	Walz
Kadlec	Rolfstrud	Weber
Kautzmann	Ruemmele	Witteaman
Kelly		

Those voting in the negative were:

Forkner	Ringsak	Roen
Morgan	Robinson	Torgerson
Mutch		

Absent and not voting:

Baeverstad	Reichert
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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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kjos	Rolfstrud
Becker	Larson	Ruemmele
Berube	Lashkowitz	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Rait	Urdahl
Jurgensen	Redlin	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Roen	Witteaman
Kisse		

Those voting in the negative were:

Strinden

Absent and not voting:

Baeverstad	Reichert
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So the bill passed and the title was agreed to.

Senator Strinden: Mr. President. I would like to explain my vote on this matter. It is not that I am totally against the operation of the State Mill and Elevator at Grand Forks. I do object to the direct competition to the retailers and in that respect I voted "no".

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 has been read.

Senator Ringsak moved that Senate Bill No. 38 be referred to the Committee on State and Federal Government, 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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 14 as recommended by the Committee on Appropriations, and printed on page 59 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Ringsak moved that Senate Bill No. 51 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 51 be referred to the Committee on Natural Resources, which motion prevailed.

Senator Trenbeath moved that Senate Bills Nos. 92 and 99 be returned to the Senate from the Committee on Natural Resources, which motion prevailed.

Senator Trenbeath moved that Senate Bills Nos. 92 and 99 be re-referred to the Committee on State and Federal Government, which motion prevailed.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

ELEVENTH DAY

Bismarck, January 15, 1965

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

Prayer by Chaplain R. D. Lynn, Good Shepherd Lutheran, Bismarck.

Dear Heavenly Father:

We pause to give Thee thanks for the many blessings

Thou hast bestowed upon our country and state. We pause to thank Thee for the blessings Thou hast bestowed upon our families and upon us as individuals.

Now as we begin another session grant that these, our Legislators may always be mindful of the welfare of the people they represent. Grant that they may be guided by motives of unselfishness directed to the good of all people. Preserve this body of law makers from all double dealing and inconsiderate judgment: from all pettiness and seeking of self-glory.

And may we, the people whom this assembled body represents, be lead to show our gratitude through devotion to the welfare of our state. Lead us, the people of North Dakota, in becoming more concerned about our fellow man and less concerned about ourselves. Bring us and the Legislature closer together in spirit — so that we all may work together for the welfare of all mankind and to Thy Glory. In Christ's Name we pray. Amen.

Roll call: All Senators present except Senators Baeverstad and Reichert.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the ninth day after recess and tenth day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

REPORT OF A SELECT COMMITTEE

Senator Roen moved that the report of the Committee on Chaplaincy printed on pages 66, 67 and 68 of the Senate Journal be adopted.

ROLL CALL

The question being on the motion of Senator Roen that the report of the Committee on Chaplaincy be adopted, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kjos	Ruemmele
Becker	Larson	Saumur
Berube	Lashkowitz	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Ecker	Mahoney	Thompson
Forkner	Morgan	Torgerson
George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Rait	Urdahl

Jurgensen	Redlin	Van Horn
Kadlec	Ringsak	Walz
Kautzmann	Robinson	Weber
Kelly	Roen	Wittman
Kisse	Rolfstrud	

Absent and not voting:
 Baeverstad Reichert

So the motion was declared carried.

FIRST 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.

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

EXECUTIVE SESSION

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

One message from the Governor was read by the Secretary requesting confirmation of the following appointment:

Albert Haas, New Rockford, for reappointment on the Board of Higher Education to serve a seven-year term, which term will expire July 1, 1971.

The Senate in Executive Session thereupon advised and consented to the above appointment and confirmed the same.

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

REPORT OF STANDING COMMITTEE

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

Senate Resolution No. 3

And find the same correctly enrolled.

SENATOR BECK, Chairman

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

Senator Holand moved that the Senate recess until 1:30 p.m., January 16, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 16, 1965

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

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 14

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 3

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

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 3

Was delivered to the Secretary of State at the hour of 1:30 o'clock p.m., January 16, 1965.

SENATOR BECK, Chairman

Mr. President: 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 delete the figure "\$215,915.00" and insert in lieu thereof the figure "\$250,915.00"

In line 6 delete the figure "\$101,115.00" and insert in lieu thereof the figure "\$123,115.00"

In line 7 delete the figure "\$75,000.00" and insert in lieu thereof the figure "\$63,000.00"

After line 9 put in a line 9A and the wording as follows "Matching local funds for industrial surveys" and insert a figure of "\$25,000.00"

In line 10 delete the figure "\$215,915.00" and insert in lieu thereof the figure "\$250,915.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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 3 delete the figure "\$90,000.00" and insert in lieu thereof the figure "\$94,000.00"

In line 8 delete the figure "\$70,000.00" and insert in lieu thereof the figure "\$72,000.00"

In line 11 delete the figure "\$16,700.00" and insert in lieu thereof the figure "\$18,700.00"

In line 13 delete the figure "\$90,000.00" and insert in lieu thereof the figure "\$94,000.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Kautzmann moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 8 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 9 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$111,400.00" and insert in lieu thereof the figure "\$113,383.59"

Insert a line 14A to read as follows "Special Assessments City of Lisbon" and insert the figure "\$1,983.59"

In line 17 delete the figure "\$304,525.00" and insert in lieu thereof the figure "\$306,508.59"

In line 19 delete the figure "\$111,400.00" and insert in lieu thereof the figure "\$113,383.59"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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 17 delete the figure "\$11,000,000.00" and insert in lieu thereof the figure "\$11,700,000.00"

In line 22 delete the figure "\$12,500,000.00" and insert in lieu thereof the figure "\$13,200,000.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 45 as recommended by the Committee on Political Subdivisions, and printed on page 69 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 52 as recommended by the Committee on Judiciary, and printed on page 69 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 57 as recommended by the Committee on Agriculture, and printed on page 70 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 64 as recommended by the Committee on Agriculture, and printed on page 70 of the Senate Journal, be adopted, which motion prevailed.

MOTION

Senator Hernettt moved that the Senate reconsider the action by which Senate Concurrent Resolution "C" was passed, which motion prevailed.

Senator Holand moved that Senate Concurrent Resolution "C" be placed on the calendar following Senate Bill No. 14, which motion prevailed.

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

Senator Holand moved that after the reading of Senate Bills Nos. 47, 56, 63, Senate Concurrent Resolution "D", Senate Bill No. 14, Senate Concurrent Resolution "C", Senate Bills Nos. 11, 45, 52, 57 and 64 that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWELFTH DAY

Bismarck, January 16, 1965

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

Prayer by Chaplain Jack K. George, First E. U. B., Bismarck.

O Lord of history, through whose power men won liberty, and by whose justice they beheld the vision of a righteous nation, and by whose will they laid down their lives to purchase it: We are not unmindful of the heritage which is ours, not of our deserving but by Thy providence, and bought with diligence, scholarship, and sacrifice. Help us to be worthy to stand in this place in the time allotted to us, and with steadfast courage and unwavering hope to fulfill the tasks which Thy will demands be done. In the name of the Eternal. Amen.

Roll call: All Senators present except Senators Baeverstad, Chesrown, George, Longmire, Mutch, Nelson, Reichert, Solberg and Torgerson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal

of the tenth day after recess and eleventh day and recommends that the same be corrected as follows:

On page 77, line 34, delete the words "Concurrent Resolution" and insert in lieu thereof the word "Bill".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

FIRST READING OF SENATE BILLS

Senators Morgan, Weber, Luick and Witteman introduced:

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.

Senators Sorlie, Luick, Robinson, Van Horn, Saumur, Lips, Thompson, Lashkowitz and Jurgensen introduced:

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.

Senators Thompson and Luick introduced:

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 Education.

Senators Mahoney, Reichert and Sorlie introduced:

Senate Bill No. 111. A Bill for an Act to amend and reenact subsection 7 of section 20-01-01 and sections 20-05-01 and 20-07-02 of the North Dakota Century Code relating to the taking of small game animals, including tree squirrels, jackrabbits, snowshoe hares and cottontail rabbits.

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

Senators Mahoney, Reichert and Sorlie introduced:

Senate Bill No. 112. A Bill for an Act to amend and reenact subsection 1 of section 20-03-01 of the North Dakota

Century Code relating to authorizing the taking of small game animals with a regular resident hunting license.

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

Senators Weber, Larson and Sinner introduced:

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.

Senators Kadlec, Larson and Becker introduced:

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.

Senators Morgan, Solberg, Ecker and Kadlec introduced:

Senate Bill No. 115. A Bill for an Act to provide a bounty for the killing of foxes in the state of North Dakota and to amend and reenact subsection 1 of section 20-03-12 of the North Dakota Century Code, relating to resident hunting license fees.

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

Senators Hernet, Reichert, Trenbeath, and Van Horn introduced:

Senate Bill No. 116. A Bill for an Act to amend and reenact sections 21-10-01, 21-10-02, 21-10-03, and 21-10-04 of the 1963 Supplement to the North Dakota Century Code, relating to the membership, personnel, facilities, and compensation of the state investment board.

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

Senators Berube, Walz, Tuff, Kadlec, and Bopp introduced:

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.

Senators Urdahl and Lips introduced:

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 and Veterans Affairs.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senators Hernet, Reichert, Trenbeath and Van Horn introduced:

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.

FIRST 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.

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

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

Senator Holand moved that the Senate recess until 12:30 p.m., January 18, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWELFTH DAY AFTER RECESS AND FOURTEENTH DAY

Bismarck, January 18, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 31 have had the same under consideration and recommend that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 32 have had the same under consideration and recommend that the same do pass.

SENATOR BECKER, Chairman

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

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

Senate Bill No. 45

Senate Bill No. 52

Senate Bill No. 57

Senate Bill No. 64

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 5 as recommended by the Committee on Appropriations, and printed on page 79 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 9 as recommended by the Committee on Appropriations, and printed on page 80 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 10 as recommended by the Committee on Appropriations, and printed on page 80 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Mahoney and Morgan introduced:

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.

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

Senators Sinner, Robinson, Roen, Kadlec, Van Horn and Morgan introduced:

Senate Bill No. 120. A Bill for an Act to create and enact section 57-02-18.8 of the North Dakota Century Code, relating to the assessment of livestock on an average monthly inventory, and to repeal sections 57-02-18, 57-02-18.1, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.5, 57-02-18.6, and 57-02-18.7 of the North Dakota Century Code, relating to the present methods of assessing livestock.

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

Senators Bopp, Hernet, Sorlie and Holand introduced:

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.

Senators Sorlie, Bopp, Luick, Roen, Hernet and Van Horn introduced:

Senate Bill No. 122. A Bill for an Act relating to the publication of lists of school district expenditures.

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

Senators Urdahl, Kelly, Solberg, Thompson and Rait introduced:

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, Business and Labor.

Senators Lashkowitz, Sorlie and Tuff introduced:

Senate Bill No. 124. A Bill for an Act to create and enact section 65-05-19.1 of the North Dakota Century Code, relating to workmen's compensation death benefits for certain state or municipal officers and employees.

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

Senators Trenbeath, Kautzmann and Mahoney introduced:

Senate Bill No. 125. A Bill for an Act to require that buildings and facilities constructed through the use of public funds shall be constructed as herein provided in order to make such buildings and facilities accessible to and useable by handicapped persons.

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

Senator Walz introduced:

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 Committee on Social Welfare and Veterans Affairs.

Senators Longmire, Holand and Reichert introduced:

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.

Was read the first time.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "I" be not referred to committee, not printed as a bill but printed in the Journal and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION "I"

Introduced by Senator Longmire, Holand, and Reichert

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.

1 WHEREAS, the editors and reporters of
2 North Dakota daily and weekly newspapers are in active
2a partnership
3 with the senators and representatives of this state in the task of
4 keeping citizens informed about their government; and
5 WHEREAS, Mr. Jenkin Lloyd Jones, vice
6 president, editor, and publisher of the Tulsa Oklahoma Tribune
6a and
7 widely known for his extensive world travels and lectures, will
7a be
8 able to attend a joint meeting of newspapermen and legislators
8a on
9 February 12, 1965;

10 NOW, THEREFORE, BE IT RESOLVED BY THE
11 SENATE OF THE STATE OF NORTH DAKOTA, THE
12 HOUSE OF REPRESENTATIVES CONCURRING
13 THEREIN:

14 That the senate and the house of representatives of the state
15 of North Dakota, individually and collectively, invite the
16 newspapermen of their respective districts to spend the day of
17 February 12, 1965, at the state capitol as our guests, to witness
18 at first hand, the legislative process; and

19 BE IT FURTHER RESOLVED, that the senate
20 and the house of representatives of the state of North Dakota
20a join
21 in the invitation to Mr. Jenkin Lloyd Jones, vice president,
21a editor,
22 and publisher of the Tulsa Oklahoma Tribune, to address the
22a joint
23 meeting of newspapermen and legislators.

SECOND 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.

Was read the second time.

The question being on the final passage of Senate Concurrent Resolution "I".

Senator Longmire moved that Senate Concurrent Resolution "T" be adopted, which motion prevailed, and the Resolution was declared adopted.

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

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.

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.

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.

MESSAGE TO GOVERNOR

January 18, 1965

Honorable William L. Guy
Governor of North Dakota
State Capitol
Bismarck, North Dakota

Dear Governor:

This is to notify you that the Senate has confirmed the appointment of Mr. Albert Haas to the Board of Higher Education to serve from July 1, 1964 to June 30, 1971.

Best personal regards,
CHARLES TIGHE
Lt. Governor

MOTIONS

Senator Kautzmann moved that the Secretary of the Senate be instructed to mail copies of Senate Resolution No. 3 to the Congressional delegation of North Dakota and the Veterans Administration in Washington, D.C., which motion prevailed.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FOURTEENTH DAY

Bismarck, January 18, 1965

The Senate convened at 2:00 p.m., the President presiding.
Prayer by Chaplain G. H. Bradford, First Baptist, Bismarck.
Will you join me as we pray together?

We pause now, our Heavenly Father, in the labors of government to turn and give Thee thanks for the bounty which has been lavished

upon us as a people, and as a state. In our thanksgiving remind us again and again of the source of all good gifts, Thyself, The Creator and Ruler of the universe.

We seek Thy continued blessing upon these who join together as Thy ministers of good government.

Keep minds alert, and bring to recollection every detail needed in these difficult and critical days.

Keep consciences clear by Thy constant reminder of whom we serve, and of those we represent in that service.

In this, another week of legislative consideration walk closely with these who trust in Thee, that in all things we may together honor Thee.

Grant these blessings, we pray, in the name of Thy Blessed Son, our Redeemer. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 82, line 31, correct the spelling of the name "Jurgensen".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

REPORT OF A STANDING COMMITTEE

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

District No.	Senator	Mileage
1.	Pembina..... Grant Trenbeath.....	630
2.	Ward..... Walter Dahlund.....	336
3.	Walsh..... Ludger Kadlec.....	544
4.	Walsh..... Elton W. Ringsak.....	612
5.	Grand Forks..... Duane Mutch.....	500
6.	Grand Forks..... George Saumur.....	530
7.	Grand Forks..... George Longmire.....	530
8.	Traill..... Oscar J. Sorlie.....	500
9.	Cass..... Herschel Lashkowitz.....	400
10.	Cass..... George A. Sinner.....	360
11.	Cass..... Francis E. Weber.....	350
12.	Richland..... A. W. Luick.....	530
13.	Sargent..... Leonard A. Bopp.....	436
14.	Ransom..... Donald C. Holand.....	370
15.	Barnes..... Earl M. Kelly.....	270
16.	Griggs-Steele..... Carrol Torgerson.....	360
17.	Nelson..... Lester Larson.....	480
18.	Cavalier..... Richard E. Forkner.....	520
19.	Rolette..... Philip Berube.....	450
20.	Benson..... Bronald Thompson.....	330
21.	Ramsey..... J. H. Mahoney.....	382
22.	Towner..... H. B. Baeverstad.....	400
23.	Stutsman..... Kenneth Urdahl, Sr.....	200
24.	LaMoure..... Emil T. Nelson.....	300
25.	Dickey..... Earl H. Redlin.....	332
26.	Emmons..... Robert Chesrown.....	130
27.	Burleigh..... Evan E. Lips.....	0
28.	Bottineau..... Edwin C. Becker.....	384

29.	Ward.....	L. R. Jurgensen.....	228
30.	Morton.....	Emil E. Kautzmann.....	0
31.	Stark.....	Wm. R. Reichert.....	220
32.	Eddy-Foster.....	H. O. Beck.....	254
33.	Wells.....	Robert Walz.....	220
34.	McHenry.....	Bencer N. Kjos.....	220
35.	Kidder-Sheridan.....	Harry W. George.....	95
36.	McIntosh-Logan.....	Gail H. Hernet.....	240
37.	Richland.....	Kenneth L. Morgan.....	430
38.	Barnes.....	Theron L. Strinden.....	300
39.	Billings-Bowman- Golden Valley-Slope.....	Leland Roen.....	372
40.	Burke-Divide.....	George Rait.....	501
41.	McKenzie.....	Halvor Rolfsrud.....	400
42.	Pierce.....	Eugene Tuff.....	340
43.	Renville.....	Orville Witteman.....	330
44.	Mountrail.....	Clark Van Horn.....	280
45.	Williams.....	Iver Solberg.....	428
46.	McLean.....	Dave M. Robinson.....	144
47.	Grant-Sioux.....	Frank J. Ruemmele.....	132
48.	Mercer-Dunn-Oliver.....	Dan Kisse.....	242
49.	Adams-Hettinger.....	J. W. Ecker.....	310

SENATOR MUTCH, Chairman

Senator Mutch moved that the report be adopted.

Senator Holand moved that the reading of the report of the Committee on Mileage and Per Diem be dispensed with, that the report be printed in the Journal and laid over one legislative day, which motion prevailed.

The question being on the motion of Senator Kisse that the report of the Committee on Social Welfare and Veterans Affairs on Senate Bill No. 46 recommending that the same be indefinitely postponed be adopted.

Senator Kautzmann made the substitute motion that Senate Bill No. 46 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Kisse (By Request) introduced:

Senate Bill No. 126. A Bill 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 having a capacity of two hundred thirty kilovolts owned by nonprofit cooperatives selling electric energy at wholesale, providing for tax credit allowance on energy produced, providing for allocation of tax proceeds and to amend section 57-33-01 of the North Dakota Century Code to exclude large cooperative electric generating and transmission corporations from the provisions thereof.

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

Senator Kisse (By Request) introduced:

Senate Bill No. 127. A Bill for an Act to amend and reenact Sections 57-33-03, 57-33-04, 57-33-05 and 57-33-06 of the North Dakota Century Code relating to taxation of rural electric cooperatives, requiring reports, apportioning taxes and prescribing the duty of the county auditor.

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

Senator Longmire introduced:

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 and Veterans Affairs.

Senators Morgan, Luick and Weber introduced:

Senate Bill No. 129. A Bill for an Act to amend and reenact chapter 35-09 and section 35-21-01 of the North Dakota Century Code, relating to seed liens and their release by an undertaking.

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

Senators Walz, George, Hernet and Beck introduced:

Senate Bill No. 130. A Bill for an Act to provide thirty days' notice before an insurance company can cancel, discontinue, or refuse to renew an insured's motor vehicle liability insurance.

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

Senators Mahoney, Longmire, Ringsak and Reichert introduced:

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.

Senators Morgan, Roen, Weber and Reichert introduced:

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.

Senators Sinner and Baeverstad introduced:

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.

Senators Weber, Rait and Larson introduced:

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.

Senators Kadlec and Witteman introduced:

Senate Bill No. 135. A Bill for an Act to amend and reenact section 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.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Those voting in the negative were:

Reichert Ringsak

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz

Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteinan
Jurgensen			

So the bill passed and the title was agreed to.

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 has been read.

Senator Trenbeath moved that Senate Concurrent Resolution "D" be adopted, which motion prevailed, and the resolution was declared adopted.

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.

Which has 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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteinan
Jurgensen			

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Solberg
Beck	Jurgensen	Mahoney	Sorlie
Becker	Kadlec	Rait	Strinden
Berube	Kautzmann	Redlin	Thompson
Bopp	Kelly	Reichert	Torgerson
Chesrown	Kisse	Ringsak	Trenbeath
Dahlund	Kjos	Robinson	Tuff
Ecker	Larson	Rolfstrud	Urdahl
Forkner	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Sinner	Witteinan

Those voting in the negative were:

Morgan	Nelson	Roen	Van Horn
Mutch			

So the resolution was declared adopted.

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sinner
Beck	Kautzmann	Mutch	Solberg
Becker	Kelly	Nelson	Sorlie
Berube	Kisse	Rait	Thompson
Bopp	Kjos	Redlin	Torgerson
Chesrown	Larson	Reichert	Tuff
Dahlund	Lashkowitz	Ringsak	Urdahl
Ecker	Lips	Roen	Van Horn
Forkner	Longmire	Rolfsrud	Walz
George	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen			

Those voting in the negative were:

Hernett	Robinson	Strinden	Trenbeath
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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 has been read.

The question being on the final passage of the bill, as amended, on page 69 of the Senate Journal, Senator Longmire moved that Senate Bill No. 45 be placed at the foot of the calendar, which motion prevailed.

MESSAGE FROM THE HOUSE

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Baeverstad, Beck, Becker, Berube, Bopp, Chesrown, Dahlund, Ecker, Forkner, George, Hernett, Holand, Jurgensen, Kadlec, Kautzmann, Kelly, Kisse, Kjos, Lips, Larson, Lashkowitz, Longmire, Luick, Mahoney, Morgan, Nelson, Rait, Redlin, Reichert, Ringsak, Roen, Rolfsrud, Ruemmele, Saumur, Sinner, Solberg, Sorlie,

Strinden, Thompson, Torgerson, Trenbeath, Tuff, Urdahl, Van Horn, Walz, Weber and Witteman introduced:

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 Committee on Agriculture.

MOTIONS

Senator Sinner moved that the Chair consult with the floor leaders in reference to securing floor microphones and take appropriate action, which motion prevailed.

Senator Holand moved that after the reading of Senate Bills No. 31 and 32 that the Senate recess until 1:30 p.m., January 19, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FOURTEENTH DAY AFTER RECESS AND FIFTEENTH DAY

Bismarck, January 19, 1965

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 5

Senate Bill No. 9

Senate Bill No. 10

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 62 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution "B" has had the same under consideration and recommends that the same be referred to the Legislative Research Resolutions Committee.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Resolution No. 1 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

MOTIONS

Senator Lips moved that the President appoint a committee of two to escort former Senator Milt Rue to the rostrum, which motion prevailed.

The President appointed as such committee, Senators Lips and Reichert and former Senator Milt Rue was escorted to the rostrum and invited to address the Senate.

Mr. Rue: Mr. President. Members of the Senate. It is good to be back in the legislative chambers and especially good to be back in the State Senate. It brings back many fond memories of the important legislation we had, represented by some of the finest people in our state and from all corners of our state. There aren't

very many left here since I started but there are a few — Senator Baeverstad, Senator Luick — a few more, and there are quite a few new ones since I stepped down. Being a member of the legislature, as you all know, is one of the great experiences in a lifetime. If I may I would suggest to the new Senators that they might come here with set ideas and definite thoughts on certain matters but my suggestion is this — before they decide and before they vote, hear both sides of the story. There is no better place to get the full story of any legislation than in committee. Now even though they don't belong to the committee, any member of the legislature knows they are always welcome at committee meetings. They can sit in — they can't vote but they do hear the arguments pro and con, and then they can use their own conviction to do what is right for their state and I know that will bring about good laws. As we observe, not participating in the legislature, but as we hear being talked about, you have many difficult problems to solve. Fact of the matter is, I haven't attended a legislative session that did not have many difficult problems to solve, but as men and women working together for the best interest of the state, they can come out with a package of laws that will be beneficial not only to one group but to the majority of the people of North Dakota, and when you are representing the majority in your legislation, that is good government. Things you hear, as I say — reapportionment — as I have observed, you have no choice. This is the law of the land. It is not what I want or what you want. You have to as responsible members do your duty and re-apportion the State of North Dakota according to the law. Of course, we all know you can neglect your duty and throw it in the hands of the Court, but this does not speak very well for any legislative assembly when they duck their duty. Another little observation I might make — a very tough one indeed is taxation. We know all facets of government cost money and it is going to be up to you what you are going to do — to give the people the service that they want. We cannot give them all they want but have got to give them enough for a progressive, forward moving state. Just to raise one source of taxation that benefits this group or that group, I don't think is good law but I think raising them all equitably you will find that is good judgment and good for this legislature to pass. What that raise is, it is up to you to decide because you know the amount of money that is needed. Another thing, not only in North Dakota but throughout the nation is education. We can't take this lightly. Every boy and girl in our state should be given the opportunity to have education regardless of his financial means. This is a very difficult problem and it costs money but we of North Dakota got to live up to this because in these times, not like when I was a boy, it was not as necessary to have education as it is today. I have no intention of trying to tell the legislature what to do. You are a very competent, intelligent group and I know the people of North Dakota are proud of the great start you got. If you keep working until the end of this session as you have up to now, you will make a record for this legislature that we can all be proud of. It is good to be here and thank you very much.

Senator Lips moved that the remarks of former Senator Milt Rue be printed in the Journal, which motion prevailed.

MOTIONS

Senator Holand moved that the President appoint a committee of three to meet with a like committee from the House to arrange for a Joint Memorial Service on Washington's Birthday, which motion prevailed.

The President appointed as such committee Senators Dahlund, Redlin and Sinner.

Senator Ringsak moved that Senate Bill No. 44 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 44 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Morgan introduced:

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.

Senator Longmire introduced:

Senate Bill No. 137. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code relating to discretionary authority to suspend a driver's or operator's license and/or privileges and setting forth basis for suspension.

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

Senators Trenbeath and Sinner introduced:

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.

Senators Urdahl and Trenbeath introduced:

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.

Senators Hernett, Bopp and Sorlie introduced:

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.

Senators Holand, Reichert, Forkner and Becker introduced:

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 State and Federal Government.

Senators Torgerson, Beck and Ringsak introduced:

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, Business and Labor.

Senators Lips, Lashkowitz and Longmire introduced:

Senate Bill No. 143. A Bill for an Act authorizing local political subdivisions operating airports to impose and collect from scheduled commercial air passenger carriers a boarding fee or charge for airport construction, maintenance, equipment and operation.

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

Senators Walz, Redlin, Weber and Tuff introduced:

Senate Bill No. 144. A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code relating to the delivery of absent voter's ballot and the qualifications of voters entitled thereto.

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

Senators Rait, Robinson, Solberg and Weber introduced:

Senate Bill No. 145. A Bill for an Act to repeal section 24-02-39 of the North Dakota Century Code, relating to building limitation.

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

Senators Walz, Berube, Solberg and Reichert introduced:

Senate Bill No. 146. A Bill for an Act to create and enact subsection 5 of section 54-46-04 of the 1963 Supplement to the North Dakota Century Code, relating to the duties of the records management administrator.

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

Senator Lips introduced:

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.

Senator Longmire introduced:

Senate Bill No. 148. A Bill for an Act to amend and reenact sections 10-31-01, 10-31-04, 10-31-07, and 10-3-11 of the 1963 Supplement to the North Dakota Century Code, relating to professional corporations.

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

Senators Redlin and Longmire introduced:

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 erection, operation and maintenance of school facilities and to levy and collect taxes for such purpose.

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

Senators Lips, Nelson, Trenbeath, Hernet, Kjos, Robinson, Roen and Kisse introduced:

Senate Bill No. 150. A Bill for an Act to amend and reenact sections 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.

Senator Reichert introduced:

Senate Bill No. 151. A Bill for an Act making an appropriation to the state board of public school education for the purpose of equipping and maintaining a vocational school at Dickinson.

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

Senators Beck, Kautzmann, Strinden, George, Robinson, Roen, Forkner and Walz introduced:

Senate Bill No. 152. A Bill for an Act to amend and reenact section 27-16-18 of the North Dakota Century Code, relating to hearings before the juvenile commissioner.

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

Senators Lashkowitz and Lips introduced:

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.

Senators Lashkowitz and Lips introduced:

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.

Senators Lashkowitz and Lips introduced:

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.

Senators Lashkowitz, Sorlie, Jurgensen and Lips introduced:

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.

Senators Kisse, Kadlec, Ringsak, Robinson, Roen, Rait, Witteman, George and Luick introduced:

Senate Bill No. 157. A Bill for an Act to amend and reenact section 57-50-05 of the 1963 Supplement to the North Dakota Century Code, relating to refunds to school districts of motor vehicle fuel taxes.

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

Senators Lashkowitz, Sorlie, Mahoney, Urdahl, Lips and Jurgensen introduced:

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 fi-

nanced by the issuance of revenue bonds, and declaring an emergency.

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

Senator Holand moved that after the reading of Senate Bills Nos. 5, 9 and 10 that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTEENTH DAY

Bismarck, January 19, 1965

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

Prayer by Chaplain Joseph Rogers, Christ the King Church, Mandan.

O God, Creator and Lord of all things, foremost Legislator and Supreme Ruler, all power emanates from you and depends on you. Help those whose duty it is to legislate to carry out their task justly and impartially. Help them always to keep in mind the common good. We ask this through your divine Son, Jesus Christ.

Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twelfth day after recess and fourteenth day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

House Chambers

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 SENATE BILLS

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.

Which has been read.

Senator Chesrown moved that Senate Bill No. 52 be amended as follows:

In line 61 of the engrossed bill after the word "board" insert the following triple-bracketed language ((and to the warden of the penitentiary)))

Renumber the lines accordingly.

Which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 52 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 52, as amended, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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 has been read.

Senator Morgan moved that Senate Bill No. 57 be amended as follows:

Following the title insert the enacting clause reading as follows:
BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

Which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 57 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senator Walz moved that Senate Bill No. 57 be re-referred to the Committee on Agriculture, which motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 57, as amended on page 70 of the Senate Journal, and from the floor, the roll was called and there were: ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteaman
Holand	Mahoney	Sinner	

Those voting in the negative were:

Walz

Absent and not voting:

Roen

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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 70 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sinner
Beck	Kadlec	Morgan	Solberg
Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman

Those voting in the negative were:

Jurgensen	Nelson	Roen	Van Horn
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Absent and not voting:
Trenbeath

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

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Solberg
Beck	Kadlec	Rait	Sorlie
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman

Those voting in the negative were:

Chesrown	Kjos	Mutch	Strinden
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Kautzmann

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson

Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

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

MESSAGE FROM THE HOUSE

—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

MOTIONS

Senator Trenbeath moved that a committee of two be appointed to escort former Senator Franklin Page to the rostrum, which motion prevailed.

The President appointed as such committee Senators Holand and Van Horn and former Senator Page was escorted to the rostrum and he addressed the Senate.

Senator Holand moved that the Senate recess until 12:30 p.m., January 20, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTEENTH DAY AFTER RECESS AND SIXTEENTH DAY

Bismarck, January 20, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 52

Senate Bill No. 57

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

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

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

Senate Concurrent Resolution "I"

And find the same correctly enrolled.

SENATOR BECK, Chairman

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "I"

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

REPORTS OF STANDING COMMITTEES

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

FIRST READING OF SENATE BILLS

Senators Becker, Dahlund, Trenbeath, Berube and Witteman introduced:

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 Industry, Business and Labor.

Senators Ringsak, Torgerson, Walz, Longmire and Chesrown introduced:

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.

Senators Sinner, Mutch and George introduced:

Senate Bill No. 161. A Bill for an Act to amend and reenact sections 43-15-01 and 43-15-32 of the North Dakota Century Code, and 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, Business and Labor.

Senators Hernet and Chesrown introduced:

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.

Senators Lashkowitz, Jurgensen, Mahoney, Longmire, Lips and Larson introduced:

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 and Veterans Affairs.

Senators Lips, Trenbeath, Becker, Urdahl, Mahoney and Sinner introduced:

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 Industry, Business and Labor.

Senators Mahoney, Reichert and Sorlie introduced:

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.

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

Senator Morgan introduced:

Senate Bill No. 166. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-45 and 26-22-54 of the North Dakota Century Code, relating to hail insurance, rate of indemnity, creating groups and classifications for levying hail indemnity taxes, and providing for changes in classifications, inspection and adjustment of claims, and declaring an emergency.

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

Senators Ringsak, Torgerson, Becker, Chesrown, Dahlund, Saumur, Longmire and Mutch introduced:

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 Social Welfare and Veterans Affairs.

Senators Trenbeath, Reichert, Saumur and Sinner introduced:

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.

Senators Roen, Thompson, Redlin, Ringsak, Kisse, Van Horn and Ruemmele introduced:

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.

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Trenbeath introduced:

Senate Concurrent Resolution "K". A concurrent resolution memorializing the Congress of the United States to set a uniform and simultaneous closing time for polls throughout the United States in all national elections.

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

SECOND 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. Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 79 of the Senate Journal, the roll was called and there were: ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Thompson
Beck	Kautzmann	Nelson	Trenbeath
Bopp	Kelly	Rait	Tuff
Chesrown	Larson	Reichert	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman
Jurgensen	Mahoney	Sorlie	

Those voting in the negative were:

Dahlund	Kjos	Robinson	Rolfstrud
Forkner	Redlin	Roen	Strinden
Kisse			

Absent and not voting:

Becker	Mutch	Ringsak	Torgerson
Berube			

So the bill passed and the title was agreed to.

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 has 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
Beck	Kautzmann	Nelson	Sorlie
Bopp	Kelly	Rait	Strinden
Chesrown	Kisse	Redlin	Thompson
Dahlund	Kjos	Reichert	Trenbeath
Ecker	Larson	Robinson	Tuff
Forkner	Lashkowitz	Roen	Urdahl
George	Lips	Rolfstrud	Van Horn
Hernett	Longmire	Ruemmele	Walz
Holand	Luick	Saumur	Weber
Jurgensen	Mahoney	Sinner	Witteman

Absent and not voting:

Becker	Mutch	Ringsak	Torgerson
Berube			

So the bill passed and the title was agreed to.

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 has 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, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Sorlie
Bopp	Kelly	Rait	Strinden
Chesrown	Kjos	Redlin	Thompson
Dahlund	Larson	Reichert	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan	Solberg	Witteman
Kadlec			

Those voting in the negative were:

Kisse	Robinson		
Absent and not voting:			
Baeverstad	Berube	Ringsak	Torgerson
Becker	Mutch		

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, 11-09-30, 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 has been read.

Senator Ruemmele moved that Senate Bill No. 45 be amended as follows:

Change line 7 to read: "of county commissioners of any county shall be required"

Change line 8 to read: "to create"

Change line 9 to read: "a county consolidation committee whenever thirty percent of the qualified electors of a county"

So that 11-05A-01 shall read as follows:

COUNTY CONSOLIDATION COMMITTEE-CREATION-MEMBERSHIP-DISSOLUTION.) The board of county commissioners of any county shall be required to create a consolidation committee whenever thirty per cent of the qualified electors of county as determined by the vote cast for the office of governor at the last general election, shall petition the board of county commissioners to

create such a committee. The members of the committee shall be appointed by the board of county commissioners and shall consist of one resident of each incorporated city or village in the county and one additional resident of each county commissioner's district, plus not more than three additional members at large as shall be determined by the board of county commissioners. Vacancies upon the committee shall be filled in the same manner as members are originally appointed. The committee shall have at least one hundred twenty days in which to consider the question and file its final report but after one hundred twenty days the committee may be discharged by motion of the board of county commissioners. The word "committee" when used in this chapter shall mean the county consolidation committee.

Renumber the lines accordingly.

Which motion was declared lost.

A division was requested and granted and the motion was again declared lost.

Senator Longmire moved that Senate Bill No. 45 be amended as follows:

In line 9, delete the word "thirty" and insert in lieu thereof the word "twenty".

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 45 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 45, as amended from the floor, the roll was called and there were: ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
Beck	Kautzmann	Nelson	Sorlie
Bopp	Kelly	Rait	Strinden
Chesrown	Kisse	Redlin	Thompson
Dahlund	Kjos	Reichert	Trenbeath
Ecker	Larson	Robinson	Tuff
Forkner	Lashkowitz	Rolfsrud	Urdahl
George	Lips	Ruemmele	Van Horn
Hernett	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney		

Those voting in the negative were:

Roen Witteman

Absent and not voting:

Becker	Mutch	Ringsak	Torgerson
Berube			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kautzmann	Nelson	Sorlie
Beck	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Holand	Luick	Saumur	Weber
Jurgensen	Mahoney	Sinner	Witteman
Kadlec	Morgan	Solberg	

Absent and not voting:

Becker	Hernett	Ringsak	Torgerson
Berube	Mutch		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE RESOLUTION

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

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Holand	Luick	Saumur	Witteman
Jurgensen	Mahoney	Sinner	

Those voting in the negative were:

Strinden

Absent and not voting:

Becker	Mutch	Ringsak	Torgerson
Hernett			

So the resolution was declared adopted.

MESSAGE FROM THE HOUSE

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.

DONNELL HAUGEN, Chief Clerk

FIRST READING OF HOUSE BILLS

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.

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 and Veterans Affairs.

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.

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 State and Federal Government.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Was read the first time.

Senator George moved that House Concurrent Resolution "G" be 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".

Which motion prevailed.

Senator George moved that the rules be suspended and that House Concurrent Resolution "G" be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution as amended by the Senate, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Morgan	Sorlie
Beck	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Solberg	Witteman
Kadlec			

Absent and not voting:

Becker	Hernett	Nelson	Saumur
Forkner	Mutch	Ringsak	Torgerson

So the resolution was declared adopted.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

SIXTEENTH DAY

Bismarck, January 20, 1965

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

Prayer by Chaplain Pastor Rialto S. Roesler, Trinity Lutheran of Carrington, North Dakota, guest of Senator Beck.

O God, who alone is the Kingdom, and the Power and the Glory, yet Who has ordained human government for the temporal welfare of mankind: Grant and continue unto us a succession of legislators and executives who have been taught the wisdom of the Kingdom of Christ. Endow all members of Government with a right understanding, a pure purpose and sound speech; enable them to rise above all self seeking and party zeal into the larger sentiments of public good and human brotherhood. Purge our political life of every evil; make us to love peace and fair-dealing. Inspire us with calmness and self-restraint and the endeavor to further the doing of Thy will everywhere upon the earth. We ask Thee, O Lord, to guide this legislative body in all its work so that they may seek the common good of the people of this state, but above all seek to glorify Thy name; through Jesus Christ, our Lord. Amen.

Roll call: All Senators present except Senators Becker and Torgerson.

A quorum was declared by the President.

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

On page 98, line 62, delete the word "re-referred" and insert in lieu thereof the word "returned".

On page 99, line 2, delete the figure "42" and insert in lieu thereof the figure "44".

On page 101, in line 38 after the name "Lashkowitz" insert the following "Sorlie, Jurgensen and Lips".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 53 have had the same under consideration and recommend that the same be amended as follows:

In line 19 after the word "superintendent" insert the words "or the administrator"

In line 20 delete the word "district" and after the word "all" delete the word "unmarried"

In line 21 after the first word "of" delete the word "nineteen" and insert in lieu thereof the word "sixteen"

In line 24 after the word "local" delete the words "public school" and insert in lieu thereof the word "supervisor"

In line 25 delete the word "teacher"

In line 26 delete the words "school district"

In line 30 after the word school delete the word "districts"

In line 80 delete the "parentheses" after the word "education" and after the word "of"; delete the words "upon recommenda-"

In line 81 delete the words "tion of"

In line 98 delete the words "the superintendent of"

In line 99 delete the words "public instruction and"

In line 108 after the second word "of" delete the word "unmar-"

In line 109 delete the letters "ried" and after the word "of" delete the word "nineteen" and insert in lieu thereof the word "sixteen"

In line 110 after the second parentheses delete the word "district" and after the word "superintendent" insert the words "or and administrator", after the word "of" delete the word "schools" and insert in lieu thereof the words "a school in the district"

In line 114 after the first word "of" delete the word "unmarried" and after the second word "of" delete the word "nineteen" and insert in lieu thereof the word "sixteen"

In line 125 after the word "The" insert the words "state board of public school education and the"

In line 179 delete the words "superintendent of public instruction" and insert in lieu thereof the word "director"

Re-number the lines accordingly.

And when so amended recommend the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: 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.

SENATOR ROEN, Chairman

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

FIRST READING OF SENATE BILLS

Senators Weber, Urdahl and Walz introduced:

Senate Bill No. 170. A Bill for an Act to amend and reenact section 11-11-03 of the North Dakota Century Code, relating to the terms of county commissioners.

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

Senators Morgan and Luick introduced:

Senate Bill No. 171. A Bill for an Act to amend and reenact section 20-05-02 of the 1963 Supplement to the North Dakota Century Code, relating to the season for big game hunting.

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

Senators Van Horn and Urdahl introduced:

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, and to repeal subsection 4 of section 39-06-17 of the North Dakota Century Code relating to junior driver's license.

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

Senators Sinner and Robinson introduced:

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.

Senators Trenbeath, Mutch, Rolfsrud, Ringsak, Kadlec, Roen, Morgan, Luick, Ruemmele, Kisse, Reichert, Sorlie, Witteman, Lips, Dahlund, Robinson and Sinner introduced:

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 Education.

REPORT OF A STANDING COMMITTEE

ROLL CALL

The question being on the motion of Senator Mutch that the report of the Committee on Mileage and Per Diem, printed on pages 89 and 90 of the Senate Journal, be adopted, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Absent and not voting:

Becker	Saumur	Torgerson
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So the motion was declared carried and the report adopted.

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.

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.

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 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

Senator Holand moved that the Senate recess until 1:00 p.m., January 21, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

SIXTEENTH DAY AFTER RECESS AND SEVENTEENTH DAY

Bismarck, January 21, 1965

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 45

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

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

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

SENATOR CHESROWN, Chairman

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

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

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 60 have had the same under consideration and recommend that the same be amended as follows:

SECTION 37. PUBLICATION.) The legislative research committee and the secretary of state shall be authorized to omit the publication of this act in the 1965 session laws, but shall make arrangements with the publisher of the North Dakota Century Code for the reproduction of this act in a separate pocket part supplement or volume of the Code which reproduction shall be available for distribution and sale prior to the effective date of this act.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 66 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 69 has had the same under consideration and recommends that the same be amended as follows:

Line 240 after the word "duty" insert the following language: "when requested"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 73 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 75 has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the words "twenty-five" and insert in lieu thereof the word "fifteen"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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 41 after the word "or" insert "parentheses" and after the word "agency" delete the "period" and "parentheses" and insert in lieu thereof a "comma"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 81 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 100 have had the same under consideration and recommend that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: 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:

In line 4 of the title delete the words "in construction of buildings for use"

In line 5 of the title after the word "education" delete the period and add the following words "by returning to each state a portion of its federal income tax."

Delete lines 10, 11 and 12.

In line 14 delete the words "construction of school" and insert in lieu thereof the words "elementary and high school education"

Delete lines 15 and 16.

In line 25 after the word "governments" delete the words "for use in the construction of buildings"

In line 27 delete the "period" and add the following words "by returning a portion of each states federal income tax collections by an equalization formula."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

FIRST READING OF SENATE BILLS

Senator Jurgensen introduced:

Senate Bill No. 175. A Bill for an Act to repeal sections 39-15-01, 39-15-02 and 39-15-03 of the North Dakota Century Code.

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

Senators Mahoney, Jurgensen, Kautzmann, Kisse, Lashkowitz, Roen and Ecker introduced:

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 and Veterans Affairs.

Senators Mahoney, Forkner, Sinner, Lashkowitz and Ringsak introduced:

Senate Bill No. 177. A Bill for an Act to require the disclosure of the annual simple interest equivalent of interests and charges for credit extended and to require such to be included in any advertisement thereof and to provide a penalty.

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

Senator Lips introduced:

Senate Bill No. 178. A Bill for an Act to amend and reenact section 26-08-06 of the North Dakota Century Code, relating to the qualifications of directors and executive officers of domestic insurance companies.

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

Senators Lips, Longmire, Redlin, Jurgensen and Lashkowitz introduced:

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities and repealing Chapter 11-34, and sections 58-03-11, 58-03-12, 58-03-13, 58-03-14, and 58-03-15 of the North Dakota Century Code and amending and reenacting section 11-33-20 of the North Dakota Century Code.

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

Senators Robinson and Reichert introduced:

Senate Bill No. 180. A Bill for an Act to amend and reenact section 38-08-08 of the North Dakota Century Code relating to integration of fractional tracts for the forming of a spacing unit in connection with the drilling of oil and gas wells, the determination of costs, expenses and charges incident thereto and provision for payment thereof.

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

Senators Strinden, Lips, Larson and Witteman introduced:

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.

Senators Larson, Weber, Tuff and Trenbeath introduced:

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 and Veterans Affairs.

Senators Lashkowitz and Lips introduced:

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.

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

Senators Lips, Lashkowitz, Jurgensen, Redlin and Longmire introduced:

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.

Senator Reichert introduced:

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.

Senators Mutch and Reichert introduced:

Senate Bill No. 186. A Bill for an Act to create and enact Sections 26-17-01.1, 26-17-01.2, 26-17-01.3, 26-17-01.4, 26-17-01.5, 26-17-01.6, 26-17-01.7, 26-17-01.8, of the North Dakota Century Code, relating to written examination for insurance agents license, providing an examination fee, providing exemptions and an initial renewal registration fee, providing for a temporary license certificate without written examination, providing for a non-resident Life and Accident and Health Insurance agent, providing for the commissioner to enter into reciprocal agreements waiving written examinations, providing for an effective date, providing for advisory boards, providing for a penalty, providing for a savings clause and appropriat-

ing funds for its administration; and to amend and reenact section 26-17-01 of the North Dakota Century Code relating to licensing of insurance agents by Insurance Commissioner, renewals and expiration date of license.

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

Senator Lips introduced:

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, Business and Labor.

Senator Torgerson introduced:

Senate Bill No. 188. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the numbers on motor vehicle license plates.

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

Senators Reichert and Rolfsrud introduced:

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 Judiciary.

Senator Lips introduced:

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.

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

Senator Lips introduced:

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, Business and Labor.

Senators Kautzmann and Saumur introduced:

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, Business and Labor.

Senators Mutch, Solberg, Trenbeath and Van Horn introduced:

Senate Bill No. 193. A Bill for an Act designating the North Dakota state board of chiropractic examiners to administer this Act, providing for chiropractic preparation scholarships for qualified students who express an intent to prepare for chiropractic practice in this state, and making an appropriation.

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

Senators Weber, Ecker, Thompson and Witeman introduced:

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.

Senator George introduced:

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, Business and Labor.

Senator George introduced:

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, Business and Labor.

FIRST READING OF A SENATE RESOLUTION

Senators Holand and Longmire introduced:

Senate Resolution No. 4. A resolution relating to a review of the progress and operational policies of the department of accounts and purchases.

Was read the first time.

Senator Holand moved that the rules be suspended and that Senate Resolution No. 4 be not printed as a bill but printed in the Journal and placed upon second reading and final passage, which motion prevailed.

SENATE RESOLUTION No. 4

Introduced by Senators Holand and Longmire

A resolution relating to a review of the progress and operational policies of the department of accounts and purchases.

- 1 WHEREAS, the department of accounts
 2 and purchases has been in operation for three years since its
 2a estab-
 3 lishment by the Thirty-seventh Legislative Assembly; and
 4 WHEREAS, it was recognized by the
 5 legislative assembly in establishing such department that all
 5a of the
 6 duties of the department provided by law were not subject to
 6a immediate
 7 implementation and that it would be necessary to gradually
 7a assume its
 8 functions and gradually establish policies of operation in regard
 8a to
 9 recordkeeping, fiscal affairs, purchasing, and other fields of
 9a respon-
 10 sibility; and
 11 WHEREAS, it is proper for the legis-
 12 lative assembly to periodically review the progress and oper-
 12a ations of
 13 agencies of the executive branch of government in order that its
 14 members may be fully informed of the operations and policies
 14a of the
 15 executive branch departments; and
 16 WHEREAS, it is the desire of members
 17 of the senate to review with representatives of the department
 17a of
 18 accounts and purchases the progress that the department has
 18a made in
 19 fulfilling the duties assigned to it and operational policies it has
 20 developed;
 21 NOW, THEREFORE, BE IT RESOLVED BY THE
 22 SENATE OF THE STATE OF NORTH DAKOTA:
 23 That the Senate Committee on State and Federal Government
 23a is here-

24 by directed to conduct a review and inquiry in regard to the
 24a progress
 25 and operational policies of the department of accounts and
 25a purchases,
 26 with the cooperation of the director and other representatives
 26a of
 27 such department.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 4. A resolution relating to a review of the progress and operational policies of the department of accounts and purchases.

Was read the second time.

Senator Holand moved that Senate Resolution No. 4 be adopted, which motion prevailed, and the resolution was declared adopted.

MOTIONS

Senator Holand moved that the rules be suspended and that the name of Senator Baeverstad be added to the Committee on Finance and Taxation and the Committee on Transportation, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath

Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:
Ringsak Thompson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

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

Senator Holand moved that after the reading of Senate Bill No. 71 that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

SEVENTEENTH DAY

Bismarck, January 21, 1965

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

Prayer by Chaplain J. H. Nicolai, Trinity Lutheran, Bismarck.

Roll call: All Senators present except Senator Ringsak.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifteenth day after recess and sixteenth day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGES FROM THE HOUSE

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 "T"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

CONSIDERATION OF AMENDMENTS

The question being on the adoption of the amendments to Senate Bill No. 53, as recommended by the Committee on Education, and printed on page 115 of the Senate Journal.

Senator Sinner moved that the amendment to Senate Bill No. 53 be amended as follows:

Delete all reference to line 110 as set forth in the original amendment and then in line 110 after the second parantheses delete the word "district" and after the word "superintendent" insert the words "or an administrator" and after the word "of" delete the word "schools" and insert in lieu thereof the words "a school in the district".

Which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 53 as amended from the floor be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Lashkowitz and Lips introduced:

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.

Senators Hernet, Trenbeath and Reichert introduced:

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.

Senators Van Horn and Lips introduced:

Senate Bill No. 199. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code relating to the examination of applicants for motor vehicle operator's license and to relieve the highway patrol of such responsibility and to require the highway commissioner to provide for such examination, and to make an appropriation; and declaring an emergency.

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

Senators Lashkowitz and Lips introduced:

Senate Bill No. 200. A Bill for an Act to amend and reenact section 40-45-09 of 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 Political Subdivisions.

Senators Mahoney, Sinner and Weber introduced:

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 and Veterans Affairs.

Senators Mahoney and Hernettt introduced:

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 and Veterans Affairs.

Senators Morgan, Robinson and Roen introduced:

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 calthood vaccination against brucellosis.

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

SECOND 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.

Which has been read.

Senator Jurgensen moved that Senate Bill No. 71 be re-referred to the Committee on Education, which motion was lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 71 the roll was called and there were ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan	Solberg
Beck	Kautzmann	Mutch	Sorlie

Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Sinner	Witteman

Those voting in the negative were:

Bopp	Kadlec	Nelson	Tuff
Jurgensen	Larson	Rolfsrud	Van Horn

Absent and not voting:

Ringsak

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

Senator Holand moved that the Senate recess until 1:30 p.m., January 22, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

SEVENTEENTH DAY AFTER RECESS AND EIGHTEENTH DAY

Bismarck, January 22, 1965

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

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "I"

Was delivered to the Secretary of State at the hour of 3:10 o'clock p.m., January 21, 1965.

SENATOR BECK, Chairman

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

Senate Resolution No. 1

Senate Resolution No. 4

And find the same correctly enrolled.

SENATOR BECK, Chairman

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

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

Senate Bill No. 53

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 1

Senate Resolution No. 4

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 74 has had the same under consideration and recommends that the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 78 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 88 have had the same under consideration and recommend that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 89 have had the same under consideration and recommend that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 90 have had the same under consideration and recommend that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 94 have had the same under consideration and recommends that the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: 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.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 118 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Chesrown moved that the amendments to Senate Bill No. 60 as recommended by the Committee on Judiciary, and printed on page 119 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 69 as recommended by the Committee on Judiciary, and printed on page 120 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 75 as recommended by the Committee on Agriculture, and printed on page 120 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 76 as recommended by the Committee on Agriculture, and printed on page 120 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Concurrent Resolution "F" as recommended by the Committee on Education, and printed on page 121 of the Senate Journal, be adopted, which motion prevailed.

JOURNAL OF THE SENATE

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator George moved that Senate Bills Nos. 67 and 109 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator George moved that Senate Bills Nos. 67 and 109 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Longmire moved that Senate Bill No. 175 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Longmire moved that Senate Bill No. 175 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Hernet moved that Senate Bill No. 159 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Hernet moved that Senate Bill No. 159 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

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

Senator Holand moved that after the reading of Senate Bills Nos. 58, 59, 65, 66, 73, 81 and 100, that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

EIGHTEENTH DAY

Bismarck, January 22, 1965

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain John MacMullen, Charles Wesley Burns Methodist, Mandan.

O Thou, who art our father's God and our God, we would humble ourselves and repent of our sins.

May we not be smug and complacent when the very wolves are howling in the woods about us, and fierce blasts of snow and ice are bursting against our fancied security.

May we not pave a path of safety with coins that state, "In God We Trust!"

May we bring forth fruits meet for repentance.

Give us a piercing sense of guilt as we see so many of our children going astray, our Sabbath day disappearing, crime increasing, liquor winning, luxury growing, humanitarianism decreasing, unity threatened, and suicidal war a possibility.

God, make the Church through a revival of true religion the agent of the necessary regeneration in American life, which alone can save our state — our nation.

Bless those who bear responsibility. May they be led by Thee to do that which is right rather than that which is expedient or politically wise.

Save us from politicians who seek only their own selfish interests. Illumine the minds of management as well as labor, that there may be an end to selfishness and greed, to the stupidity of men who are unable to find in reasonable agreement solutions to the problems that plague us.

Bless this land that we love so much, our Father, and help her to deposit her trust, not in armies and navies, in wealth and material resources, or in achievements of the human mind, but in that righteousness which alone exalteth any nation, and by which alone peace can finally come to us.

We ask these favors of Thee, O God, in the blessed name of Thy Son, Jesus Christ, Our Redeemer. Amen!

Roll call: All Senators present except Senators Baeverstad, Ringsak and Thompson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the sixteenth day after recess and seventeenth day and find the same correct.

SENATOR KISSE, Chairman

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

FIRST READING OF SENATE BILLS

Senator Van Horn introduced:

Senate Bill No. 204. A Bill for an Act to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to licensing motor vehicles older than twenty-five years.

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

Senator Berube introduced:

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 Judiciary.

Senator Ecker introduced:

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 Natural Resources.

Senators Bopp, Solberg, Kadlec, Sinner and Roen introduced:

Senate Bill No. 207. A Bill for an Act to provide for loans to teachers from the assets of the teachers' insurance and retirement fund.

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

Senators Morgan, Trenbeath, Luick, and Lashkowitz introduced:

Senate Bill No. 208. A Bill for an Act to amend and reenact section 39-06-14 of the North Dakota Century Code, to provide for plastic drivers' licenses.

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

Senators Strinden, Beck, Kelly and Torgerson introduced:

Senate Bill No. 209. A Bill for an Act relating to compensation for accumulated sick leave of state employees.

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

Senator Larson introduced:

Senate Bill No. 210. A Bill for an Act to provide that taxes levied and collected for the use of joint county park districts may

be deposited in the county general fund of the county levying such tax when the park district is not formed.

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

Senator Kautzmann introduced:

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, Business and Labor.

Senators Reichert, Longmire and Chesrown introduced:

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.

Senators Becker and Sorlie introduced:

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.

Senators Becker and Sorlie introduced:

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.

Senators Kautzmann, Chesrown, Forkner and Kjos introduced:

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.

Senators Jurgensen and Sorlie introduced:

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.

Senators Dahlund, Mutch, Becker,, Bopp, Tuff, Solberg, Jurgensen, Ecker, Luick, Kisse and Becker introduced:

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.

Senators Lips and Sinner introduced:

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 and Veterans Affairs.

SECOND READING OF SENATE BILLS

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Solberg
Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nelson	Strinden
Bopp	Kisse	Rait	Torgerson
Chesrown	Kjos	Redlin	Trenbeath
Dahlund	Larson	Reichert	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
George	Lips	Roen	Van Horn
Hernett	Longmire	Rolfstrud	Walz
Holand	Luick	Saumur	Weber
Jurgensen	Mahoney	Sinner	Witteman

Those voting in the negative were:

Forkner

Absent and not voting:

Baeverstad	Ringsak	Ruemmele	Thompson
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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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Sinner
Becker	Kautzmann	Mutch	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Rait	Strinden
Chesrown	Kjos	Redlin	Torgerson
Dahlund	Larson	Reichert	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Jurgensen

Absent and not voting:

Baeverstad	Ringsak	Thompson	Van Horn
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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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Torgerson

Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Absent and not voting:

Baeverstad	Ringsak	Thompson
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So the bill passed and the title was agreed to.

Senate Bill No. 66. A Bill for an Act to amend and reenact section 32-09-02 of the North Dakota Century Code, relating to certain amounts of wages exempt from garnishment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jurgensen	Mahoney	Sinner
Berube	Kadlec	Nelson	Solberg
Bopp	Kautzmann	Rait	Sorlie
Chesrown	Kelly	Redlin	Strinden
Dahlund	Kisse	Reichert	Trenbeath
Ecker	Kjos	Robinson	Tuff
Forkner	Larson	Roen	Urdahl
George	Lashkowitz	Rolfstrud	Van Horn
Hernett	Lips	Ruemmele	Walz
Holand	Longmire	Saumur	Witteman

Those voting in the negative were:

Beck	Morgan	Torgerson	Weber
Luick	Mutch		

Absent and not voting:

Baeverstad	Ringsak	Thompson
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So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Absent and not voting:

Baeverstad	Ringsak	Thompson
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So the bill passed and the title was agreed to.

Senate Bill No. 81. A Bill for an Act to amend and reenact section 15-40-14 of the 1963 Supplement to the North Dakota Century

Code, relating to per pupil payments from county equalization funds to high school districts.

Which has been read.

Senator Holand moved that Senate Bill No. 81 be re-referred to the Committee on Education, which motion prevailed.

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Absent and not voting:

Baeverstad Ringsak Thompson

So the bill passed and the title was agreed to.

Senate Bill No. 53. A Bill for an Act to amend 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 second time.

Senator Roen moved that the title to Senate Bill No. 53 be amended as follows:

In line 1, after the word "amend" insert the words "and reenact".

Which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 53, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Absent and not voting:

Baeverstad Ringsak Thompson

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "G"

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

MESSAGE FROM THE HOUSE

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

FIRST READING OF SENATE BILLS

Senator Holand introduced:

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.

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

Senator Holand introduced:

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.

Senator Hernettt introduced:

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

Senator Holand introduced:

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.

Senators Morgan and Weber introduced:

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 and perennial peppergrass.

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

Senators Redlin, Lashkowitz and Lips introduced:

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.

Senators Longmire, Reichert and Lashkowitz introduced:

Senate Bill No. 225. A Bill for an Act relating to apportionment of damages in actions for negligence resulting in personal injury, wrongful death or injury to property, and providing for special jury verdicts in such actions.

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

Senators Sinner and Longmire introduced:

Senate Bill No. 226. A Bill for an Act relating to the administration, control, and fiscal procedures of the state's penal and charitable institutions, and to create and enact section 25-01-02.1, to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, 4-09-20, 4-22-05, 6-09-07, 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-47-05, 12-47-06, 12-47-08, 12-47-11, 12-47-12, 12-47-13, 12-47-15, 12-47-32, 12-47-33, 12-47-34, 12-48-02, 12-48-03, 12-48-04, 12-48-05, 12-48-06, 12-48-07, 12-48-08, 12-48-09, 12-48-11, 12-48-12, 12-48-14, 12-48-14, 12-48-23, 12-49-01, 12-49-02, 12-49-03, 12-49-07, 12-50-10, 12-50-13, 12-51-02, 12-51-03, 12-51-04, 12-51-05, 12-51-06, 12-51-08, 12-51-09, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 12-54-02, 12-54-04, 12-54-05, 12-54-06, 15-52-03, subsection 9 of section 25-01-01, sections 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, 25-05-04, 25-05-05, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 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, 25-06-03, 25-06-04, 25-06-05, 25-06-06, 25-07-04, 25-07-05, 25-07-07, 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, 37-15-20, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-06-01, 48-06-03, 48-06-04, 48-06-06, 48-06-07, 48-07-01, 48-07-02, 48-07-03, 48-07-04, 48-07-05, 48-08-03, 48-08-05, 48-09-01, 48-09-04, 50-14-04, 54-01-11, 54-23A-01, 54-23A-02, 54-23A-03, 54-23A-04, 54-23A-06, 54-23A-07, 54-24-01, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of the state's penal and charitable institutions, certain public buildings, and other powers and duties of the board of administration, and to repeal section 12-46-07, chapters 12-57 and 23-08, section 25-01-13, and chapters 54-21 and 54-23 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.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 226 be not printed as a bill at this time, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Robinson introduced:

Senate Bill No. 227. A Bill for an Act relating to the removal of all outdoor advertising promoting or opposing any candidate,

campaign, or initiated or referred measure after an election and to provide for the charging of and civil action against those who fail to do so.

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

Senator Sinner introduced:

Senate Bill No. 228. A Bill 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.

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

Senator Van Horn introduced:

Senate Bill No. 229. 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.

FIRST 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.

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

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.

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.

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.

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.

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 Political Subdivisions.

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 Social Welfare and Veterans Affairs.

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.

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.

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.

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 State and Federal Government.

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.

MESSAGES 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

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

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 1
Senate Resolution No. 4

Were delivered to the Secretary of State at the hour of 3:00 o'clock p.m., January 22, 1965.

SENATOR BECK, Chairman

Senator Holand moved that the Senate recess until 1:45 p.m., January 23, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

EIGHTEENTH DAY AFTER RECESS AND NINETEENTH DAY

Bismarck, January 23, 1965

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

FIRST READING OF SENATE BILLS

Senator Nelson introduced:

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.

Senator Sinner introduced:

Senate Bill No. 231. A Bill for an Act to amend and reenact sections 57-10-01 and 57-11-01 of the North Dakota Century Code, relating to the performance of equalization functions by city and village boards of budget review.

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

Senators Becker and Morgan introduced:

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 Judiciary.

Senator Sinner introduced:

Senate Bill No. 233. A Bill for an Act, relating to withholding of tax by employers; employer's returns and payment of withheld taxes; employer's liability for withheld taxes; withholding statement to employee and to tax commissioner; declaration of tax on estimated income; penalties; issuance of refunds; general provisions.

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

Senator Kautzmann introduced:

Senate Bill No. 234. A Bill for an Act to amend and reenact section 54-03-21 of the North Dakota Century Code, relating to the prohibition against conflicts of interests of legislators and the penalty for such.

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

Senator Lips introduced:

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.

Senator Longmire introduced:

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.

Senators Kautzmann and Lips introduced:

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.

Senator Longmire and Luick introduced:

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.

Senators Kadlec and Sinner introduced:

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 shall 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.

Senators Dahlund, Luick, Kautzmann and Morgan introduced:

Senate Bill No. 240. A Bill for an Act to amend and reenact section 39-10-27 of the North Dakota Century Code relating to pedestrians subject to traffic regulations and use of highways by intoxicated pedestrians prohibited.

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

Senator Trenbeath introduced:

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.

Senator Van Horn introduced:

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.

Senator Van Horn introduced:

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.

FIRST 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.

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

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.

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.

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.

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

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 Judiciary.

REPORTS OF A STANDING COMMITTEE

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

Senate Bill No. 60
Senate Bill No. 69
Senate Bill No. 75
Senate Bill No. 76

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

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

Senate Concurrent Resolution "F"

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

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

Senator Longmire moved that after the reading of Senate Bills Nos. 74, 88, 89, 90, 94, 96, 118, 60, 69, 75, 76 and Senate Concurrent Resolution "F", that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

NINETEENTH DAY

Bismarck, January 23, 1965

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

Prayer by Chaplain Reverend Willibrord Bachmeier, Cathedral of the Holy Spirit, Bismarck.

We are here, O God the Holy Ghost, we are here before You, hindered indeed by our many sins, but especially gathered together for Your glory. Graciously grant to come into our hearts, there to teach us what to do, and to what our deliberations ought to tend. Show us what we must accomplish to please You in all things. Be You alone the Author and the Finisher of our judgments, who with the Father and the Son live now and forever. Amen.

Roll call: All Senators present except Senators Baeverstad, Beck, Becker, Berube, Chesrown, Ecker, Forkner, George, Hernet, Holand, Jurgensen, Kelly, Kjos, Lashkowitz, Mutch, Nelson, Redlin, Reichert, Ringsak, Robinson, Roen, Ruemmele, Sorlie, Strinden, Torgerson, Urdahl and Walz.

So the President declared the Senate lacked a quorum.

Senator Longmire moved that the Senate recess until 1:00 p.m., January 25, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

NINETEENTH DAY AFTER RECESS AND TWENTY-FIRST DAY

Bismarck, January 25, 1965

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

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the seventeenth day after recess and eighteenth day and find the same correct.

SENATOR KISSE, Chairman

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

FIRST READING OF SENATE BILLS

Senators Rait and Larson introduced:

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.

Senators Morgan and Mahoney introduced:

Senate Bill No. 245. A Bill for an Act to create an Act relating to application form for marriage license and prescribing the information to be contained therein and to amend and reenact section 14-03-23 of the North Dakota Century Code relating to information to be submitted to the division of vital statistics.

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

Senator Sinner introduced:

Senate Bill No. 246. A Bill for an Act to amend and reenact section 15-39-29 of the North Dakota Century Code, relating to retirement options under the teachers insurance and retirement program.

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

Senator Tuff introduced:

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.

Senators Kautzmann, Longmire, Morgan and Mahoney introduced:
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.

Senator Kautzmann introduced:

Senate Bill No. 249. A Bill for an Act to create and enact subsection 5 of Section 28-01-18 of the North Dakota Century Code relating to the limitations of actions.

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

Senators Larson, Kautzmann, Dahlund, and Mahoney introduced:

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 Industry, Business and Labor.

Senator Kadlec introduced:

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.

Senator Tuff introduced:

Senate Bill No. 252. A Bill for an Act relating to withholding by employer of delinquent income tax of an employee, penalties, collection of accounts by collection agencies and to provide for effective dates.

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

Senator Larson introduced:

Senate Bill No. 253. A Bill for an Act to amend and reenact section 57-02-17 of the North Dakota Century Code, relating to the listing for assessment purposes of personal property moved during the assessment period.

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

Senators Mahoney and Sorlie (By Request) introduced:

Senate Bill No. 254. A Bill for an Act to amend and reenact subsections 1 and 3 of section 20-03-12 of the 1963 Supplement to the North Dakota Century Code relating to the fees for resident hunting license and resident big game hunting license in this state.

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

Senator Larson introduced:

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.

Senator Larson introduced:

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, relat-

ing 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 State and Federal Government.

Senator Kautzmann introduced:

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 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.

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

Senator Sinner introduced:

Senate Bill No. 258. A Bill for an Act to amend and reenact subsection 68 of section 39-01-01, sections 39-04-15 and 39-04-38, subsection 6 of section 39-05-01, and section 39-18-03 all of the 1963 Supplement to the North Dakota Century Code; to amend and reenact sections 39-04-08 and 39-04-11, subsection 1 and subdivisions c, h and k of subsection 2 of section 39-04-18, and section 39-04-21 of the North Dakota Century Code; to create and enact subsection 73 to section 39-01-01, subsection 9 to section 39-04-01 and a new subdivision to subsection 2 of section 39-04-19; all of which foregoing amendments relate to the issuance of certificates of title for and the annual registration of house trailers or mobile homes as motor vehicles; 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.

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

Senator Reichert introduced:

Senate Bill No. 259. A Bill for an Act making an appropriation for the purpose of paying Raymond J. Spielman for damages and costs sustained in a motor vehicle accident involving a motor vehicle driven by an employee of the state of North Dakota.

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

Senator Reichert introduced:

Senate Bill No. 260. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

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

Senator Reichert introduced:

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.

Senator Reichert introduced:

Senate Bill No. 262. A Bill for an Act to amend and reenact section 57-37-06 of the 1963 Supplement to the North Dakota Century Code, relating to estate taxation of joint tenancy property.

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

Senators Holand and Reichert introduced:

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.

Senators Reichert and Ringsak introduced:

Senate Bill No. 264. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of alcoholic beverages on election days.

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

Senator Weber introduced:

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.

Senator Tuff introduced:

Senate Bill No. 266. A Bill for an Act to amend and reenact subsections 2, 4, 5, 6, and 10 of section 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.

Senators Walz, Longmire, Reichert and Ringsak introduced:

Senate Bill No. 267. A Bill for an Act to provide for an unsatisfied judgment fund board and its compensation, expenses, powers, and duties.

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

Senator Longmire introduced:

Senate Bill No. 268. A Bill for an Act to permit the care and treatment of tuberculous patients at private hospitals under certain conditions.

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

Senator Longmire introduced:

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.

Senator Longmire introduced:

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, 54-24-05, 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.

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

Senators Robinson and Solberg introduced:

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.

Senators Urdahl, Lips, Berube, Sinner and Jurgensen introduced:

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.

Senators Longmire and Reichert introduced:

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.

Senators Reichert and Longmire introduced:

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.

Senators Reichert and Longmire introduced:

Senate Bill No. 275. A Bill for an Act making an appropriation to the bureau of criminal identification and apprehension with additional functions of handling peace officers' training school and consumer fraud bureau.

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

Senators Mutch and Ringsak introduced:

Senate Bill No. 276. A Bill for an Act to create and enact section 52-04-08.1 and to amend and reenact sections 52-05-02, 52-05-03, and 52-05-04 of the North Dakota Century Code, relating to the termination and reinstatement of unemployment compensation coverage.

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

Senators Mahoney and Lips introduced:

Senate Bill No. 277. A Bill for an Act to amend and reenact sections 50-24-12 and 50-24-13 of the 1963 Supplement to the North Dakota Century Code relating to resources of applicants for assistance which shall be disregarded in determining need.

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

Senator Lips introduced:

Senate Bill No. 278. A Bill for an Act to amend and reenact subsection 2 of section 57-38-18 of the North Dakota Century Code, relating to the taxing of civil service annuities.

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

Senator Lips introduced:

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 and Veterans Affairs.

Senators Mutch and Ringsak introduced:

Senate Bill No. 280. A Bill for an Act relating to the unemployment compensation coverage of certain types of employees.

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

Senators Ringsak and Reichert introduced:

Senate Bill No. 281. A Bill for an Act, creating a savings and loan board to govern state-chartered building and loan and savings and loan associations and to amend and re-enact sections 6-01-01, 6-01-03, 6-01-04 and 6-01-07 of the North Dakota Century Code, relating to the state banking board and the state credit union board, the powers and duties and records of such boards and giving similar powers to the savings and loan board with reference to state-chartered building and loan and savings and loan associations; and to amend and reenact sections 7-01-01, 7-01-06, 7-01-07, 7-01-09, and 7-01-10 of the North Dakota Century Code, relating to the supervision of state building and loan and savings and loan associations, approval of the by-laws, the issuance of certificates and prohibiting promotional contracts of such associations; and to amend and reenact section 7-03-04 of the North Dakota Century Code, relating to licenses and revocation thereof by agents and solicitors; providing for expenses; repealing all acts in conflict herewith.

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

Senator Becker introduced:

Senate Bill No. 282. A Bill for an Act to create subsection 23 of section 57-02-08 of the North Dakota Century Code, to provide for the exemption of certain items of personal property from taxation, and to provide for the reduction of the taxable valuation against which personal property taxes are levied, appropriating moneys to replace revenue lost from exempting certain personal property items, providing for the allocation of moneys appropriated, and providing for effective dates.

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

Senators George and Mahoney introduced:

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, Business and Labor.

Senator Becker introduced:

Senate Bill No. 284. A Bill for an Act to provide for a refund of the annual motor vehicle registration fee in certain cases.

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

Senators George and Mahoney introduced:

Senate Bill No. 285. A Bill for an Act to amend and reenact sections 6-01-17, 6-09-29, 6-01-21.1, and 6-06-08 of the North Dakota Century Code, and section 6-01-21.2 of the 1963 Supplement to the North Dakota Century Code, relating to fees charged by the state examiner.

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

Senator Tuff introduced:

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.

Senators George and Mahoney introduced:

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, Business and Labor.

Senator Tuff introduced:

Senate Bill No. 288. A Bill for an Act authorizing the state tax commissioner to examine for tax purposes any records maintained by any state department, institution, agency, officer or official of this state.

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

Senators Beck and Strinden introduced:

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.

Senator Tuff introduced:

Senate Bill No. 290. A Bill for an Act to amend and reenact section 57-39-08 of the 1963 Supplement to the North Dakota Century Code, relating to the preservation of all records of sales and purchases subject to sales tax, including sales for resale, and requiring that the records be made available in this state upon order by the state tax commissioner.

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

Senator Tuff introduced:

Senate Bill No. 291. A Bill for an Act relating to jeopardy assessments, and penalties.

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

Senator Robinson introduced:

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 Natural Resources.

Senator Weber introduced:

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.

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

Senator Robinson introduced:

Senate Bill No. 294. A Bill for an Act to amend and reenact subsection 1 of section 10-04-02 and section 10-04-03 of the North Dakota Century Code, relating to the administration of the Securities Act.

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

Senator Thompson introduced:

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.

Senators Mutch, Forkner and Ringsak introduced:

Senate Bill No. 296. A Bill for an Act to create and enact subsection 10 of section 52-06-02 of the North Dakota Century Code, relating to the disqualification of employees for unemployment compensation benefits, and providing an effective date.

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

Senators Forkner, Kelly, Beck, Becker, Reichert, Lips and Lashkowitz introduced

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.

Senators Lashkowitz, Luick and Jurgensen introduced:

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.

Senators Urdahl, Jurgensen and Lips introduced:

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 and Veterans Affairs.

Senators Trenbeath, Lips, Morgan, Becker, Forkner, Kelly, Beck, Strinden, Mutch, Robinson and Ringsak introduced:

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 reg-

ulations 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 Industry, Business and Labor.

Senators Lashkowitz and Lips introduced:

Senate Bill No. 301. A Bill for an Act to authorize any state agency which controls and manages a state-owned building to contract for certain services from certain municipal corporations.

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

Senators Reichert and Holand introduced:

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 Finance and Taxation.

Senators Reichert and Holand introduced:

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.

Senators Reichert and Holand introduced:

Senate Bill No. 304. A Bill for an Act to amend subsection 10 of section 57-37-11 of the North Dakota Century Code, relating to deduction of federal estate taxes from the gross estate for estate tax purposes.

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

Senators Luick and Lashkowitz introduced:

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 Political Subdivisions.

Senators Becker and Solberg introduced:

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.

Senators Lashkowitz and Mahoney introduced:

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 and Veterans Affairs.

Senators George and Lashkowitz introduced:

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 Political Subdivisions.

Senators Trenbeath and Mahoney introduced:

Senate Bill No. 309. A Bill for an Act granting the public utility serving the majority of customers in a city or town the right to purchase the facilities of another electric utility serving customers in an area annexed by such city or town and providing for severance damages.

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

Senators Jurgensen and Sinner introduced:

Senate Bill No. 310. A Bill for an Act relating to income exemptions from income tax liability for supporting and maintaining mentally retarded persons.

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

Senators Lips and Reichert introduced:

Senate Bill No. 311. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code relating to installment bank loan charges.

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

Senators Becker, Solberg, Morgan, Trenbeath and Mahoney introduced:

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.

Senators Kautzmann, Rait, Ecker and Dahlund introduced:

Senate Bill No. 313. A Bill for an Act authorizing the department of agriculture and labor to establish a unit or division 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.

Senators Trenbeath, Sorlie and Holand introduced:

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.

Senator Kadlec introduced:

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.

Senator Sinner introduced:

Senate Bill No. 316. A Bill for an Act to create and enact subsection 4 of Section 34-13-01, subsections 12, 13, 14, 15, 16 and 17 of Section 34-13-15, and Sections 34-13-11.1, 34-13-16, 34-13-17, 34-13-18, 34-13-19 and 34-13-20, 1963 Supplement to the North Dakota Century Code, to define terms, set maximum placement fee, establish rules, provide authority to promulgate rules and regulations, provide for appeals procedures, to place duty of enforcement in Labor Commissioner, provide penalties, and separability provision; and to amend and reenact subsection 1 of Section 34-13-01, Sections 34-13-02, 34-13-03, 34-13-04, 34-13-05, 34-13-06, 34-13-07, 34-13-08, 34-13-09, 34-13-10, 34-13-11, 34-13-12 and subsection 4 of Section 34-13-15 of the 1963 Supplement to the North Dakota Century Code, to provide for the transfer of administration of Chapter 34-13 of the North Dakota Century Code relating to the regulation of employment agents and agencies from the Attorney General to the Labor Commissioner, to establish a maximum placement fee, and to enlarge definition of employment agent or employment agency.

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

Senator Sinner introduced:

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.

Senators Lashkowitz, Jurgensen and Redlin introduced:

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.

Senator Robinson introduced:

Senate Bill No. 319. A Bill for an Act to create and enact section 61-04-28 of the North Dakota Century Code authorizing the State Engineer to reduce or increase the amount of water the holder of a water permit may use and the number of gallons per minute at which such water may be withdrawn.

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

Senators Lashkowitz, Hernet, Forkner and Reichert introduced:

Senate Bill No. 320. A Bill for an Act relating to the imposition of an advertising tax; the appropriation thereof to special trust funds designated as the state institutional building fund and revenue bond fund for the construction, equipment, and furnishing of buildings and additions at state institutions and the payment and security of revenue bonds payable solely from the revenues appropriated to said funds; providing for the administration of said funds by the state industrial commission and the covenants to be made by said commission for the security thereof; and authorizing said commission to sell such bonds and use the proceeds thereof to finance the construction, equipment, and furnishing of certain buildings and additions at state institutions.

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

Senator Holand introduced:

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 and Veterans Affairs.

Senator Holand introduced:

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 Finance and Taxation.

Senator Holand introduced:

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.

Senator Holand introduced:

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.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Larson introduced:

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.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 be amended as follows:

In the last line of the title after the word "of" insert the words "fifty percent of the" and after the word "fund" insert the words "and fifty percent in the motor vehicle registration fund"

In line 13 of the bill after the single parenthesis, insert triple parentheses around the word ((All)) and insert in lieu thereof "Fifty percent of the"

In line 19 after the word "fund" insert the following words "and fifty percent to the motor vehicle registration fund"

After line 37 add the following section: "SECTION 4. DISTRIBUTION TO LOCAL HIGHWAY FUNDS.) Prior to any disbursement out of the motor vehicle registration fund, under subsections 1 and 2 section 39-04-39, a sum equal to the amount of use tax deposited in the motor vehicle registration fund shall be distributed by the state treasurer to the county highway funds and the special municipal highway funds of each county in such manner and in such amounts so that each county highway fund and each special municipal highway fund shall receive a total sum out of the motor vehicle registration fund equal to that which it would have received under

subsection 3 of section 39-04-39, if all of the motor vehicle use tax had been deposited in the motor vehicle registration fund."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 119 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 121 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Education 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 1 after the word "committee" insert the following words "in conjunction with the teachers' insurance and retirement fund board of trustees"

In line 10 after the word "annuities" delete the "comma" and insert in lieu thereof the words "should be studied"

In line 19 delete the word "is" and after the word "committee" insert the following words "in conjunction with the teachers' insurance and retirement fund board of trustees are"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 580 have had the same under consideration and recommend that the same do pass.

SENATOR RINGSAK, Chairman

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

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Reichert moved that Senate Bill No. 60 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Robinson moved that Senate Bill No. 319 be returned to the Senate from the Committee on Agriculture, which motion prevailed.

Senator Robinson moved that Senate Bill No. 319 be re-referred to the Committee on Natural Resources, which motion prevailed.

STATEMENT OF CLARIFICATION

Senator Sinner: Mr. President. I want to make a statement of clarification as to transfers of the various penal and charitable institutions and want my remarks recorded in the Journal.

1. State hospital at Jamestown and Grafton state school for the feeble-minded to the mental health and retardation division of the state department of health.
2. North Dakota tuberculosis sanatorium to the state department of health.
3. North Dakota school for the blind and school for the deaf to the superintendent of public instruction.
4. North Dakota industrial school and state penitentiary and its related functions such as state farm, twine and cordage plant, employment of inmate labor to the public welfare board of North Dakota.
5. State library commission to the department of public instruction.
6. State seed department to the commissioner of agriculture and labor.
7. Capitol telephone exchange, central mailing bureau, concessions for cafes and confectioneries, executive mansion, state capitol building and grounds to department of accounts and purchases.
8. State radio broadcasting system to the highway patrol.

REPEALS

Sections 12-46-07 and 25-01-13 relate to interest of board of administration and officers of penal and charitable institutions in contracts and supplies furnished to such institutions and is covered in a general section relating to all penal and charitable state institutions.

Chapter 12-57. Board for relief for wrongful imprisonment — has never been used and relief for such wrongs could be handled by the legislature for each case that should happen.

Chapter 23-08. Board of examiners for sterilization of inmates of state penal and charitable institutions — never used.

Chapter 54-12 establishes the board of administration and includes sections relating to its powers and duties. This section also includes the provision for a state architect.

Chapter 54-23 relates to the fiscal and administrative controls of the board over the institutions under it. These sections have been placed in the first part of the bill and would now apply to the controlling department for each institution placed under it.

Senator Longmire: Mr. President. Let the record show that I join with Senator Sinner in the clarification of the reason for this particular legislation,

SECOND READING OF SENATE BILLS

Senate Bill No. 74. A Bill for an Act to amend and reenact subsection 3 of section 39-16-05 of the North Dakota Century Code, to provide an exception to the suspension of operator's licenses of drivers involved in motor vehicle accidents for employees of the United States when there is reason to believe that the United States attorney will certify that such employee was acting within the scope of his employment at the time of the accident.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney	Sinner	

Those voting in the negative were:

Ringsak	Solberg	Strinden
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So the bill passed and the title was agreed to.

Senator Ringsak: I want to explain my vote on Senate Bill No. 74 and to have my remarks recorded in the Journal. The reason I voted "no" on this bill is that I believe in my mind, Mr. President and Members of the Senate, this is a dangerous piece of legislation. I feel sympathetic towards the rural mail carriers that are injured and involved in accidents, but what is wrong with this bill is this — if a man is driving down the road and he fails to have liability insurance and he is involved in an accident, Mr. President, with a rural mail carrier, the carrier does not lose his license but the other man loses his license for one year or until he posts a bond, either a cash bond or surety bond with the State Department to make sure there is no lawsuit. Another reason I voted "no" on this bill, Mr. President, is that we have in our State now two large military establishments, one in Grand Forks and one in Minot, and we have recruiting officers throughout the entire state. When they are in operation of government owned vehicles they have no liability insurance either on their own car or in the government car, and they become involved in an accident with a North Dakota resident, the man from North Dakota loses his license for one year — the policy of the navy, air corps, and marines when asked to sign a general release to be filed with the highway commissioner, they are directed and ordered not sign such release even though they are willing to sign a release and therefore there would be no lawsuit. I feel this is class legislation and detrimental to the people of North Dakota and favoring only a few.

Senator Longmire: Mr. President. I would like to explain my vote too. While I voted for this bill as soon as I voted some of the same thoughts started going through my mind that have just been mentioned by Senator Ringsak. I feel that there will be a possibility here of making it difficult for our residents to collect from some of these drivers because they may not be insured, and it would certainly be difficult for us to sue the federal government if they are driving on government business — the mere fact that the United States government is willing to certify that they are on government business would not help, so Mr. President for that reason I move that the Senate reconsider the action by which Senate Bill No. 74 was passed.

Which motion prevailed.

Senator Longmire moved that Senate Bill No. 74 be re-referred to the Committee on Transportation, which motion prevailed.

SECOND READING OF SENATE BILLS

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 has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Reichert	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman
Jurgensen	Morgan	Solberg	

Those voting in the negative were:

Dahlund Mutch

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

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 has been read.

Senator Kisse moved that Senate Bill No. 90 be amended as follows:

In line 1 after the single parenthesis insert the following: Section 37-15-07 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows: 37-15-07.

Which motion prevailed.

Senator Kisse moved that the rules be suspended and that Senate Bill No. 90 be deemed properly engrossed and placed on second.

reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 90, as amended from the floor, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:

Trenbeath

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson

Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:
Trenbeath

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

Senator Forkner moved that the vote by which Senate Bill No. 96 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion was 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 has been read.

Senator Ringsak moved that Senate Bill No. 118 be placed at the foot of the calendar, which motion prevailed.

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 has 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, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Witteman
Holand	Mahoney		

Those voting in the negative were:

Rolfsrud	Solberg	Weber
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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 has 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, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie

Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Those voting in the negative were:

Forkner	Ringsak	Strinden
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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 has 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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 has been read.

The question being on the final passage of the resolution, as amended on page 121 of the Senate Journal.

Senator Roen moved that Senate Concurrent Resolution "F" be adopted, which motion prevailed.

So the resolution was declared adopted.

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

PERSONAL PRIVILEGE

Senator Reichert: Mr. President. I rise to a point of personal privilege, and I ask that my remarks be printed in the Journal. Today, Mr. President, and in this case I can say I speak for the majority of Americans, certainly all of those who lived through the 1940's and 1930's, and certainly for all veterans who served in the armed forces of our country during World War II, that we are feeling a great sense of personal loss over the passing of the Right Honorable Sir Winston Churchill. Sir Winston, I am sure all of us will agree, was probably as versatile a man as ever lived — he was a statesman, a soldier, newspaper correspondent, biographer, scholar and artist. In his death, Mr. President, I feel we have come to the end of an era and I think all of us appreciate that particular fact.

MOTION

Senator Holand moved that the Senate recess, subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

Senator Ringsak introduced:

Senate Bill No. 325. A Bill for an Act making an appropriation for the purpose of providing stenographic assistance to patients at veterans administration hospitals.

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

Senators Trenbeath and Thompson introduced:

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.

Senator Walz introduced:

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, Business and Labor.

Senators Chesrown and Longmire introduced:

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.

Senators Chesrown and Longmire introduced:

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 Natural Resources.

Senators Chesrown and Longmire introduced:

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 Natural Resources.

Senators Kautzmann, Ringsak and Reichert introduced:

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.

Senators Dahlund, Tuff, Larson, Forkner and Nelson introduced:

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.

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

Senators Mutch, Forkner and Ringsak introduced:

Senate Bill No. 333. 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.

Senators George and Kautzmann introduced:

Senate Bill No. 334. A Bill for an Act to amend and reenact sections 6-01-03, 6-01-04, 6-01-07, 6-01-09, 7-01-01, 7-01-03, 7-01-05, 7-01-07, 7-01-09, 7-01-10, 7-02-02, 7-03-04, and 7-05-01 of the North Dakota Century Code, relating to the state banking board, state savings and loan board, and to operation and supervision of savings and loan associations.

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

Senators Ringsak and Kautzmann introduced:

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.

Senators Mahoney and Roen introduced:

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.

Senators Roen, Strinden and Mahoney introduced:

Senate Bill No. 337. 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 dissolution and attachment of the territory of certain school districts.

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

Senators Lips, Roen, Van Horn and Thompson introduced:

Senate Bill No. 338. A Bill for an Act authorizing and directing the board of administration to retain a qualified consultant to be chosen by a select committee of the legislature and the governor to make a study and plan for future construction on the capitol grounds, and to make an appropriation therefor; to authorize the highway commissioner to erect and furnish an office building on the capitol grounds; to prepare and sell at not less than par and accrued interest, not in excess of two million, two hundred and fifty thousand dollars of revenue certificates, the proceeds of which shall be deposited in a state highway department special building fund hereby created; to authorize purchase of such certificates and investment therein by the Bank of North Dakota, state banks, public officers, boards, bureaus and institutions; to create a state highway department building revenue certificate retirement fund and to provide for retirement of such certificates within ten years; to pledge and authorize the use of state highway funds for such retirement; to authorize the sale or rental of the present highway building and the deposit of such revenue in the state highway fund; to make an appropriation; and to declare an emergency.

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

Senators Hernet and Reichert introduced:

Senate Bill No. 339. A Bill for an Act to create and enact section 16-08-06.1, and to amend and reenact sections 16-04-04, 16-04-16, 16-08-04, 16-08-07, and 16-17-09 of the North Dakota Century Code, relating to offices elected on a no-party ballot, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to legislative candidates on primary ballots.

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

Senators Hernet and Lips introduced:

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 State and Federal Government.

Senators Roen, Strinden, Mutch and Lips introduced:

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.

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

Senators Roen, Strinden, Mutch and Lips introduced:

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.

Senators Longmire and Chesrown introduced:

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.

Senators Forkner, Reichert, Lashkowitz, Mutch, Robinson and Roen introduced:

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 purchases of motor vehicle fuel by the department of accounts and purchases.

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

Senators Trenbeath, Robinson and Lips introduced:

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.

Senators Van Horn and Lips introduced:

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.

Senators Dahlund, Tuff, Larson, Forkner and Nelson introduced:

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.

Senator Kisse (By Request) introduced:

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.

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

Senators Thompson, Roen, Mahoney and Saumur introduced:

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 buildings at state institutions of higher education.

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

Senators Hernet and Mahoney introduced:

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, Business and Labor.

Senators Forkner, Kisse, Becker, Ringsak and Mutch introduced:

Senate Bill No. 351. A Bill for an Act to amend and reenact section 51-06-02 of the North Dakota Century Code, relating to bonding requirements of trading stamp companies.

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

Senators Kjos and Ringsak introduced:

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.

Senator Ecker introduced:

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 Political Subdivisions.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Roen, Lips, Van Horn and Thompson introduced:

Senate Concurrent Resolution "M". A concurrent resolution directing the president of the Senate and the speaker of the House of Representatives each to appoint three members of the Thirty-ninth Legislative Assembly to select a site for and in behalf of the legislative assembly, to act with the governor in selection of the location of a highway building as authorized in Senate Bill No. 338.

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

FIRST READING OF A SENATE RESOLUTION

Senators Morgan, Kautzmann, Witteman and Berube introduced:

Senate Resolution No. 5. A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-ninth Legislative Assembly of the State of North Dakota.

MOTION

Senator Morgan moved that the rules be suspended and that Senate Resolution No. 5 be not printed as a bill but printed in the Journal, and laid over one legislative day, which motion prevailed.

SENATE RESOLUTION NO. 5

Introduced by Senators Morgan, Kautzmann, Witteman, Berube
A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-ninth Legislative Assembly of the State of North Dakota

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA

- 1 WHEREAS, for historical purposes it has been the custom of
- 1a all
- 2 North Dakota legislative assemblies to have composite group
- 2a pictures
- 3 made of all members of such assemblies; and
- 4 WHEREAS, Rikki's Studio, of Bismarck, North Dakota offers
- 4a to make
- 5 a composite group picture of the members of the 1965 North
- 5a Dakota
- 6 senate size 30 x 40 inches, said pictures to be framed and ready
- 6a to

7 hang, and fifty-five fourteen by eleven copies of said picture for
 8 each member and desk force of the senate, and one five by
 8a seven
 9 inch print of each senator and the lieutenant governor for the
 9a state
 10 historical society, at a cost of four hundred and fifty dollars.
 11 NOW, THEREFORE, BE IT RESOLVED, that
 12 Rikki's Studio, Bismarck, North Dakota, be, and is hereby
 12a appointed
 13 official photographer for the North Dakota Senate of the thirty-
 14 ninth legislative assembly.
 15 BE IT FURTHER RESOLVED, that Rikki's Studio of
 15a Bismarck, North
 16 Dakota, be and is hereby awarded the sole privilege of
 16a photographing
 17 members of the senate of the thirty-ninth legislative assembly,
 17a at
 18 a cost price of four hundred and fifty dollars to be taken out-of
 19 legislative expenses.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-FIRST DAY

Bismarck, January 25, 1965

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

Prayer by Chaplain Mannon Wallace, Baptist Temple, Mandan.
 Our God and Our Father,

Naked we stand before Thy eyes. Thou dost know our hearts, minds, and intent. Our sins and iniquities are ever before Thee. All our righteousness is as filthy rags. There is not one of us righteous, no not one.

May we be ever mindful of the awful fact that "every person will have to give an account of himself unto Thee in the day of judgment." Prick our consciences to the fact that Thou art our God and we are Thy children. Cause us to remember that our first obligation and responsibility belong to Thee.

Our Father, we acknowledge our sins and our transgressions and ask Thy forgiveness. We pray that the blood of Thy Son Jesus would cleanse each of us from our iniquities that we may stand before Thee this day, and in the day of judgment, without spot and without blemish.

We are now ready and willing to listen to Thy voice as You speak to us. We pray for Divine wisdom and guidance that the decisions we make this day will be in accordance with Thy will, Thy laws, and Thy ordinances.

In Jesus Name, Amen.

Roll call: All Senators present except Senators Baeverstad and Redlin.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the eighteenth day after recess and nineteenth day and find the same correct.

SENATOR KISSE, Chairman

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

Senator Holand moved that the Senate recess until 12:30 p.m., January 26, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

**TWENTY-FIRST DAY AFTER RECESS
AND TWENTY-SECOND DAY**

Bismarck, January 26, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 90

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Becker moved that the amendments to Senate Bill No. 40 as recommended by the Committee on Finance and Taxation, and printed on page 158 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Concurrent Resolution "E" as recommended by the Committee on Education, and printed on page 159 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that Senate Concurrent Resolution "E" be further amended as follows:

In line 10, after the word "studied" delete the balance of the line.

In line 11, delete the words "unchanged since their adoption"

Which motion prevailed.

MOTION

Senator Holand moved that Senate Concurrent Resolution "E" be re-referred to the Legislative Research Committee, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Solberg
Beck	Kautzmann	Rait	Strinden

Becker	Kelly	Redlin	Thompson
Chesrown	Kisse	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Mahoney		

Those voting in the negative were:

Bopp	Kjos	Robinson	Torgerson
Forkner	Luick	Rolfsrud	Tuff
Kadlec	Morgan	Sorlie	Witteman

Absent and not voting:

Berube	Mutch	Roen
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Absent and not voting:

Berube	Mutch	Roen
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So the bill passed and the title was agreed to.

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 second time.

Senator Ringsak moved that Senate Bill No. 118 be amended as follows:

In line 19, delete the word "thirty" and insert in lieu thereof the word "twenty".

In line 28, delete the word "thirty" and insert in lieu thereof the word "twenty".

Which motion prevailed.

Senator Mahoney moved that Senate Bill No. 118 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion was lost.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 118 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 118, as amended from the floor, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman

Absent and not voting:

Berube

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteaman
Jurgensen	Morgan		

Absent and not voting:

Berube

Mutch

Roen

So the bill passed and the title was agreed to.

MOTIONS

Senator Sinner moved that Senate Bill No. 110 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Sinner moved that Senate Bill No. 110 be re-referred to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 delete the word "sixteen" and insert in lieu thereof the word "fourteen"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 91 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR ROEN, Chairman

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

FIRST 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.

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

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 Da-

kota Century Code, relating to rail and motor carrier safety and equipment requirements.

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

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.

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 Transportation.

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.

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.

MOTION

Senator Morgan moved that Senate Resolution No. 5 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 5. A Senate resolution to appoint an Official Photographer for the Senate of the Thirty-ninth Legislative Assembly of the State of North Dakota.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sinner
Beck	Kautzmann	Nelson	Solberg
Becker	Kelly	Rait	Sorlie
Berube	Kisse	Redlin	Strinden
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Walz
Hernett	Mahoney	Ruemmele	Weber
Holand	Morgan	Saumur	Witteaman
Jurgensen			

Absent and not voting:

Dahlund	Luick	Thompson	Van Horn
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So the resolution was declared adopted.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-SECOND DAY

Bismarck, January 26, 1965

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

Prayer by Chaplain Senator Jurgensen.

Roll call: All Senators present.

A quorum was declared by the President.

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

On Page 148, line 17, correct the spelling of the word "definition".

On page 159, line 25, correct the spelling of the word "conjunction".

On page 162, line 57, after the word "the" insert the following: "1965 Supplement to the".

On page 166, line 18, delete the word "end" and insert in lieu thereof the word "death".

On page 168, line 31, after the name "Hernett" insert the following: "and Reichert" and add the letter "s" to the word "Senator".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

REPORT OF A STANDING COMMITTEE

Mr. President: 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 do pass.

SENATOR RINGSAK, Chairman

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

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

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Trenbeath moved that Senate Bill No. 206 be returned to the Senate from the Committee on Natural Resources, which motion prevailed.

Senator Trenbeath moved that Senate Bill No. 206 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Holand moved that the Senate recess until 12:30 p.m., January 27, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-SECOND DAY AFTER RECESS
AND TWENTY-THIRD DAY

Bismarck, January 27, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 40

Senate Bill No. 118

Senate Concurrent Resolution "E"

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 123 has had the same under consideration and recommends that the same be amended as follows:

In line 46 after the word "with" insert the following: "his approval and"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Resolution 2 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Roen moved that the amendments to Senate Bill No. 80 as recommended by the Committee on Education and printed on page 175 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

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.

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.

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 State and Federal Government.

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 State and Federal Government.

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.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 158 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sinner
Beck	Kautzmann	Mutch	Solberg
Becker	Kelly	Nelson	Strinden
Bopp	Kisse	Rait	Thompson

Chesrown	Kjos	Redlin	Trenbeath
Dahlund	Larson	Reichert	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen			

Absent and not voting:

Berube	Ringsak	Sorlie	Torgerson
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So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Absent and not voting:

Berube	Ringsak
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So the bill passed and the title was agreed to and the emergency clause 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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber

Holand	Mahoney	Sinner	Witte
Jurgensen	Morgan	Solberg	man
Absent and not voting:			
Berube	Ringsak		

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

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witte
Jurgensen	Morgan	Solberg	man

Absent and not voting:

Berube Ringsak

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

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witte
Jurgensen	Morgan	Solberg	man

Absent and not voting:

Berube Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sorlie
Beck	Kautzmann	Nelson	Thompson
Becker	Kisse	Rait	Torgerson
Berube	Kjos	Redlin	Trenbeath
Bopp	Larson	Reichert	Tuff
Chesrown	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen			

Those voting in the negative were:

Dahlund	Kelly	Roen	Strinden
Forkner	Mutch	Saumur	

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate recess until after the joint session, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 60 have had the same under consideration and recommend that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 97 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 131 have had the same under consideration and recommend that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 160 have had the same under consideration and recommend that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 185 have had the same under consideration and recommend that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 189 have had the same under consideration and recommend that the same be amended as follows:

Line 13 after the word "not" delete the word "less" and insert the word "more" and after the word "thirty" insert "--five"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR CHESROWN, Chairman

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

MESSAGE FROM THE HOUSE

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

MOTION

Senator Chesrown moved that House Bill No. 602 be returned to the House as requested, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Trenbeath and Sinner introduced:

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.

SECOND READING OF A SENATE BILL

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 second time.

Senator Sorlie moved that Senate Bill No. 132 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-THIRD DAY

Bismarck, January 27, 1965

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

Prayer by Chaplain Lester Myer, Church of the Nazarene, Mandan.

Our Heavenly Father, we approach Thee with gratefulness for past wisdom and blessing. We pray that Thou wilt give to these who have assumed the responsibility of making the laws for our state, the wisdom and integrity needed to perform their task. It is no small task and may they lean heavily upon Thee who alone knows the heart and ability of man. So Father we ask Thy blessing upon this session of the legislature. In Jesus name. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-first day after recess and twenty-second day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 27, 1965

Mr. President: I have the honor to transmit:

House Bill No. 526 - 528

House Bill No. 556 - 576

House Bill No. 596 - 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 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

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 return House Bill No. 602 which the House has requested.

Very respectfully,

GERALD L. STAIR, Secretary

MOTION

Senator Holand moved that Senate Bill No. 226 be reproduced in the manner that will be acceptable to the committee, which motion prevailed.

Senator Holand moved that the Senate recess until 12:30 p.m., January 28, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-THIRD DAY AFTER RECESS AND
TWENTY-FOURTH DAY

Bismarck, January 28, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 80

And find the same correctly engrossed.

H. O. BECK, Chairman

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

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

Senate Resolution No. 5

And find the same correctly enrolled.

H. O. BECK, Chairman

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 5

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

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 5

Was delivered to the Secretary of State at the hour of 12:45 o'clock p.m., 28 January 1965.

SENATOR BECK, Chairman

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 120 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "inventory" delete the "comma" and insert in lieu thereof a "period" and delete the remainder of the title.

In line 4 after the "hyphen" insert the word "ALTERNATE"

In line 5 after the word "MONTHLY" delete the word "VALUE" and insert in lieu thereof the word "INVENTORY"

In line 6 after the word "Dakota" delete the word "shall" and insert in lieu thereof the word "may"

In line 7 after the word "monthly" delete the word "value" and insert in lieu thereof the word "inventory"

In line 11 delete the word "value" and insert in lieu thereof the word "inventory"

In line 12 after the word "monthly" delete the word "values" and insert in lieu thereof the word "inventories"

In line 14 after the word "monthly" delete the word "value" and insert in lieu thereof the word "inventory"

In line 16 delete the words "market value" and insert in lieu thereof the word "assessable"

In line 17 delete the words "The owner of all livestock assessed" Delete lines 18 and 19.

In line 20 delete the words "such livestock"

Delete lines 23, 24, 25, 26.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "J" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Hernettt moved that the amendments to Senate Bill No. 123 as recommended by the Committee on Industry, Business and Labor and printed on page 181 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 189 as recommended by the Committee on Judiciary and printed on page 186 of the Senate Journal, be adopted, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

So the bill passed and the title was agreed to.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Solberg
Beck	Jurgensen	Mutch	Sorlie

Becker	Kadlec	Rait	Strinden
Berube	Kautzmann	Redlin	Thompson
Bopp	Kelly	Reichert	Trenbeath
Chesrown	Kisse	Ringsak	Tuff
Dahlund	Kjos	Roen	Urdahl
Ecker	Larson	Rolfsrud	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire		

Those voting in the negative were:

Luick	Nelson	Ruemmele	Torgerson
Morgan	Robinson		

Absent and not voting:

Witteman

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Ringsak moved that Senate Concurrent Resolution "G" be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 2. A resolution urging consideration and study of the problems facing the farmers of North Dakota and the United States.

Was read the second time.

Senator Redlin moved that Senate Resolution No. 2 be amended as follows:

In line 51, after the first comma, insert the following: "Secretary of State,".

Which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Resolution No. 2 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor.

Senator Sinner made the substitute motion that Senate Resolution No. 2 be further amended as follows:

In line 53, after the comma, insert "the chairmen and leadership of both political parties,"

Which motion prevailed.

The question being on the motion of Senator Redlin that the rules be suspended and that Senate Resolution No. 2 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

The question being on the final passage of Senate Resolution No. 2, as amended from the floor.

Senator Redlin moved that Senate Resolution No. 2 be adopted, which motion prevailed.

So the resolution was declared adopted.

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.

Was read the second time.

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, 35; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Holand	Nelson	Solberg
Becker	Kadlec	Rait	Sorlie
Berube	Kautzmann	Redlin	Strinden
Bopp	Kelly	Ringsak	Torgerson
Chesrown	Kisse	Robinson	Trenbeath
Dahlund	Larson	Roen	Van Horn
Ecker	Lips	Rolfsrud	Walz
Forkner	Longmire	Ruemmele	Witteaman
Hernett	Morgan	Saumur	

Those voting in the negative were:

Baeverstad	Lashkowitz	Reichert	Tuff
George	Luick	Sinner	Urdahl
Jurgensen	Mahoney	Thompson	Weber
Kjos	Mutch		

So the bill passed and the title was agreed to.

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 per-

sonal 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 9; absent and not voting, 0.

Those voting in the affirmative were:

Becker	Kadlec	Nelson	Solberg
Berube	Kautzmann	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
George	Lips	Rolfsrud	Van Horn
Hernett	Longmire	Ruemmele	Walz
Holand	Luick	Saumur	Weber
Jurgensen	Mahoney	Sinner	Witteaman

Those voting in the negative were:

Baeverstad	Kelly	Mutch	Sorlie
Beck	Morgan	Ringsak	Torgerson
Forkner			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden

Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Forkner

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Sorlie
Beck	Kadlec	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Hernett	Mahoney	Solberg	Witteman
Holand	Morgan		

Those voting in the negative were:

Kisse Rolfsrud

Absent and not voting:

Reichert

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

MOTIONS

Senator Chesrown moved that Senate Bill No. 205 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Chesrown moved that Senate Bill No. 205 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Walz moved that Senate Bill No. 144 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Walz requested the unanimous consent of the Senate to withdraw Senate Bill No. 144, which request was granted.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-FOURTH DAY

Bismarck, January 28, 1965

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

Prayer by Chaplain Warren Johnson, First Lutheran, Bismarck.

Gracious God, we call upon Thee because we need Thee. Be Thou our inspiration to do the good as it is revealed.

Amid many complexities and conflicting points of view, reveal the highest good. Give us the clarity of mind, the singleness of purpose, and the spirit of Christian statesmanship to serve our people well. Bless our state and nation. Preserve a spirit of unity and good will among us.

Watch over our health and well-being as we continue in this arduous task with a sense of heavy responsibility.

We pray for the peace of the world. Amen.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-second day after recess and twenty-third day and find the same correct.

SENATOR KISSE, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 13 has had the same under consideration and recommends that the same be amended as follows:

After the word "department" in line 3 of the title, add "and to authorize expenditures for highway project construction costs"

In line 26 and 27 of the bill, strike the words "the construction and reconstruction of public highways of the state" and insert in lieu thereof the words "highway project construction costs"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 125 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 providing that buildings being constructed with public funds shall be constructed in a manner so as to consider the needs of the handicapped.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. STATEMENT OF LEGISLATIVE INTENT ON DESIGN OF PUBLIC BUILDINGS.) The standards and specifications to all buildings which are constructed in whole or in part by the use of state, county, or municipal funds, or the funds of any political subdivision shall take into consideration the needs of the handicapped, and as far as is feasible make such buildings and their facilities accessible to, and useable by, handicapped persons."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 130 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "provide" delete the remainder of the line and insert in lieu thereof the following: "cancellation provisions restricting the"

In line 2 of the title delete the following: "can cancel, discontinue, or refuse to renew" and insert in lieu thereof the words "cancellation of"

In line 5 of the bill after the word "shall" delete the words "give at" and insert in lieu thereof the word "include"

Delete all of line 6 and insert in lieu thereof the following: "as a mandatory endorsement the cancellation provisions as set forth by the national bureau of casualty underwriters, or other standard cancellation provisions that have been approved by the insurance department of North Dakota."

Delete all of lines 7 and 8.

In line 9 delete the words "such coverage" and after the word

"such" delete the words "notice requirement" and insert in lieu thereof the words "cancellation provision requirements"

In line 12 delete the words "any such attempted"

Delete all of lines 13, 14, 15 and 16.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 137 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Senator Longmire made the substitute motion that Senate Bill No. 137 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 142 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 148 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 178 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 192 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 195 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 196 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 238 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

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

FIRST READING OF HOUSE BILLS

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.

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.

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 Social Welfare and Veterans Affairs.

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.

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

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 and Veterans Affairs.

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 Judiciary.

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.

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 State and Federal Government.

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.

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.

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.

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.

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

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

Senator Holand moved that the Senate recess until 12:30 p.m., January 29, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-FOURTH DAY AFTER RECESS AND
TWENTY-FIFTH DAY

Bismarck, January 29, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 123

Senate Bill No. 189

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

COMMUNICATION

I hereby submit my resignation from the position of doorkeeper for the North Dakota Senate, Thirty-ninth Legislative Assembly, effective January 28, 1965, for the reason that I had secured full time employment elsewhere.

Dated this 25th day of January, 1965.

LARS KVALHEIM

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 103 have had the same under consideration and recommend that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 104 have had the same under consideration and recommend that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 106 have had the same under consideration and recommend that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 129 has had the same under consideration and recommends that the same be amended as follows:

In the title of the bill delete everything after the word "Act" and insert the following in lieu thereof: "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."

Delete lines 1 through 42 inclusive and insert the following new section in lieu thereof:

"(SECTION 1.) Section 35-08-05 of the North Dakota Century Code is hereby created and enacted to read as follows:

35-08-05. LIEN FOR FURNISHING FERTILIZER. Any person who furnishes fertilizer to another to be used for the production of any agricultural crop shall be entitled to a lien upon all crops produced by the use of such fertilizer to secure payment of the purchase price thereof upon compliance with the provisions of this section. At any time after the fertilizer has been furnished, but in no event later than the first day of November in the year such fertilizer was furnished, the person selling such fertilizer shall perfect his lien by filing in the office of the register of deeds of the county in which the crop is produced a verified statement showing the name and address of the person claiming the lien, the name of the person to whom the fertilizer has been furnished, the name of the crop or crops grown by such purchaser, a description of the land upon which the crop was grown, and the amount of fertilizer furnished. From and after the date of filing the statement provided in this section, the claimant shall have a lien upon the crops therein described to the amount of the purchase price of the fertilizer sold. Such lien shall have priority over all other liens except threshing liens, seed liens, farm labor liens, crop production liens, and fuel liens. The register of deeds shall charge a fee of one dollar for the filing of a verified statement perfecting the lien. Such lien shall be indexed and filed in the same manner as chattel mortgages are filed and may be satisfied by an instrument similar to a satisfaction of chattel mortgages."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 133 have had the same under consideration and recommend that the same be amended as follows:

In line 8 after the triple parentheses delete the word "two" and insert in lieu thereof the word "one"

In line 9 after the triple parentheses delete the word "two" and insert in lieu thereof the word "one"

And when so amended recommend the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 143 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 156 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "list" insert a comma and the words: "which list shall not include the amount each lot or tract is benefited by the improvement,"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 158 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 204 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 204 be placed on the calendar, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Concurrent Resolution "H" have had the same under consideration and recommend that the same do pass, and be re-referred to the Legislative Research Resolutions Committee.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 124 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Kisse

Senator Kautzmann

Senator Ringsak
 Senator Strinden
 Senator Kelly
 Senator Torgerson
 Senator Jurgensen
 Senator Urdahl
 Senator Sinner

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 124 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Mahoney
 Senator Walz

SENATOR KISSE, Chairman

Senator Reichert moved that the report of the minority be substituted for that of the majority, which motion was lost.

The question being on the motion of Senator Kisse that the report of the majority on Senate Bill No. 124 be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 46 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the words "to create and enact section 50-09-07.1 and"

In the second line of the title, after the word "and" delete the word "section" and insert the words and numeral "sections 50-09-05 and"

Delete line 7 through 34 inclusive

In line 49 after the first comma insert the words "applicant, or caretaker"

In line 52 delete the words "and the applicant or caretaker involved"

In line 56 after the word "Any" insert the word "person" and a comma

In line 63 after the word "of" delete the word "an" and insert the words "such person" and a comma, in lieu thereof

After line 67 add the following section:

"SECTION 4. AMENDMENT.) Section 50-09-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-09-05. ELIGIBILITY FOR ASSISTANCE.) Aid shall be granted under this chapter to any needy dependent child as defined in section 50-09-01:

1. Who has resided in the state for one year immediately preceding the date of application; or
2. If under the age of one year at the time of application:
 - a. Whose mother has resided in the state one year immediately preceding the birth of the child; or
 - b. Who has resided in the state during his lifetime and whose mother has resided in the state for so many months, immediately preceding his birth as added to the age of the child, aggregate one year immediately preceding the date of application; or
3. If unborn, whose mother has resided in the state for one year immediately preceding the date of application; or

4. Who is living in a boarding home licensed under the laws of North Dakota or, if in another state, meeting standards determined by the state agency to be comparable to those required for licensing in North Dakota; or in a home or institution maintained and operated or selected by a private agency; or
5. Any person having the custody or control of a child qualified to receive grants or payments for aid under the terms of this chapter shall be disqualified from receiving such payments by reason of refusing to cooperate with the county welfare agency or the state's attorney. This section shall not be construed as denying assistance and care to such child through its legally entitled representative or temporary custodian."

And renumber the sections and lines accordingly.

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that the amendments to Senate Bill No. 120 as recommended by the Committee on Agriculture and printed on page 189 of the Senate Journal, be adopted, which motion prevailed.

Senator Sinner moved that Senate Bill No. 120 be further amended as follows:

In line 16, delete the word "of".

Which motion prevailed.

SECOND 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49, nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Sorlie
Beck	Kelly	Nelson	Strinden

Berube	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman
Kadlec			

Those voting in the negative were:

Becker	Bopp	Rait	Solberg
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So the bill passed and the title was agreed to.

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 second time.

Senator Holand moved that Senate Concurrent Resolution "J" be re-referred to the Legislative Research Resolutions Committee, 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.

Was read the second time.

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, 47; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Those voting in the negative were:

Forkner	Strinden
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So the bill passed and the title was agreed to.

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 second time.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MOTIONS

Senator Longmire moved that copies of all Senate Bills be sent to the law school at the University of North Dakota, which motion prevailed.

Senator Longmire moved that Lester Galt be escorted to the rostrum and invited to address the assembly briefly on his experiences while working down south last summer in connection with voter registration, which motion prevailed.

The President appointed Senators Longmire and Jurgensen to escort Mr. Galt to the rostrum, and Mr. Galt was escorted to the rostrum and he briefly addressed the Senate.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-FIFTH DAY

Bismarck, January 29, 1965

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

Prayer by Chaplain Arnold Spain, St. Anne Roman Catholic, Bismarck.

We are gathered in your name, Almighty God. Come unto us and be with us. Enter our hearts, and teach us what we are to do and how we shall accomplish it. May the end of all our actions be to please you. You alone be the author and finisher of our judgments.

May we always hold fast to justice tempered by charity, so that our judgements may in no way be at variance with your will. May our deeds and deliberations be for the best good of your people over whom you have given us to rule, and may they merit for us everlasting reward. Amen.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-third day after recess and twenty-fourth day and find the same correct.

SENATOR KISSE, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 13 as recommended by the Committee on Appropriations and printed on page 196 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernett moved that the amendments to Senate Bill No. 125 as recommended by the Committee on Industry, Business and Labor and printed on page 196 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernett moved that the amendments to Senate Bill No. 130 as recommended by the Committee on Industry, Business and Labor and printed on page 197 of the Senate Journal, be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 137. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code relating to discretionary authority to suspend a driver's or operator's license and/or privileges and setting forth basis for suspension.

Was read the second time.

Senator Longmire moved that Senate Bill No. 137 be amended as follows:

Delete everything after line 11.

Which motion was declared lost.

Senator Reichert requested a division, which request was granted, and the motion was again declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 137, the roll was called and there were: ayes, 3; nays, 46; absent and not voting, 0.

Those voting in the affirmative were:

Forkner	Larson	Longmire
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Those voting in the negative were:

Baeverstad	Kadlec	Rait	Sorlie
Beck	Kautzmann	Redlin	Strinden
Becker	Kelly	Reichert	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfstrud	Urdahl
Ecker	Luick	Ruemmele	Van Horn
George	Mahoney	Saumur	Walz
Hernett	Morgan	Sinner	Weber
Holand	Mutch	Solberg	Witteman
Jurgensen	Nelson		

So the bill was declared lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman

Absent and not voting:

Kadlec

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath

Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman

Absent and not voting:

Kadlec

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman

Absent and not voting:

Kadlec

So the bill passed and the title was agreed to.

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

MESSAGE FROM THE HOUSE

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

Senator Holand moved that the Senate recess until 12:30 p.m., January 30, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-FIFTH DAY AFTER RECESS AND
TWENTY-SIXTH DAY

Bismarck, January 30, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 13
Senate Bill No. 120
Senate Bill No. 125
Senate Bill No. 130

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 176 has had the same under consideration and recommends that the same be amended as follows:

On line 105 after the word "one" delete "and one-half"

On line 106 delete the word "mills" and insert the word "mill"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 182 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that the amendments to Senate Bill No. 129 as recommended by the Committee on Agriculture and printed on page 201 and 202 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 133 as recommended by the Committee on Political Subdivisions and printed on page 202 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 156 as recommended by the Committee on Political Subdivisions and printed on page 203 of the Senate Journal, be adopted, which motion prevailed.

Senator Dahlund moved that the amendments to Senate Bill No. 46 as recommended by the Committee on State and Federal Government and printed on page 204 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 70 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

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

Senator Rolfsrud moved that the statement just read in connection with the committee report on Senate Bill No. 70 be printed in the journal, which motion prevailed.

Senator Rolfsrud: Mr. President, we have a statement we would like to present in connection with this bill.

The Senate Committee on Natural Resources agrees with the farmers who suffered a loss of crops through damage from antelope, that the State owes a greater obligation to protect his crops from damage than was displayed in this instance. However, since the honoring of a claim for crop damage of this type would result in hundreds of similar claims in the future from farmers who might suffer some damage from antelope, deer, ducks, or possibly even upland game, requiring the State to employ a number of adjusters to check and verify the claims, the Committee did not feel they could take this approach.

The Committee does recommend, however, that the State Game and Fish Department adopt a vigorous policy of immediately checking all claims of damage, and take action to remove the animals causing the damage. If necessary, the animals should be killed and the meat donated to charitable institutions. This will tend to prevent the damage from becoming too great and will cost the state much less than a program of reimbursement to farmers after the damage has been permitted to become severe.

The Committee requests that copies of this statement be sent to Governor William Guy and Russell Stuart, State Game and Fish Commissioner.

Mr. President: 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:

In line 2 of the Title after the word "effective" insert triple parentheses before the comma and through the word license in line 4.

After line 11 delete Section 2.

And when so amended recommend the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: 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 4 of the Title after the word lights insert in lieu thereof a "comma," and add the following words "and declaring an emergency."

After line 39 add Section 2

"SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR NELSON, Chairman

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

FIRST 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.

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

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.

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, Business and Labor.

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 Political Subdivisions.

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 Political Subdivisions.

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.

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

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.

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.

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.

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.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Strinden
Beck	Kautzmann	Rait	Thompson
Becker	Kisse	Redlin	Torgerson
Berube	Kjos	Reichert	Trenbeath
Bopp	Larson	Roen	Tuff
Chesrown	Lashkowitz	Rolfstrud	Urdahl
Dahlund	Lips	Ruemmele	Van Horn
Ecker	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Hernett	Mahoney	Solberg	Witteman
Holand	Morgan	Sorlie	

Absent and not voting:

Forkner	Kelly	Ringsak	Robinson
Kadlec	Mutch		

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Strinden
Beck	Kautzmann	Rait	Thompson
Becker	Kisse	Redlin	Torgerson
Berube	Kjos	Reichert	Trenbeath
Bopp	Larson	Roen	Tuff
Chesrown	Lashkowitz	Rolfstrud	Urdahl
Dahlund	Lips	Ruemmele	Van Horn
Ecker	Longmire	Saumur	Walz

George	Luick	Sinner	Weber
Hernett	Mahoney	Solberg	Witteman
Holand	Morgan	Sorlie	
Absent and not voting:			
Forkner	Kelly	Ringsak	Robinson
Kadlec	Mutch		

So the bill passed and the title was agreed to.

Senate Bill No. 143. A Bill for an Act authorizing local political subdivisions operating airports to impose and collect from scheduled commercial air passenger carriers a boarding fee or charge for airport construction, maintenance, equipment and operation.

Was read the second time.

Senator Jurgensen moved that Senate Bill No. 143 be re-referred to the Committee on Political Subdivisions, which motion was declared lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 16; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Lips	Ringsak	Sinner
Ecker	Longmire	Roen	Solberg
George	Morgan	Rolfstrud	Trenbeath
Lashkowitz	Redlin	Ruemmele	Urdahl

Those voting in the negative were:

Baeverstad	Holand	Mahoney	Thompson
Beck	Jurgensen	Nelson	Torgerson
Berube	Kautzmann	Rait	Tuff
Bopp	Kisse	Reichert	Van Horn
Chesrown	Kjos	Saumur	Walz
Dahlund	Larson	Sorlie	Weber
Hernett	Luick	Strinden	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

So the bill was declared lost.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfstrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

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

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfstrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

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.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfstrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

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.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfsrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman
Absent and not voting:			
Forkner	Kelly	Mutch	Robinson
Kadlec			

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

Senate Bill No. 204. A Bill for an Act to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to licensing motor vehicles older than twenty-five years.

Was read the second time.

Senator Van Horn moved that Senate Bill No. 204 be amended as follows:

In line 11, delete the word "three" and insert in lieu thereof the word "five".

Which motion prevailed.

Senator Van Horn moved that the rules be suspended and that Senate Bill No. 204 be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senator Kjos moved that Senate Bill No. 204 be further amended as follows:

In line 3 of the title delete the word "twenty-five" and insert in lieu thereof the word "thirty".

In line 10 delete the word "twenty-six" and insert in lieu thereof the word "thirty".

Which motion prevailed.

Senator Van Horn moved that the rules be suspended and that Senate Bill No. 204 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, from the floor, the roll was called and there were: ayes, 23; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kjos	Sinner	Tuff
Berube	Luick	Solberg	Urdahl
Bopp	Rait	Sorlie	Van Horn
Ecker	Reichert	Thompson	Walz
Hernett	Ringsak	Torgerson	Witteman
Jurgensen	Rolfsrud	Trenbeath	

Those voting in the negative were:

Baeverstad	Kautzmann	Longmire	Roen
Beck	Kisse	Mahoney	Ruemmele
Chesrown	Larson	Morgan	Saumur

Dahlund	Lashkowitz	Nelson	Strinden
George	Lips	Redlin	Weber
Holand			
Absent and not voting:			
Forkner	Kelly	Mutch	Robinson
Kadlec			

So the bill lost for lack of a constitutional majority.

Senator Thompson moved that the vote by which Senate Bill No. 204 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 220. A Bill for an Act to 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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfsrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

So the bill passed and the title was agreed to.

Senate Bill No. 120. A Bill for an Act to create and enact section 57-02-18.8 of the North Dakota Century Code, relating to the assessment of livestock on an average monthly inventory.

Was read the second time.

Senator Becker moved that Senate Bill No. 120 be re-referred to the Committee on Finance and Taxation, and upon the motion being put the President was in doubt and a division was had, and the motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-SIXTH DAY

Bismarck, January 30, 1965

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

Prayers by Chaplain Cedric Lofdahl, House of Prayer, Lutheran, Bismarck.

Almighty God, our heavenly Father, we give you thanks for the many blessings that you have bestowed upon us. Especially, we give thanks for our form of government, wherein we have liberty and justice.

We pray Thee for all the Senators and other workers who are now gathered here to conduct the affairs of this state. Grant them wisdom and self-control that they may calmly consider the questions

before them and act wisely and promptly, upholding what is right, abhorring what is wrong, and performing that which is just. May they always be mindful of the welfare of all their constituents.

We pray Thy blessing upon all the people of this state.

We pray in the Name of Jesus Christ, our Lord and Savior. Amen.

Roll call: All Senators present except Senators Forkner, Kadlec, Kelly, Mutch and Robinson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-fourth day after recess and twenty-fifth day and find the same correct.

SENATOR KISSE, Chairman

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 51 has had the same under consideration and recommends that the same be amended as follows:

Delete the period in the last line of the title, insert a comma, and the words "and declaring an emergency"

In line 2 delete the word "service"

In line 4 following the word "engineer" insert the following words: "of the water commission"

In line 6 after the comma delete the words "chairman of"

Delete all of lines 7, 8, and 9.

In line 10 delete the words "by the governor." and insert in lieu thereof the following: "executive secretary of the North Dakota state soil conservation committee, state parks director, chairman of the state water commission, state health officer, director of the economic development commission, state forester, director of the North Dakota travel service, and the state adjutant general."

In line 11 following the word "chairman" delete the period and insert in lieu thereof a comma and add the following: "and the governor shall appoint the executive officer of the agency whose responsibility it shall be to carry out the policies and directives of the agency and shall, within the limits of personnel and funds available, perform such other duties as may be assigned to him by the outdoor recreation agency."

Delete all of lines 69, 70, 71, 72, 73, 74 and 75 and insert in lieu thereof the following: "SECTION 3. ADOPTION OF RULES AND REGULATIONS.) Subject to the approval of the governor, the agency shall adopt and promulgate, and it may amend, modify and revise such rules and regulations for the conduct of its affairs as may be deemed necessary, including the time, place and notice of regular meetings, call and notice of special meetings, and number of members required for a quorum to transact business."

Add the following section: "SECTION 4. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR TRENBEATH, Chairman

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

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 30, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 20

Senate Bill No. 123

Senate Bill No. 136
 Senate Bill No. 142
 Senate Bill No. 189
 Senate Bill No. 192
 Senate Bill No. 195
 Senate Bill No. 196
 Senate Bill No. 238

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

GERALD L. STAIR, Secretary

MESSAGE FROM THE HOUSE

House Chambers

Bismarck, January 30, 1965

Mr. 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

FIRST READING OF SENATE BILLS

The Committee on State and Federal Government introduced:

Senate Concurrent Resolution "O". 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.

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

The Committee on State and Federal Government introduced:

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.

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

SECOND 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 second time.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfsrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

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.

Was read the second time.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfsrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Forkner	Kelly	Mutch	Robinson
Kadlec			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 197 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfsrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn

George
Hernett
Holand

Luick
Mahoney
Morgan

Saumur
Sinner
Solberg

Walz
Weber
Witteman

Absent and not voting:

Forkner
Kadlec

Kelly

Mutch

Robinson

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess until 12:30 p.m.,
February 1, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-EIGHTH DAY

Bismarck, February 1, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

- Senate Bill No. 46
- Senate Bill No. 129
- Senate Bill No. 133
- Senate Bill No. 156

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: Your Committee on Employment recommends the following employee:

William Remmich, Steele.....Doorkeeper.....\$10.00

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator George that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the report was declared adopted.

The Lt. Gov. then administered the oath of office to said employee.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom

was referred Senate Bill No. 12 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 35 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 110 has had the same under consideration and recommends that the same be amended as follows:

In line 2 after the word "moneys" insert the following words "in the Teachers Insurance and Retirement Fund"

In lines 4 and 5 delete the words "to the teachers' insurance and retirement fund"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Rolfsrud moved that the report be adopted which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 145 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 181 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 199 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Van Horn made the substitute motion that Senate Bill No. 199 be placed on the calendar, which motion was declared lost.

A division was requested, which request was granted, and a division was had, and the motion was again declared lost.

The question being on the motion of Senator Ringsak that the committee report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 208 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 209 has had the same

under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 235 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the same be amended as follows:

In line 12 of the title delete the words "to provide"

Delete all of line 13 of the title

In line 14 of the title delete the following language: "ments and agencies responsible to him"

In line 15 of the title delete the numeral and comma "74,"; and after the comma after the numeral "75" insert the word "and"; and after the comma after the numeral "80" delete the word and numerals "82, and 83"; and after the word "to" insert the word "certain"

In line 22 of the title delete the numeral and comma "90,"

In line 23 of the title delete the words "changing the selection of judges from elective to an"

In line 24 of the title delete the words "appointive-elective system"

In line 27 of the title delete the words "and to preserve the tenure of the officials whose"

In line 28 of the title delete the words "offices would no longer be specified in the Constitution;"

After line 62 insert the following two sentences: "Twenty thousand electors at large may propose any measure by initiative petition. Twelve thousand electors at large may by petition exercise the power of referendum."

In line 148 delete the words "third day of" and insert the words "first Tuesday after the first Monday in" in lieu thereof

In line 229 delete the triple parentheses before the word "the"

In line 230 delete the triple parentheses after the comma and delete the words "January third"

In line 231 after the word "thereof" insert the words "or at such other time as may be prescribed by law" and delete the words "If January third shall be a Sunday"

Delete lines 232 through 233 inclusive

Delete lines 455 through 473 inclusive

Delete lines 509 through 575 inclusive

Delete lines 591 through 639 inclusive

Delete lines 689 through 710 inclusive

And renumber the sections and lines accordingly.

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

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

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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 Natural Resources.

The Committee on Delayed Bills introduced:

Senate Bill No. 355. A Bill for an Act to provide that a county may levy a business tax based upon annual rental values in lieu of the personal property tax on retail inventories held for resale.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Beck, Strinden, Nelson, Roen, Becker, Van Horn and Walz introduced:

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 and referred to the Committee on Transportation.

Senators Morgan and Luick introduced:

Senate Concurrent Resolution "R". A concurrent resolution expressing opposition to a proposed flood control project on the lower reach of the Sheyenne River.

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

FIRST READING OF HOUSE BILLS

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.

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

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.

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.

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.

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.

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, Business and Labor.

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.

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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.

MOTIONS

Senator Holand moved that the Senate recess for ten minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

Senator Van Horn moved that the Senate reconsider the action by which Senate Bill No. 124 was indefinitely postponed, which motion prevailed.

Senator Lashkowitz moved that Senate Bill No. 124 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Roen moved that Senate Bill No. 320 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Roen moved that Senate Bill No. 320 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Robinson moved that Senate Bills No. 292, 329 and 330 be returned to the Senate from the Committee on Natural Resources, which motion prevailed.

Senator Robinson moved that Senate Bill No. 292 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Robinson moved that Senate Bills Nos. 329 and 330 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Thompson moved that Senate Bill No. 172 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 352 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 352 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Becker moved that Senate Bill No. 284 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Becker requested the unanimous consent of the Senate to withdraw Senate Bill No. 284, which request was granted.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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 State and Federal Government.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-EIGHTH DAY

Bismarck, February 1, 1965

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

Prayer by Chaplain Wm. R. Lindsay, First Presbyterian, Bismarck.

Almighty God, Creator, Sustainer and Governor of all things, deep within ourselves we recognize that apart from Thee and Thy will we can do nothing abiding. We need Thy power to solve problems, decide issues, and plan for true progress in the life of this State. May there arise from each desk the silent prayer that seeks to know Thy will. We long for such guidance that when a thing is right we shall all know it; and when it is wrong, it will not be proposed.

Help us to accept the discipline of hard thinking, and deliver us, O Lord, from wrong thinking that leads to wrong conclusions. Guide the deliberations of this body this day, for Thy mercy's sake. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 221 of the Senate Journal, after line 20 insert the following: Delete the period in the last line of the title, insert a comma, and the words "and declaring an emergency."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

MOTIONS

Senator Holand moved that Senate Bill No. 356 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 356 be placed on 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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

Senator Holand 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.

CONSIDERATION OF AMENDMENTS

Senator Kisse moved that the amendments to Senate Bill No. 176 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 213 of the Senate Journal, be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 183 as recommended by the Committee on Transportation and printed on page 215 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 51 as recommended by the Committee on Natural Resources and printed on page 221 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 61 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title, following the word "reenact", insert the language: "sections 15-22-21 and 15-22-22,"

In the last line of the title, following the word "reorganization", insert the following language: "and providing an effective date"

Immediately preceding line 1 of the bill, insert the following new sections:

"SECTION 1. AMENDMENT.) Section 15-22-21 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-22-21. DISSOLUTION OF SCHOOL DISTRICTS — DUTY OF COUNTY SUPERINTENDENT.) The county superintendent of schools shall notify the (((county))) regional committee for the reorganization of school districts when any school district within the county has had its assessed valuation reduced to an amount which will no longer enable the district to raise sufficient funds to carry on normal school operations, or when any school district within the county has not operated a school for the immediately preceding two years providing pupils from such school district are not attending school in another state. Upon receipt of such notice, the (((county))) regional committee shall forthwith give notice of hearing to dissolve the school district and shall provide for its attachment to one or more adjoining school districts. The county superintendent shall notify the (((county))) regional committee

for the reorganization of school districts of the existence of territory not organized into school districts and recommend that the same shall be attached to one or more adjoining school districts; the (((county))) regional committee shall forthwith provide for its attachment to one or more such districts. From and after the effective date of an order or resolution of the board of county commissioners prior to the effective date of sections 15-22-21 and 15-22-22 or of the (((county))) regional committee for the reorganization of the school districts after the effective date of sections 15-22-21 and 15-22-22 attaching any territory described in this section to an adjoining school district, qualified electors residing in the attached territory shall be entitled to vote and hold office in the school district to the same extent as all other qualified electors residing therein, and such territory shall be part of the school district as fully in every respect as if it had been included in the district when organized. Nothing herein shall prevent the district from providing for the education of such children to the extent that its current budget in the judgment of the school board will permit, or shall relieve the district from any existing responsibility for the education of children attending its schools before the effective date of the order. Nothing herein shall change the effect of any election held within the school district pursuant to chapter 15-48 before the effective date of the order. This section applies to all school districts in the state including the board of education of the city of Fargo and the district under its jurisdiction for school purposes.

SECTION 2. AMENDMENT.) Section 15-22-22 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-22-22. NOTICE OF HEARING — ORDER OF ATTACHMENT — JOINT COUNTY ACTION.) The county superintendent of schools upon order of the board of county commissioners prior to the effective date of sections 15-22-21 and 15-22-22 or of the (((county))) regional committee for the reorganization of school districts after the effective date of sections 15-22-21 and 15-22-22 shall notify the clerk of each school district adjoining any district which is to be dissolved pursuant to section 15-22-21 and any unorganized territory recommended for attachment as therein provided that a hearing will be held and the time and the place of the hearing of the board of county commissioners or the (((county))) regional reorganization committee, as the case may be, for the purpose of determining to which school district or districts the dissolved or unorganized territory will be attached. Upon or after such hearing the board of county commissioners or the (((county))) regional committee for the reorganization of school districts, as the case may be, may by resolution order the district dissolved and its territory attached, or the unorganized territory attached, to one or more adjoining school districts in such manner as will, in its judgment, provide the best educational opportunities for pupils of the public schools and the wisest use of public funds for the support of the public school system in such school districts and attached territory. The order shall become effective upon the adoption of the resolution, unless another effective date is provided for therein, and except as provided in section 15-22-21. If any of such adjoining districts is situated wholly or partly in a county other than that which included the district to be dissolved or the unorganized territory affected, any order attaching territory to such adjoining school district shall become effective only upon the adoption of a concurring resolution by the board of county commissioners or the (((county))) regional committee for the reorganization of school districts after the effective date of sections 15-22-21 and 15-22-22 of the other county in which it is situated. Sections 15-22-21 and 15-22-22 of the North Dakota Century Code as amended shall apply to and govern the rights and

obligations of all persons affected by any order of dissolution or attachment entered in conformity with the provisions of those sections prior to such amendment and prior to the effective date of sections 15-22-21 and 15-22-22, as well as any order entered on or after such effective date."

In line 53, following the word "tie", insert the following language: "by drawing lots"

In line 61, delete the words "county in which he voted" and insert in lieu thereof the words "department of public instruction the sum of fifteen dollars per day plus"

In line 105, following the word "make" insert the word "a"

After line 133 insert the words "Such committee shall not include in a plan for reorganization of school districts, a school district or any part of such school district which has a taxable valuation of one million dollars or more in the preceding year unless such committee shall first obtain the consent of the governing body of such school district. Such consent shall be given at a regular meeting by a majority vote of the members of such governing body."

In line 200, following the word "of", delete the word "that" and insert in lieu thereof the word "the"

In line 581, place triple parentheses before and after the word "county", and insert following the word "county" the word "regional"

Following line 585, insert a new section as follows:

"SECTION 26. EFFECTIVE DATE.) The provisions of this Act shall become effective July 1, 1966."

And renumber the section and lines accordingly.

And when so amended recommend the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 79 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "thirty" delete the "hyphen"

In line 15 delete the word "two"

And when so amended recommends that the same do pass.

SENATOR ROEN, Chairman

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

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 1, 1965

Mr. 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

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, February 1, 1965

Mr. President: I have the honor to return:
Senate Bill No. 356
Which the House has passed unchanged.

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 356

And find the same correctly enrolled.

SENATOR BECK, Chairman

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
Senate Bill No. 356

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

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

MESSAGE FROM THE HOUSE

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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 356

Was delivered to the Governor for his approval at the hour of 4:07 o'clock p.m., 1 February 1965.

SENATOR BECK, Chairman

Senator Holand moved that the Senate recess until 12:30 p.m., February 2, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-EIGHTH DAY AFTER RECESS AND
TWENTY-NINTH DAY

Bismarck, February 2, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 51

Senate Bill No. 176

Senate Bill No. 183

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: 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 line 1 strike the word "governor,"

In line 6 delete the figure "\$3,000.00" and insert in lieu thereof "\$4,000.00"

In line 10 strike the word "and"

In line 12 delete the figure "\$300.00" and insert in lieu thereof "\$400.00"

In line 16 strike the period and insert a semicolon

After the semicolon add the following language "and the governor in order to properly discharge his official duty shall be paid the sum of \$5,000.00 for each of the calendar years 1965 and 1966 for expenses and moneys expended while engaged in the discharge of official duty, to be paid quarterly by the department of accounts and purchases without the filing of any itemized voucher or statement."

In line 19 delete the figure "\$72,600.00" and insert in lieu thereof "\$98,800.00"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 36 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 206 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 239 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the title after the word "which" delete the word "shall" and insert in lieu thereof the word "may"

In line 9 of the bill after the period add the words: "It is not the intent hereof to deny to any state institution or agency located outside of Bismarck the right to establish bank accounts in other state or federally chartered banks."

Re-number lines accordingly.

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 256 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 269 has had the same under consideration and recommends that the same be amended as follows:

In line 93 after the word "board" insert the words "of not more than five members to be selected by the boards of the participating agencies"

Re-number the lines accordingly.

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 270 has had the same under consideration and recommends that the same be amended as follows:

In line 73 after the triple parentheses delete the word "five" and insert in lieu thereof the word "four"

In line 75 after the triple parentheses delete the word "four" and insert in lieu thereof the word "three"

In line 197 after the triple parentheses delete the word "five" and insert in lieu thereof the word "four"

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 288 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

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

Senator Ringsak moved that the vote by which Senate Bill No. 288 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 294 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 579 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 1, 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

SECOND READING OF SENATE BILLS

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 second time.

Senator Baeverstad: Mr. President, I have some information I would like to present to the Senate and in view of the fact my voice is not the best, I ask the Secretary of the Senate to read it to you.

The statement of Senator Baeverstad was read by the Secretary.

Senator Baeverstad requested that his remarks be printed in the Journal, which request was granted.

Senator Baeverstad: Mr. President and Fellow Senators: I move that Senate Bill No. 39 be re-referred to the Committee on Political Subdivisions as it appears that much more information relative to a good and proper reapportionment plan is being brought forth from time to time. I wish that you would look over the information that I have had left with you at your desk which is known as the Ben Rodgers Plan. This consists of a map and an explanation sheet. If you do not have this information, I will be very happy to give you another copy.

You will note we have one variance of 18.09% and one of 21.13% which are the only two cases that it exceeds what we have been told is in excess of the normal tolerance. However, I wish you

would note that this is a plan in which no county has been eliminated by dividing it up. Rather, it has been added one to another as county units. The Senatorial Districts are made by adding one county to another. In no case has any county been divided other than those that exist in multiple units.

I would remind you that in no other case where we have reapportioned has any one attempted to divide the counties. Counties are units of government that have been established since our state history and it doesn't make sense that we should now find it necessary to reapportion by taking and dividing counties — putting one portion of a county with another hereby simply attempting to set up different county units than exist in our state at the present time. Actually, I am surprised that logic of this kind was not decided as a MUST before attempting to divide counties in making legislative units and present reapportionment in this manner.

Saturday I was advised of another plan by Dick Dobson of the Minot Daily News which uses the same theory that I here advance — that no county shall be divided and will not be able to have representation. People in these units of government cannot understand why they should not receive some consideration. Our people cannot understand why Benson County and Towner County should be divided sending one portion one way and another portion another just to satisfy somebody in their effort to reapportion in this manner.

Since statehood every plan to reapportion has recognized the political and economic lines of our counties, as has been developed by our people and should be preserved.

I would remind those who advocate consolidation of our counties and who apparently feel qualified to change all these things, that it is the right of our people themselves, not they, to arrive at such a decision.

Therefore, Fellow Senators, I hope you will go along and send this bill back to the committee that these thoughts might be made use of in forming better reapportionment plans for North Dakota.

I wish to thank Chairman George and his committee for the hearing they gave our people in this matter.

The question being on the motion of Senator Baeverstad, which motion was declared lost.

Senator Baeverstad requested a division, which request was granted and a division was had, and the motion was again declared lost.

Senator Sorlie moved that Senate Bill No. 39 be re-referred to the Committee on Political Subdivisions for the purpose of considering the Johnson plan, which motion was lost.

Senator Sorlie requested a division, which was granted and a division was had and the motion was again declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 39, the roll was called and there were: ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Holand	Luick	Ringsak
Bopp	Kautzmann	Mahoney	Ruemmele
Chesrown	Kjos	Nelson	Thompson
Dahlund	Lashkowitz	Rait	Tuff
Ecker	Lips	Redlin	Urdahl
George	Longmire	Reichert	Walz
Hernett			

Those voting in the negative were:

Baeverstad	Kelly	Roen	Strinden
Beck	Kisse	Rolfstrud	Torgerson

Becker	Larson	Saumur	Trenbeath
Forkner	Morgan	Sinner	Van Horn
Jurgensen	Mutch	Solberg	Weber
Kadlec	Robinson	Sorlie	Witteaman

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 201 and 202 of the Senate Journal, the roll was called and there were ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Rait	Thompson
Beck	Kadlec	Redlin	Torgerson
Becker	Kautzmann	Reichert	Trenbeath
Bopp	Lashkowitz	Ringsak	Tuff
Chesrown	Lips	Ruemmele	Urdahl
Dahlund	Longmire	Saumur	Van Horn
Forkner	Luick	Sinner	Walz
George	Mahoney	Solberg	Weber
Hernett	Morgan	Sorlie	Witteaman
Holand	Mutch		

Those voting in the negative were:

Berube	Kisse	Nelson	Rolfstrud
Ecker	Kjos	Robinson	Strinden
Kelly	Larson	Roen	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 202 of the Senate Journal, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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.

Was read the second time.

Senator Lashkowitz moved that Senate Bill No. 156 be laid over one legislative day, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 204 of the Senate Journal, the roll was called and there were ayes, 33; nays, 16; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Mutch	Solberg
Beck	Holand	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Larson	Reichert	Trenbeath
Dahlund	Lips	Robinson	Tuff
Ecker	Longmire	Roen	Van Horn
Forkner	Luick	Saumur	Weber
George			

Those voting in the negative were:

Berube	Kjos	Ringsak	Torgerson
Jurgensen	Lashkowitz	Rolfstrud	Urdahl
Kadlec	Mahoney	Ruemmele	Walz
Kisse	Morgan	Sinner	Witteman

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz

Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MOTIONS

Senator Thompson moved that the Senate reconsider the action by which Senate Bill No. 199 was indefinitely postponed, which motion was declared lost.

A division was requested, which request was granted and the motion was again declared lost after such division.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-NINTH DAY

Bismarck, February 2, 1965

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

Prayer by Chaplain Harry E. Olson, Pastor of the Messiah Lutheran Church of Fargo, guest of Senator Lashkowitz.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 233, after line 37 insert the following: "And when so amended recommends that the same do pass."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 2, 1965

Mr. President: I have the honor to return:
Senate Bill No. 31

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 31

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.

DONNELL HAUGEN, Chief Clerk

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 302 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 304 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 110 as recommended by the Committee on Appropriations and printed on page 226 of the Senate Journal, be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Concurrent Resolution "A" be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Concurrent Resolution "A" as recommended by the Committee on State and Federal Government and printed on page 227 of the Senate Journal be adopted, which motion prevailed.

Senator Roen moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 61 be dispensed with, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 61 as recommended by the Committee on Education and printed on pages 231 and 232 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 79 as recommended by the Committee on Education and printed on page 233 of the Senate Journal, be adopted.

Senator Thompson made the substitute motion that Senate Bill No. 79 be re-referred to the Committee on Education, which motion prevailed.

MOTIONS

Senator Thompson moved that the Senate reconsider the action by which Senate Bill No. 39 was passed.

The question being on the motion of Senator Thompson, a division was had, and the motion was declared lost.

Senator Ringsak moved that Senate Bill No. 275 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 275 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Holand moved that the Senate recess until 12:30 p.m., February 3, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

TWENTY-NINTH DAY AFTER RECESS AND
THIRTIETH DAY

Bismarck, February 3, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

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

Senate Bill No. 61
Senate Bill No. 110

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

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

Senate Concurrent Resolution "A"

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

MESSAGE FROM THE GOVERNOR

February 2, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, February 1, 1965, I signed Senate Bill No. 356.
This bill has been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 31, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 31 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 31. A Bill for an Act to amend and reenact sec-

tions 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 the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lips	Robinson	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

Absent and not voting:

Berube	Lashkowitz	Roen	Thompson
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So the bill passed and the title was agreed to and the emergency clause carried.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 15 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill delete the figure "\$175,900.00" and insert in lieu thereof the figure "\$290,200.00"

In line 7 of the bill delete the figure "\$33,500.00" and insert in lieu thereof the figure "\$66,865.00"

In line 9 delete the figure "\$100,000.00" and insert in lieu thereof the figure "\$180,935.00"

In line 11 delete the figure "\$175,900.00" and insert in lieu thereof the figure "\$290,200.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 21 has had the same under consideration and recommends that the same be amended as follows:

In line 8 delete the figure "\$890,040.00" and insert in lieu thereof the figure "\$1,021,140.00"

In line 14 delete the figure "\$596,500.00" and insert in lieu thereof the figure "\$727,600.00"

In line 18 strike the word "Emergency" and insert in lieu thereof the words "New building project plans and cost estimates"

In line 19 delete the figure "866,500.00" and insert in lieu thereof the figure "\$997,600.00"

In line 26 delete the figure "\$890,040.00" and insert in lieu thereof the figure "\$1,021,140.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 68 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted.

Senator Longmire made the substitute motion that Senate Bill No. 68 be re-referred to the Committee on Education, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

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

Mr. President: 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 line 18, insert triple parentheses before the word "Provided"

In line 22, delete the triple parentheses before the period

In lines 22 through 27, delete all the underscored material and insert in lieu thereof the following language:

"Such back assessments for military service and teaching time must be paid within one year of the time when such military service combined with teaching within North Dakota shall aggregate twenty-five years, provided that:

1. The period of military service included shall not exceed seven years; and
2. A period of not less than the last five years of teaching must have been within the state of North Dakota; and
3. Payment on back assessments for years of teaching shall include simple interest at a rate of six percent per annum, provided that no interest shall be charged on assessments for time spent in the military service."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 207 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 246 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 263 has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the word "twelve" and insert in lieu thereof the word "eleven"

In line 13 after the triple parentheses delete the word "fourteen" and insert in lieu thereof the word "twelve"

In line 24 delete the word "twelve" and insert in lieu thereof the word "eleven"

In line 29 after the triple parentheses delete the word "twelve" and insert in lieu thereof the word "eleven"

In line 46 after the triple parentheses delete the word "three" and insert in lieu thereof the word "two"

In line 52 delete the word "twelve" and insert in lieu thereof the word "eleven"

In line 57 after the triple parentheses delete the word "twelve" and insert in lieu thereof the word "eleven"

In line 63 after the triple parentheses delete the word "twelve" and insert in lieu thereof the word "eleven"

In line 70 delete the word "sixteen" and insert in lieu thereof the word "thirteen"

In line 75 after the triple parentheses delete the word "fourteen" and insert in lieu thereof the word "twelve"

And when so amended recommend the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: 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 line 31 after the word "one" add the words "and one-half"

In line 32 delete the word "ton" and insert in lieu thereof the words "tons"

In line 32 after the word "pounds" insert the words "per ton"

In line 33 delete the words "and one-half cubic yards" and insert in lieu thereof the words "cubic yard"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 274 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 289 has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the word "costs" insert the following words "as determined by the school board of the receiving district. Costs shall not exceed average per pupil cost of transportation." and delete the words "to such school"

Delete lines 9 through 16 inclusive.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 331 has had the same under consideration and recommends that the same be amended as follows:

In line 53 delete both triple parentheses

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 333 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

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

Mr. President: 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.

SENATOR ROEN, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 23 as recommended by the Committee on Appropriations and printed on page 235 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 239 as recommended by the Committee on State and Federal Government and printed on page 236 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 269 as recommended by the Committee on State and Federal Government and printed on page 236 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 270 as recommended by the Committee on State and Federal Government and printed on page 236 of the Senate Journal, be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 270 be re-referred to the Committee on State and Federal Government, which motion prevailed.

MOTIONS

Senator Holand moved that the rules be suspended and that Senate Bill No. 356 be not printed as a bill but printed in the Journal, which motion prevailed.

Senator Holand: Mr. President, while I am discussing this bill I would like for a moment to state for the record that there have been some unfortunate misunderstandings regarding the interpretation of this bill, as we have all heard in the news report that came out last night. I indicated to the Senate when this bill was enacted yesterday that there were two provisions in this measure — one was to provide for a \$50,000 fund which could be used at the discretion of the Emergency Commission for matching purposes. Through the National Guard — which would be implementing this program — they could engage such private contractors as they might desire and that the Emergency Commission could pay, under the rules and regulations promulgated by the Emergency Commission, on a matching basis, such part of the expenses of those contracts as they desire. The other part of the bill was not on a matching basis. The other part of the bill simply authorized the Emergency Commission to pay from the funds in its hands and under its control, such extraordinary expenses as the National Guard might incur in going into these communities with their own equipment to help alleviate the situation, and to pay such further expense as they might incur by employing the services of other agencies. Here we were thinking particularly of the highway department. Now this second part

of the bill is the one that evidently has so far been misunderstood, but I am told that this misunderstanding has now been corrected. It should be clear in your minds that the Emergency Commission can under this second provision pay over to the National Guard such funds as it may need in order to accomplish this job through its facilities and other hired state facilities without regard to any matching plan whatsoever.

SENATE BILL No. 356

Introduced by Committee on Delayed Bills

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.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. NATURAL DISASTER ASSISTANCE.)
 2 Notwithstanding other provisions of chapter 54-16, the state
 3 emergency commission is hereby authorized to make grants
 3a from the
 4 state contingency fund, in the case of emergencies caused by
 4a natural
 5 disasters, to political subdivisions of this state or to expend such
 6 funds in their behalf to aid them in meeting their extraordinary
 7 emergency expenses in protecting life and property from con-
 7a ditions
 8 resulting from natural disasters. Such grants shall specifically
 9 not be subject to limitations contained in section 54-16-04 in
 10 regard to increases in appropriations and shall not be limited to
 11 agencies or purposes for which appropriations have been made
 11a by the
 12 Thirty-eighth Legislative Assembly.
 13 The emergency commission, by rules adopted by it, shall
 13a determine
 14 the basis of grants under this section, and shall to the extent
 15 practical and feasible require the prior expenditure of funds
 15a by the
 16 political subdivision in protecting life and property and the
 17 matching of state funds granted under this section by funds of
 17a the
 18 political subdivision concerned to the maximum extent feasible.
 19 Funds granted or expended under the provisions of this
 19a section
 20 shall not exceed the sum of fifty thousand dollars.
 21 SECTION 2. DISASTER OPERATIONS OF THE NATIONAL
 22 GUARD.) Notwithstanding any limitation contained
 23 in chapter 54-16, and specifically in section 54-16-04 in regard to
 24 grants increasing appropriations, the state emergency commis-
 24a sion
 25 shall make grants of funds from the contingency fund to the
 25a national
 26 guard for the purpose of reimbursing such agency for costs
 26a incurred,
 27 or as anticipated will be incurred, in carrying out emergency
 28 operations in the case of natural disasters for the protection of
 29 life and property. Such grants may be made for expenditures
 30 incurred or anticipated to be incurred by the national guard
 31 through the use of its own personnel and equipment or incurred
 31a or
 32 anticipated to be incurred by contract or agreement with any
 32a state

33 department, agency, political subdivision, or private contractor
 33a in
 34 carrying out its duties in the protection of life and property
 34a from
 35 conditions resulting from natural disasters. Funds granted to
 35a the
 36 national guard under the provisions of this section shall be over
 37 and above limitations upon grants prescribed in section 1 of this
 38 Act.

39 SECTION 3. TERMINATION OF ACT.) The
 40 provisions of this Act shall be in effect through June 30, 1965,
 41 and shall expire in all respects upon such date, except that
 41a grants
 42 for obligations incurred prior to such date may be made by the
 43 emergency commission prior to August 1, 1965.

44 SECTION 4. EMERGENCY.) This Act is hereby
 45 declared to be an emergency measure and shall be in full force
 45a and
 46 effect from and after its passage and approval.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

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.

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.

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.

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.

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.

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.

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.

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

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.

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 Judiciary.

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.

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 Social Welfare and Veterans Affairs.

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.

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, Business and Labor.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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.

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 A SENATE CONCURRENT RESOLUTION

Senator Longmire introduced:

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 State and Federal Government.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 213 of the Senate Journal, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Ecker	Larson	Robinson	Tuff
Forkner	Lashkowitz	Roen	Urdahl
George	Lips	Ruemmele	Van Horn
Hernett	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Solberg	Witteman

Those voting in the negative were:

Baeverstad	Mutch	Nelson	Rolfstrud
Dahlund			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 215 of the Senate Journal, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson

Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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

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 second time.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTIETH DAY

Bismarck, February 3, 1965

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

Prayer by Chaplain Erwin Wieland, Faith Lutheran, Bismarck.

O Father of the just, do Thou of Thine infinite goodness direct the hearts of all who bear authority. Help them with the power of Thy Holy Spirit to make laws in accordance with Thy will, and for the advancement of righteousness. Protect them from the snares of the enemy and deceits of the world; let no pride of power betray them into rejection of Thy commandments; and grant that all executives and officials and our whole people may with one mind serve Thee, our God and King. O Lord our powers of body and mind are Thine, and we would earnestly devote them to Thy service. Let us not be slothful, but fervent in spirit — and bless our efforts that they may bring forth in us the fruits of true wisdom. Give us this day our daily bread, that we may be nourished in our body. Give us this day Thy Holy Spirit, that we may be nourished in our soul. Give us this day opportunity for service, that we may live to Thy praise. Through Jesus Christ, our Lord. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-eighth day after recess and twenty-ninth day and find the same correct.

SENATOR KISSE, Chairman

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

SECOND 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Those voting in the negative were:

Strinden

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Sinner
Becker	Kautzmann	Mutch	Sorlie
Bopp	Kelly	Nelson	Strinden
Chesrown	Kisse	Redlin	Torgerson
Dahlund	Kjos	Reichert	Trenbeath
Ecker	Larson	Ringsak	Urdahl
Forkner	Lashkowitz	Robinson	Van Horn
George	Lips	Roen	Walz
Hernett	Longmire	Ruemmele	Weber

Holand	Luick	Saumur	Witteman
Jurgensen	Mahoney		
Those voting in the negative were:			
Berube	Rolfsrud	Thompson	Tuff
Rait	Solberg		

Absent and not voting:
Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kadlec	Reichert	Thompson
Berube	Larson	Rolfsrud	Tuff
Bopp	Lashkowitz	Ruemmele	Urdahl
Chesrown	Lips	Saumur	Van Horn
Dahlund	Mahoney	Sinner	Walz
Ecker	Nelson	Solberg	Weber
Jurgensen	Rait	Sorlie	Witteman

Those voting in the negative were:

Baeverstad	Kautzmann	Luick	Robinson
Becker	Kelly	Morgan	Roen
Forkner	Kisse	Mutch	Strinden
George	Kjos	Redlin	Torgerson
Hernett	Longmire	Ringsak	Trenbeath
Holand			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Solberg
Beck	Kadlec	Morgan	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz

George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteinan
Holand			

Those voting in the negative were:

Mutch	Redlin	Roen	Torgerson
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfstrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		

Those voting in the negative were:

Ecker	Ringsak	Witteinan
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteinan
Jurgensen			

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.

Was read the second time.

Senator Kisse moved that Senate Bill No. 348 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

MESSAGES TO THE HOUSE

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
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

Senator Holand moved that the Senate recess until 1:00 p.m. on February 4, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTIETH DAY AFTER RECESS AND
THIRTY-FIRST DAY

Bismarck, February 4, 1965

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 23

Senate Bill No. 239

Senate Bill No. 269

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: 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 delete the figure "\$436,000.00" and insert in lieu thereof the figure "\$485,000.00"

Add a line 14a to read as follows "Grants for improvement and maintenance of Peace Garden by Peace Garden Association pursuant to contract with such Association" and insert a figure of "\$49,000.00"

In line 15 delete the figure "\$132,500.00" and insert in lieu thereof the figure "181,500.00"

In line 23 delete the figure "\$436,000.00" and insert in lieu thereof the figure "\$485,000.00"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 17 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$2,054,481.00" and insert in lieu thereof the figure "\$2,197,481.00,"

In line 12 delete the figure "\$16,800.00" and insert in lieu thereof the figure "\$17,400.00"

In line 18 delete the figure "\$200,000.00" and insert in lieu thereof the figure "\$343,000.00"

In line 21 delete the figure "\$2,054,481.00" and insert in lieu thereof the figure "\$2,197,481.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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 3 delete the figure "\$422,000.00" and insert in lieu thereof the figure "\$522,000.00"

In line 8 delete the figure "\$335,000.00" and insert in lieu thereof the figure "\$265,000.00"

Add a line 8a to read as follows "Plant breeding and research through the North Dakota extension division" and put in a figure "\$70,000.00"

Add a line 9a to read "from reserve to cereal technology laboratory building with the approval of the wheat commission" and insert a figure of "\$100,000.00"

In line 12 delete the figure "\$422,000.00" and insert in lieu thereof the figure "\$522,000.00"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 25 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$1,056,000.00" and insert in lieu thereof the figure "\$786,000.00"

In line 13 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$130,000.00"

In line 16 delete the figure "\$1,056,000.00" and insert in lieu thereof the figure "\$786,000.00"

Delete all of lines 17 through 26 inclusive and insert in lieu thereof the following:

"Section 2. APPROPRIATIONS FOR WATER PROJECT CONTRACT PAYMENTS.) There is hereby appropriated to the state water commission contract fund out of any moneys in the state treasury, not otherwise appropriated, the sum of \$570,000.00, to be available for water project contract obligations. The sum herein appropriated shall be transferred as needed by the director of the department of accounts and purchases and the state treasurer to the state water commission contract fund in the state treasury. Any moneys paid to the state water commission by any department, agency or political subdivision of this or another state or of the United States or any person or corporation to meet its part in the cost of a water project, shared with the commission on a matching or participating basis, and as determined by a written contract entered into with the commission, shall be deposited with the state treasurer and are hereby appropriated out of the state treasury and shall be credited to the contract fund. Any appropriation in the contract fund shall remain available to the commission as a standing and continuing appropriation until expended or encum-

bered and shall not revert to the general fund under the provisions of section 54-27-09, as amended. All unencumbered funds in the general fund at the end of the biennium shall remain in the general fund. Any balance in the multiple purpose fund shall be transferred to the contract fund."

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 152 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 166 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 175 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Senator Jurgensen made substitute motion that Senate Bill No. 175 be placed on the calendar, which motion was declared lost.

A division was requested, which request was granted and a division was had, and the motion was again declared lost.

The question being on the motion of Senator Chesrown that the report of the committee be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 212 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 215 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 223 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title, following the word "spurge," insert a comma and the words "Canadian thistle" and a comma

In lines 4 and 6 of the bill, following the word "SPURGE", insert a comma and the words "CANADIAN THISTLE" and a comma

In lines 13, 14, 19, 21, 29, 33, and 36 of the bill, following the word "spurge", insert a comma and the words "Canadian thistle" and a comma.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 225 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 227 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 232 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 "to" delete the word "repeal" and insert the words "amend and reenact" in lieu thereof

Delete lines 1 through 2 inclusive and insert the following section in lieu thereof:

"SECTION 1. AMENDMENT.) Subsection 2 of section 46-05-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Have at least two pages of the newspaper actually printed at the place designated in the date line or within the county of the place designated in such dateline; and"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 234 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 240 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 241 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 249 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 262 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 264 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "K" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

MESSAGE FROM THE HOUSE

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-FIRST DAY

Bismarck, February 4, 1965

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

Prayer by Chaplain Conrad Greenquist, Pastor of Wyndmere Lutheran Church, a guest of Senator Morgan.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 248, line 23, delete the figure "226" and insert in lieu thereof the figure "266".

On page 249, line 34, delete the word "made" and insert in lieu thereof the words "made the substitute motion"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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
 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

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 15 as recommended by the Committee on Appropriations and printed on page 246 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 21 as recommended by the Committee on Appropriations and printed on page 246 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 147 as recommended by the Committee on Education and printed on page 247 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 263 as recommended by the Committee on State and Federal Government and printed on pages 247 and 248 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 266 as recommended by the Committee on Finance and Taxation and printed on page 248 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 289 as recommended by the Committee on Education and printed on page 248 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 331 as recommended by the Committee on State and Federal Gov-

ernment and printed on page 249 of the Senate Journal, be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Mutch

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

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

ROLL CALL

The question being on the final passage of the resolution, as amended on page 227 of the Senate Journal, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Those voting in the negative were:

Baeverstad Mutch

Absent and not voting:

Saumur

So the resolution was declared adopted.

MOTIONS

Senator Ringsak moved that Senate Bill No. 44 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 44 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Luick moved that Senate Bill No. 23 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Holand moved that the Senate recess until 12:30 p.m., February 5, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

Bismarck, February 5, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 15

Senate Bill No. 21

Senate Bill No. 147

Senate Bill No. 263

Senate Bill No. 266

Senate Bill No. 289

Senate Bill No. 331

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 4 as recommended by the Committee on Appropriations and printed on page 261 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 17 as recommended by the Committee on Appropriations and printed on pages 261 and 262 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 24 as recommended by the Committee on Appropriations and printed on page 262 of the Senate Journal, be adopted.

Senator Sorlie moved that the amendment to Senate Bill No. 24 be amended as follows:

In line 6 of the amendment delete the word "extension" and insert in lieu thereof the word "experimental", which motion prevailed.

The question being on the motion of Senator Luick that the amendments to Senate Bill No. 24 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 25 as recommended by the Committee on Appropriations and printed on pages 262 and 263 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 223 as recommended by the Committee on Agriculture and printed on page 264 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 232 as recommended by the Committee on Judiciary and printed on page 264 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Morgan moved that a committee of two be appointed to escort Byron G. Allen, Assistant to the U. S. Secretary of Agriculture and Liaison Officer with State Governments to the rostrum, which motion prevailed.

The President appointed as such committee Senators Morgan and Sinner and Mr. Allen was escorted to the rostrum.

Senator Ringsak moved that the record show that Byron G. Allen addressed the Senate on agricultural problems of the State of North Dakota and of the nation, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 after the word "required" delete the word "assurances" and insert in lieu thereof the words "written agreements"

In line 32 delete the word "interests" and insert in lieu thereof the words "political subdivisions"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 146 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 164 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 177 has had the same under consideration and recommends that the same be amended as follows:

In line 39 after the first word "premiums" delete the words "for loss or damage to the property sold or premiums" and insert in lieu thereof the words "and abstract costs"

In line 40 delete the words "for liability insurance"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 187 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 191 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 193 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 211 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 213 has had the same under consideration and recommends that the same be amended as follows:

In line 3 after the word "of" delete the figure "\$600.00" and insert in lieu thereof the figure "\$400.00"

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 214 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 219 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title following the word "fees" insert the following words "and an effective date"

In line 66 of the bill after the word "calendar" delete the word "quarter" and insert in lieu thereof the word "year"

At the end of the bill add the following new section: "SECTION 3. EFFECTIVE DATE.) The provision of this Act shall become effective January 1, 1966."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 259 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Senator Ruummele made the substitute motion that further consideration of the committee report on Senate Bill No. 259 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 283 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 297 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 297 be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 311 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 315 has had the same under consideration and recommends that the same be amended as follows:

Line 7 after the word "for" insert the following language: "an amount not to exceed the amount said garnishee was indebted to or under liability to the defendant named in the garnishee summons less exemption claimed by and allowed to said defendant."

On line 10 after "." add ")))"

On line 11 delete ")))"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 343 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was refer-

red Senate Bill No. 345 has had the same under consideration and recommends that the same be amended as follows:

On line 19 delete words "county auditor" and insert in lieu thereof the following language: "clerk of district court and a certified copy thereof shall be recorded in the office of the register of deeds"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 350 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 354 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

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

MOTIONS

Senator Morgan moved that the Senate reconsider the action by which Senate Bill No. 166 was indefinitely postponed, which motion prevailed.

Senator Morgan moved that Senate Bill No. 166 be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Longmire moved that Senate Bills Nos. 49 and 50 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Longmire requested the unanimous consent of the Senate to withdraw Senate Bills Nos. 49 and 50, which request was granted.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
House Bill No. 580

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

MESSAGE TO THE HOUSE

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 A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 231 and 232 of the Senate Journal, the roll was called and there were: ayes, 36; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Sorlie
Beck	Kadlec	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Roen	Urdahl
Forkner	Lashkowitz	Rolfstrud	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman

Those voting in the negative were:

Becker	Kisse	Nelson	Ruemmele
Berube	Morgan	Reichert	Torgerson
Ecker	Mutch	Robinson	Trenbeath
Kautzmann			

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-SECOND DAY

Bismarck, February 5, 1965

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

Prayer by Chaplain Gordon Spicer, Salvation Army, Bismarck.

Almighty God, our Father, Thou who has given us life; Thou who has given us eternal life through Jesus Christ; Thou who has blessed us with great abundance; Thou who has given us a government of the people, by the people, and for the people. We would entreat Thee this hour to bless these our gifted leaders, to guide their thoughts, that their final decisions would have your inspiration and would be for the good of all this great state of North Dakota. For this and all things we would give Thee thanks through Jesus Christ our Lord. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirtieth day after recess and thirty-first day and find the same correct.

SENATOR KISSE, Chairman

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Van Horn introduced:

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 State and Federal Government.

FIRST READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION

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.

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.

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.

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, Business and Labor.

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.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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.

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 Natural Resources.

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.

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.

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.

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

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.

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.

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.

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

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.

House Bill No. 699. A Bill for an Act to amend and reenact sub-

section 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.

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.

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.

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.

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.

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 State and Federal Government.

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 and Veterans Affairs.

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.

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.

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.

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.

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.

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.

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 and Veterans Affairs.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff

Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Absent and not voting:			
Mutch			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MESSAGE 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

MESSAGE FROM THE HOUSE

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

SECOND READING OF A HOUSE BILL

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 second time.

The question being on the final passage of House Bill No. 564.

Senator Holand moved that the rules be suspended and that the Senate recess until 1:00 p.m., February 6, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-SECOND DAY AFTER RECESS AND
THIRTY-THIRD DAY

Bismarck, February 6, 1965

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

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 4
Senate Bill No. 17
Senate Bill No. 24
Senate Bill No. 25
Senate Bill No. 223
Senate Bill No. 232

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

MOTIONS

Senator Holand moved that a committee of two be appointed to escort the Honorable Milton R. Young to the rostrum, which motion prevailed.

The President appointed as such committee Senators Nelson and Bopp and Senator Young was escorted to the rostrum and invited to address the Senate.

Senator Young: "Mr. President and Members of the Senate. This is about like coming home. I served here for a long while and I still look upon this more as my home than I do the Senate of the United States. I think you operate on a closer personal basis here than we do there. You know, we have unwritten rules in this Senate club that is sometimes referred to as the most distinguished group in the world. There are many things about this state Senate that I respect and admire even more. I came here as an IVA. At that time the Non-partisan League had a big majority and we would argue all day. Sometimes at night though, our closest friends were our opponents.

I also remember the session of 1937, I believe it was, we had quite a problem in organizing and I met a fellow downtown — a Democrat — and I got in a big argument with him. I thought he was about the meanest man in the world. The next day I came up here, and this man sat right behind me in what was called the renegade section. I thought, what a horrible session this would be, sitting right ahead of this fellow. In about a week I was rooming with him, roomed with him that session and the session after.

The legislators of North Dakota are outstanding people. They measure up very well to those of the Congress of the United States. There, of course, you have people who have served longer terms and

as in any business where you stay the year around and year after year, you become a little more proficient. Long before I went to the Senate there were many people who were sort of idols to me — Senator Borah was one — Senator Vandenberg, and John C. Calhoun, going back further. When I got there I found that some of those that received the most publicity had their names attached to the least amount of legislation. Back in those years oratory meant a great deal, but we seem to have gotten away from that. Now personal appearance and ability on television and radio is the big item. You all know the floor leader in the Senate — Senator Mike Mansfield — he is no orator but a very effective leader, and in the House we have Gerald Ford, a personable young fellow but again no orator. I feel in the Senate the outstanding remaining orator is Senator Dirksen.

We have an interesting custom which I would like to tell you about. It seems that years ago the members of the Senate, like schoolboys, would write their names on the bottom of their desk drawers, and then later on staff members continued the practice by writing the names of the Senators occupying that seat in the desk drawer. The first name in the seat I occupy is the name of Hannibal Hamline who was Vice President with Lincoln during his first term. The seat occupied by Senator Cotton from New Hampshire has the name of Daniel Webster as the first one. Senator Johnston of South Carolina occupies the desk with the name of John C. Calhoun, who was selected by the Kennedy Committee as one of the five greatest members of the Senate, and in the seat occupied by Senator Stennis of Mississippi is the name of Jefferson Davis — this is one of the most interesting of all because back in the Civil War days a Union soldier came to the capitol one day and noting Jefferson Davis's desk, the soldier struck his sword down into the desk — this desk had been in the basement for a long time and they brought it back twenty-five or thirty years ago, and you can see the hacks on the desk where the soldier had struck his sword into the desk.

We in Washington have about the same problems you have. I sometimes think the problems you deal with are more touchy and sensitive for the most part. These are not new to you, like the matter of taxes and reapportionment, but we have some 15,000 bills introduced each session and I get about forty or fifty thousand letters — people write and ask how you stand on a bill. Maybe the bill is an unimportant one but it takes quite a while to study it and I tell them I will give it every consideration, but sometimes it is an important measure and they want to know how you are going to vote.

The legislator is much in the same position as a judge. You really should not pass on legislation until you have seen it in its final form. In fact, the first bill I introduced I would not have voted yes on myself. Sometimes you commit yourself to something that would put you in a difficult position afterwards. I get quite a few telephone calls at late hours of the night. When I left this body, some of my old buddies would call me late at night — because of the difference in time it would be at two or three o'clock in the morning. This happens yet. I got a call last summer from Devils Lake — don't remember the name. While I was trying to wake up, he said: "I supported you during the election. I worked hard for you and I spent lots of money for you."

I appreciate that and I said "Is there anything I can do for you?" He said "I want to know how you stand on all issues." I said: "What issue are you interested in?" He said: "I want to know how you stand on all issues." That's how the conversation closed and I think you folks have much the same problem — people want to know how you stand on all issues.

It is a real pleasure to be back here — this is just like coming home. Some of the happiest and most profitable years of my life were spent in this body. Thank you.

Senator Holand moved that the remarks of Senator Young be printed in the Journal, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 8 has had the same under consideration and recommends that the same be amended as follows:

In line 2 strike the words "the veterans' aid fund" and insert the following words "any moneys in the general fund"

In line 3 delete the figure "\$90,000.00" and insert in lieu thereof the figure "\$109,000.00"

In line 8 delete the figure "\$70,000.00" and insert in lieu thereof the figure "\$72,000.00"

In line 11 delete the figure "\$16,700.00" and insert in lieu thereof the figure "\$18,700.00"

Add a line 12A to read "Emergency (in the event the veteran's administration closes the Fargo, N. Dak. office this appropriation will be available for transfer to other items of this budget upon approval of the Emergency Commission)" and insert the figure "\$15,000.00"

In line 13 delete the figure "\$90,000.00" and insert in lieu thereof the figure "\$109,000.00"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 55 has had the same under consideration and recommends that the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: 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 delete the letters "ings" and insert in lieu thereof the letters "ing"

In line 18 after the word "least" delete the word "twice" and insert in lieu thereof the word "once" and after the comma delete the words "one meeting to be held in March"

In line 19 delete the words "and one meeting" and insert in lieu thereof the word "such"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 115 has had the same under consideration and recommends that the same be returned to the Senate without recommendation.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted.

Senator Morgan made the substitute motion that Senate Bill No. 115 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 159 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: 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 line 9 of the title following the word "therewith" insert the following words: ", and declaring an emergency"

In line 87 following the comma insert the words "and after approval by the electorate of the county voting upon the question of the authorization of such levy at any special, primary or general countywide election,"

In line 95 after the period insert the following: "The tax levy approved at any election shall authorize such levy for a period of five years after the date of the election, but such tax levy authority may be extended for similar five-year periods upon approval of the electorate in the same manner as the original levy was approved."

In line 100 after the word "that" delete the word "for" and after the word "only" insert the following: "after the approval by the electorate of the mill levy provided in section 6 and only for"

At at end of the bill add the following new section: "SECTION 13. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 170 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 179 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: 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 22 after the word "been" delete the remainder of the line and insert in lieu thereof the word "platted."

Delete line 23

In line 43 after the word "therein" insert the words "or adjacent thereto"

In line 64 after the word "city" delete the word "shall" and insert in lieu thereof the word "may"

In line 92 after the word "may" delete the words "by petition" and insert in lieu thereof the words "at his written election"

In line 93 after the word become delete the word "parties" and insert in lieu thereof the words "a party"

In line 94 after the word "township" insert the words "or any school districts"

Delete all of lines 156 through 163 and insert in lieu thereof the lines:

2. "If it appears to the court that the property being annexed includes certain public improvements of greater value than the public improvements existing in that portion of the municipality immediately adjacent to the property to be annexed, thereby raising the general value of public improvements in that area of the municipality as a result of the annexation, the court shall have the power to require payment by the city in a sum to be determined by the court and payable when the court so provides, to compensate for such increase in value of public improvements as a result of the annexation. Further, the court may order the assumption of the pro rata share of any existing bond of indebtedness existing within the past five years in any township or county from which territory is annexed."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 194 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted.

Senator Weber made the substitute motion that Senate Bill No. 194 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR NELSON, Chairman

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

Mr. President: 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.

SENATOR NELSON, Chairman

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

Mr. President: 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 18 after word "to" delete the word "ten" and insert in lieu thereof the word "five"

In line 24 after the word "Any" insert the words: "nonresidential"
Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 231 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted.

Senator Sinner made the substitute motion that Senate Bill No. 231 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator George that the committee report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 301 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 305 has had the same under consideration and recommends that the same be amended as follows:

After line 21 add the following subsection:

"3. Any other industry or business not prohibited by the constitution or laws of the state of North Dakota"

In line 79 after the word "thereof" insert triple parentheses and after the comma insert the word "or"; after the word "bonds" delete the word "shall" and insert in lieu thereof the word "may"

In line 84 delete the triple parentheses

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 308 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 319 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "Q" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR NELSON, Chairman

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

MOTION

Senator Morgan moved that the President appoint a committee of two to escort Congressman Mark Andrews to the rostrum, which motion prevailed.

The President appointed as such committee Senators Morgan and Thompson and Congressman Andrews was escorted to the rostrum and invited to address the Senate.

Congressman Andrews: Thank you so much. I think it is a rare privilege to be escorted to the rostrum and invited to address the Senate of the State we all love so much. I came back from Washington and I had heard about the cold weather we were having here but when I stepped off the plane it was warmer in North Dakota than it had been when I left Washington and warmer in more ways than just the weather. The job you do and the job we do in Washington is certainly similar and extremely important. We work with the people and we are casting their votes, not ours. After the campaign is over, and I have been in a few as you all have, we forget politics and our differences and begin to think about the State of North Dakota which is the reason we are in this business of politics. We have a great State — we have wonderful opportunities and by working together and by cooperating and making sure we get the best advantages and best opportunities for all of our people, we will be following through and honoring the heritage that is ours that we are so proud of because we live in North Dakota. I think you are doing a wonderful job. If there is any way I can cooperate in some small way or manner in the position I am honored to be holding in Washington on behalf of our State, as you are here, this is of course what I want to do. Once again I thank you for the privilege of addressing you. It is good to see you again.

Senator Morgan moved that the remarks of Congressman Andrews be printed in the Journal, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Trenbeath moved that amendments to Senate Bill No. 138 as recommended by the Committee on Natural Resources and printed on page 272 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 177 as recommended by the Committee on Industry, Business and Labor and printed on page 272 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 213 as recommended by the Committee on Natural Resources and printed on page 273 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 219 as recommended by the Committee on Industry, Business and

Labor and printed on page 273 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 315 as recommended by the Committee on Judiciary and printed on page 274 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 345 as recommended by the Committee on Judiciary and printed on page 275 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 67 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Senator Dahlund made the substitute motion that Senate Bill No. 67 be placed on the calendar, which motion was declared lost.

A division was requested, which request was granted, and the motion was again declared lost.

The question being on the motion of Senator Kisse that the committee report on Senate Bill No. 67 be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 105 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 109 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 124 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Senator Lashkowitz made the substitute motion that consideration of the Committee report on Senate Bill No. 124 be laid over one legislative day, which motion was lost.

The question being on the motion of Senator Kisse that the committee report on Senate Bill No. 124 be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 202 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 218 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 245 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 279 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-THIRD DAY

Bismarck, February 6, 1965

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

Prayer by Chaplain Ira Herzberg, Calvary E.U.B., Bismarck.

Almighty God, Who in Thy providence hast made us citizens of a land great in privilege and great in opportunity, we give Thee thanks for the country which we love and which we are called in our generation to serve. We thank Thee that Thou didst lead our fathers to these shores that they might lay the foundations of civil and religious liberty. May we be truly grateful for the glorious heritage of faith and freedom which we have received from them. We also thank Thee for those who through the years have striven to maintain those ideals untarnished and that faith undishonored. May we as the leaders of today help to preserve all that which was established by their prayers, their heroic deeds and their sacrifices. Help us to be true to the great ideals for which they stood. Make us today true to the best in our past, eager for a still larger future, and above all else be loyal to Thee. Bless us all as we are bowed before Thee this afternoon, realizing that Thou art expecting us to be faithful to Thee in all things. In Thy Name we pray. Amen.

Roll call: All Senators present except Senators Baeverstad and Mahoney.

A quorum was declared by the President.

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

On page 271, in line 7, delete the word "January" and insert in lieu thereof the word "February".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 74 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 128 has had the same under consideration and recommends that the same be amended as follows:

On line 14 after the word "any" insert the following word "psychosis." and delete the rest of the line and delete all of line 15 and rest of sentence on line 16

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 167 has had the same under consideration and recommends that the same be amended as follows:

On line 5 delete “((()))” and the word “four”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 201 has had the same under consideration and recommends that the same be amended as follows:

On line 25 after the word “grant.” insert the following language: “If the deceased person has left no known written instruction regarding the disposal of his body as provided in this section,”

Line 25 after the “.” delete “The” and insert in lieu thereof “the”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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 State and Federal Government.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Morgan introduced:

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.

Senator Kautzmann introduced:

Senate Concurrent Resolution "V". A concurrent resolution for the amendment of section 37 of the Constitution of the State of North Dakota relating to the limitations and restrictions of holding office as a member of either branch of the legislative assembly.

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

Senators Rait, Solberg, Becker, Robinson, Witteman, Weber, Rolfsrud, Thompson and Van Horn introduced:

Senate Concurrent Resolution "W". A concurrent resolution directing a study by the legislative research committee of alternative methods of taxation of mineral rights.

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

MOTIONS

Senator George moved that Senate Bill No. 353 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator George moved that Senate Bill No. 353 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Jurgensen moved that Senate Bill No. 310 be returned to the Senate from the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Jurgensen requested the unanimous consent of the Senate to withdraw Senate Bill No. 310, which request was granted.

FIRST READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

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.

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.

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.

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

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.

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.

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.

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.

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.

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, Business and Labor.

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, Business and Labor.

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.

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.

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.

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

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 and referred to the Committee on State and Federal Government.

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 A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of House Bill No. 564, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen	Mutch	Solberg	

Absent and not voting:

Baeverstad Mahoney

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

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 second time.

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Rait	Sorlie
Berube	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteaman

Absent and not voting:

Baeverstad Mahoney Nelson

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.

Was read the second time.

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, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Solberg
Becker	Kautzmann	Rait	Sorlie
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen	Mutch		

Those voting in the negative were:

Strinden

Absent and not voting:

Baeverstad Mahoney

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz

Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad	Mahoney
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kelly	Nelson	Solberg
Bopp	Kisse	Rait	Trenbeath
Dahlund	Larson	Redlin	Urdahl
Ecker	Lashkowitz	Reichert	Van Horn
George	Lips	Robinson	Walz
Hernett	Longmire	Rolfsrud	Weber
Holand	Luick	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Those voting in the negative were:

Beck	Kadlec	Ringsak	Strinden
Berube	Kautzmann	Roen	Thompson
Chesrown	Kjos	Ruemmele	Torgerson
Forkner	Mutch	Sorlie	Tuff

Absent and not voting:

Baeverstad	Mahoney
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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.

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, 39; nays, 8; absent and voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Redlin	Strinden
Becker	Kautzmann	Reichert	Thompson
Berube	Kelly	Robinson	Torgerson
Bopp	Kisse	Roen	Trenbeath
Dahlund	Larson	Rolfsrud	Tuff
Ecker	Lips	Ruemmele	Urdahl
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Morgan	Solberg	Witteman
Jurgensen	Nelson	Sorlie	

Those voting in the negative were:

Chesrown	Kjos	Mutch	Ringsak
Forkner	Lashkowitz	Rait	Van Horn

Absent and not voting:

Baeverstad	Mahoney
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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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen	Mutch	Solberg	

Absent and not voting:

Baeverstad Mahoney

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate recess for ten minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 31; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Beck	Kautzmann	Redlin	Sorlie
Becker	Kisse	Ringsak	Strinden
Bopp	Kjos	Robinson	Torgerson
Chesrown	Lips	Roen	Trenbeath
Forkner	Longmire	Rolfstrud	Urdahl
Hernett	Luick	Ruemmele	Walz
Holand	Morgan	Saumur	Witteman
Kadlec	Mutch	Solberg	

Those voting in the negative were:

Dahlund	Jurgensen	Sinner	Van Horn
Ecker	Lashkowitz	Thompson	

Absent and not voting:

Baeverstad	Kelly	Nelson	Tuff
Berube	Larson	Rait	Weber
George	Mahoney	Reichert	

So the bill passed and the title was agreed to.

Senate Bill No. 234. A Bill for an Act to amend and reenact section 54-03-21 of the North Dakota Century Code, relating to the prohibition against conflicts of interests of legislators and the penalty for such.

Was read the second time.

Senator Ringsak moved that Senate Bill No. 234 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 236. A Bill for an Act to provide for licensing and regulating detection of deception examiners.

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, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Beck	Kadlec	Redlin	Strinden
Becker	Kautzmann	Ringsak	Thompson
Bopp	Kelly	Robinson	Torgerson
Chesrown	Kisse	Roen	Trenbeath
Dahlund	Kjos	Rolfsrud	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
Forkner	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Morgan	Solberg	Witteman
Jurgensen	Mutch	Sorlie	

Absent and not voting:

Baeverstad	Larson	Nelson	Reichert
Berube	Luick	Rait	Tuff
George	Mahoney		

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 39; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Jurgensen	Mutch	Sorlie
Berube	Kadlec	Rait	Strinden
Bopp	Kautzmann	Redlin	Thompson
Chesrown	Kelly	Ringsak	Torgerson
Dahlund	Kjos	Roen	Trenbeath
Ecker	Larson	Rolfsrud	Tuff
Forkner	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Witteman
Holand	Luick	Solberg	

Those voting in the negative were:

Becker	Morgan	Robinson	Weber
Kisse			

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney			

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.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Solberg
Becker	Kadlec	Mutch	Sorlie
Berube	Kautzmann	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Kisse	Ringsak	Torgerson
Dahlund	Kjos	Robinson	Trenbeath

Ecker	Larson	Roen	Tuff
Forkner	Lashkowitz	Rolfstrud	Van Horn
George	Lips	Ruemmele	Walz
Hernett	Longmire	Saumur	Weber
Holand	Luick	Sinner	Witteman
Absent and not voting:			
Baeverstad	Nelson	Reichert	Urdahl
Mahoney			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Ringsak	Torgerson
Chesrown	Kjos	Robinson	Trenbeath
Ecker	Larson	Roen	Tuff
Forkner	Lashkowitz	Rolfstrud	Van Horn
George	Lips	Ruemmele	Walz
Hernett	Longmire	Saumur	Weber
Holand	Luick	Sinner	Witteman
Jurgensen	Morgan	Solberg	
Absent and not voting:			
Baeverstad	Mahoney	Reichert	Urdahl
Dahlund	Nelson		

So the bill passed and the title was agreed to.

Senate Bill No. 264. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of alcoholic beverages on election days.

Was read the second time.

The question being on the final passage of the bill, Senator Ringsak moved that Senate Bill No. 264 be placed at the foot of the calendar, 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.

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, 24; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Lips	Saumur
Berube	Jurgensen	Longmire	Sinner
Chesrown	Kadlec	Rait	Torgerson
Dahlund	Kautzmann	Ringsak	Tuff
George	Larson	Roen	Walz
Hernett	Lashkowitz	Ruemmele	Weber

Those voting in the negative were:

Beck	Kisse	Redlin	Strinden
Bopp	Kjos	Robinson	Thompson
Ecker	Luick	Rolfstrud	Trenbeath
Forkner	Morgan	Solberg	Van Horn
Kelly	Mutch	Sorlie	Witteman

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney			

So the bill lost for lack of a constitutional majority.

Senator Longmire: "I would like to explain my vote in connection with this bill. In all of the 18 years that I have practiced law I have never been appointed but one time to represent a person and I don't think I got anything for doing it. I don't believe I submitted a bill but I felt in supporting this legislation I was making it possible for the man who does not have a cent in his pocket, who has been charged with a serious crime, maybe wrongfully so, to have a decent defense just like anybody who might be a rich man who would be able to hire the finest lawyer in the area to defend him, and for that reason, Mr. President, I voted for this bill—not to help myself because I usually do not accept this kind of a case, so I feel that I did not make it plain in discussing this bill on the floor as what it was all about, but I felt I was voting right for such legislation.

MOTION

Senator Ecker moved that the Senate reconsider the action by which Senate Bill No. 273 was lost, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 34; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Holand	Luick	Sinner
Becker	Jurgensen	Morgan	Solberg
Bopp	Kadlec	Rait	Sorlie
Chesrown	Kautzmann	Redlin	Torgerson
Dahlund	Kjos	Ringsak	Tuff
Ecker	Larson	Roen	Walz
Forkner	Lashkowitz	Ruemmele	Weber
George	Lips	Saumur	Witteman
Hernett	Longmire		

Those voting in the negative were:

Berube	Mutch	Strinden	Trenbeath
Kelly	Robinson	Thompson	Van Horn
Kisse	Rolfstrud		

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Solberg
Becker	Kadlec	Mutch	Sorlie
Berube	Kautzmann	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Kisse	Ringsak	Torgerson

Dahlund	Kjos	Robinson	Trenbeath
Ecker	Larson	Roen	Tuff
Forkner	Lashkowitz	Rolfstrud	Van Horn
George	Lips	Ruemmele	Walz
Hernett	Longmire	Saumur	Weber
Holand	Luick	Sinner	Witteman
Absent and not voting:			
Baeverstad	Nelson	Reichert	Urdahl
Mahoney			

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.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Solberg
Becker	Kadlec	Mutch	Sorlie
Berube	Kautzmann	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Kisse	Ringsak	Torgerson
Dahlund	Kjos	Robinson	Trenbeath
Ecker	Larson	Roen	Tuff
Forkner	Lashkowitz	Rolfstrud	Van Horn
George	Lips	Ruemmele	Walz
Hernett	Longmire	Saumur	Weber
Holand	Luick	Sinner	Witteman

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney			

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.

Was read the second time.

Senator Van Horn moved that Senate Bill No. 328 be re-referred to the Committee on Judiciary, which motion prevailed.

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 second time.

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, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Jurgensen	Luick	Solberg
Becker	Kadlec	Morgan	Sorlie
Berube	Kautzmann	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Kisse	Ringsak	Trenbeath
Dahlund	Kjos	Roen	Tuff
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Sinner	Witteman
Holand			

Those voting in the negative were:

Mutch Robinson Torgerson

Absent and not voting:

Baeverstad Nelson Reichert Urdahl

Mahoney

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.

Was read the second time.

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, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Jurgensen	Luick	Sorlie
Becker	Kadlec	Morgan	Strinden
Berube	Kautzmann	Mutch	Thompson
Böpp	Kelly	Rait	Torgerson
Chesrown	Kisse	Ringsak	Trenbeath
Dahlund	Kjos	Roen	Tuff
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire	Solberg	Witteman
Holand			

Those voting in the negative were:

Robinson

Absent and not voting:

Baeverstad Nelson Reichert Urdahl

Mahoney Redlin Ruummele

So the bill passed and the title was agreed to.

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 second time.

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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Mutch	Strinden
Berube	Kautzmann	Rait	Thompson
Bopp	Kelly	Ringsak	Torgerson
Chesrown	Kisse	Robinson	Trenbeath
Dahlund	Kjos	Roen	Tuff
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire	Solberg	Witteman
Holand	Luick		

Absent and not voting:

Baeverstad Nelson Reichert Urdahl

Mahoney Redlin Ruummele

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 247 and 248 of the Senate Journal, the roll was called and there were: ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Jurgensen	Longmire	Sorlie
Becker	Kadlec	Luick	Strinden
Berube	Kautzmann	Rait	Thompson
Bopp	Kelly	Ringsak	Trenbeath
Chesrown	Kisse	Robinson	Tuff
Ecker	Kjos	Roen	Van Horn
Forkner	Larson	Saumur	Walz
George	Lashkowitz	Sinner	Weber
Hernett	Lips	Solberg	Witteman
Holand			

Those voting in the negative were:

Dahlund	Mutch	Rolfstrud	Torgerson
Morgan			

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney	Redlin	Ruemmele	

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.

Was read the second time.

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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Mutch	Strinden
Berube	Kautzmann	Rait	Thompson
Bopp	Kelly	Ringsak	Torgerson
Chesrown	Kisse	Robinson	Trenbeath
Dahlund	Kjos	Roen	Tuff
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire	Solberg	Witteman
Holand	Luick		

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney	Redlin	Ruemmele	

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.

Was read the second time.

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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Mutch	Strinden
Berube	Kautzmann	Rait	Thompson
Bopp	Kelly	Ringsak	Torgerson
Chesrown	Kisse	Robinson	Trenbeath
Dahlund	Kjos	Roen	Tuff
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire	Solberg	Witteman
Holand	Luick		

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney	Redlin	Ruemmele	

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.

Was read the second time.

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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Mutch	Strinden
Berube	Kautzmann	Rait	Thompson
Bopp	Kelly	Ringsak	Torgerson
Chesrown	Kisse	Robinson	Trenbeath
Dahlund	Kjos	Roen	Tuff
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire	Solberg	Witteman
Holand	Luick		

Absent and not voting:

Baeverstad	Nelson	Reichert	Urdahl
Mahoney	Redlin	Ruemmele	

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess until 12:30 p.m., February 8, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FIFTH DAY

Bismarck, February 8, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 138

Senate Bill No. 177

Senate Bill No. 219

Senate Bill No. 315

Senate Bill No. 345

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 79 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "thirty" delete the "hyphen"

In line 15 delete the word "two"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 132 has had the same under consideration and recommends that the same be amended as follows:

In line 65 after the word "than" delete (((twenty-five))) and insert in lieu thereof "thirty-five"

Delete lines 158 through 162.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 230 has had the same under consideration and recommends that the same be amended as follows:

In line 25 after the word "than" delete (((one hundred thousand))) and insert in lieu thereof "fifty thousand"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 268 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 277 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Senator Sorlie made the substitute motion that Senate Bill No. 277 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 325 has had the same under consideration and recommends that the same be amended as follows:

On line 4 delete "veterans aid" and insert in lieu thereof "emergency"

On line 9 delete the period and insert the following language: "if the need for such services should reach emergency proportions."

And renumber the lines accordingly.

And re-referred to the Appropriations Committee.

SENATOR KISSE, Chairman

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

The question being on the motion of Senator Chesrown to adopt the committee report on Senate Bill No. 259 printed on page 274 of the Senate Journal, which report recommended indefinite postponement, and having been laid over one legislative day.

Senator Reichert made the substitute motion that Senate Bill No. 259 be re-referred to the Committee on Judiciary, which motion was declared lost.

The question being on the motion of Senator Chesrown to adopt the committee report, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 324 has had the same under consideration and recommends that the same be amended as follows:

In line 6 delete the first word "and" and insert in lieu thereof the word "or" and after the word "accountant" insert the words "or has had five years experience in government accounting"

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 340 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 352 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "S" has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "T" has had the same under consideration and recommends that the same be amended as follows:

In line 16 after the first comma insert the words "travel bureau"

Delete lines 21, 22, and 23

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 8 as recommended by the Committee on Appropriations and printed on page 287 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 101 as recommended by the Committee on Natural Resources and printed on page 287 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that amendments to Senate Bill No. 169 as recommended by the Committee on Natural Resources and printed on page 288 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 224 as recommended by the Committee on Political Subdivisions and printed on page 290 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 305 as recommended by the Committee on Political Subdivisions and printed on page 290 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 184 as recommended by the Committee on Political Subdivisions and printed on pages 288 and 289 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Mutch, Forkner, Bopp, Kadlec, Becker, Luick, Baeverstad, Solberg, Rolfsrud, Dahlund, Torgerson, Morgan, Robinson, Reichert and Trenbeath introduced:

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.

Senator Trenbeath introduced:

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.

Senator Mutch introduced:

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.

Was read the first time.

Senator Mutch moved that the rules be suspended and that Senate Concurrent Resolution "Z" be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION "Z"

Introduced by Senator Mutch

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.

1 WHEREAS, the legislative assembly of
 2 the state of North Dakota has a vested interest in improving law
 3 enforcement and respect for law and order; and
 4 WHEREAS, the respect for law and order
 5 begins in the home and local community; and
 6 WHEREAS, Mr. W. Cleon Skousen will speak
 7 in Bismarck on Friday evening, February 19, his speech being
 8 entitled "So You Want to Raise a Boy", and will also be avail-
 8a able to
 9 address a joint session of the legislature; and
 10 WHEREAS, Mr. Skousen, having the
 11 following background, is eminently qualified to speak on the
 12 subject of law and order: author of two books which are best
 12a sellers
 13 in their fields — "Naked Communist" and "So You Want to
 13a Raise a
 14 Boy"; educated in Canada, the United States, and Mexico;
 14a received
 15 his law degree from George Washington University and admit-
 15a ted to
 16 practice law in the District of Columbia; served in the FBI for
 17 sixteen years; was a member of the faculty of Brigham Young
 18 University in 1951; given a leave of absence to become Chief of
 19 Police in Salt Lake City in 1956; became Editorial Director of
 20 "Law and Order", the most widely distributed police magazine
 20a in
 21 the United States; traveled and lectured during the last few
 21a years
 22 in 29 foreign countries and 43 of the 50 States, the largest
 23 audience being 15,000 in the Hollywood Bowl;
 24 NOW, THEREFORE, BE IT RESOLVED BY THE
 25 SENATE OF THE STATE OF NORTH DAKOTA, THE

26 HOUSE OF REPRESENTATIVES CONCURRING

27 THEREIN:

28 That Mr. Skousen be tendered an invitation to address a joint
29 session of the legislature at 1:30 P.M. on Friday, February 19,
30 1965; and

31 BE IT FURTHER RESOLVED, that all

32 members of the North Dakota Peace Officers Association be
32a extended

33 a special invitation to attend this joint session of the legislature.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Was read the second time.

The question being on the final passage of the Senate Concurrent Resolution "Z".

Senator Mutch moved that Senate Concurrent Resolution "Z" be adopted, which motion prevailed.

MOTION

Senator Roen moved that the Senate reconsider the action by which Senate Bill No. 67 was indefinitely postponed, which motion was declared lost.

A division was requested, which request was granted, and the motion was again declared lost.

FIRST READING OF HOUSE BILLS

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.

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.

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.

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

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.

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

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.

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

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.

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, Business and Labor.

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.

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.

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

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.

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.

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

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.

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.

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.

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.

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-FIFTH DAY

Bismarck, February 8, 1965

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

Prayer by Chaplain T. J. Dolan, Corpus Christi Roman Catholic, Bismarck.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

O God, grant your blessings to these members of our legislature. Let their minds be opened to Thy enlightenment, so that, in the practice of politics, they may be able to distinguish between agreement which compromises principle, and agreement which does not compromise principle. Let their hearts be opened to your strengthening, so that in all they do here, they may act for their own souls' salvation and for the spiritual and temporal welfare of us all.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 292, line 44, delete the word "prevailed" and insert in lieu thereof the words "was lost".

After line 44 insert the following: "The question being on the motion of Senator Kisse that the committee report on Senate Bill No. 124 be adopted, which motion prevailed."

On page 290, lines 52 and 53, delete the words "State and Federal Government" and insert in lieu thereof "Political Subdivisions"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Kisse moved that the amendments to Senate Bill No. 128 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on pages 293 and 294 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to Senate Bill No. 167 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 294 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to Senate Bill No. 201 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 294 of the Senate Journal, be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act making an appropriation to the state historical society for salary, clerkhire and miscellaneous expenses and maintenance of state parks.

Was read the second time.

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Rolfsrud	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney		

Absent and not voting:

Roen	Ruemmele	Tuff
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 216 and 262 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz

Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witte man

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

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 second time.

Senator Redlin moved that Senate Bill No. 24 be re-referred to the Committee on Appropriations, which motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 24, as amended on page 262 of the Senate Journal, the roll was called and there were: ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sinner
Beck	Kautzmann	Nelson	Sorlie
Bopp	Kelly	Rait	Strinden
Chesrown	Kisse	Redlin	Thompson
Ecker	Kjos	Reichert	Trenbeath
Forkner	Lashkowitz	Ringsak	Van Horn
George	Lips	Robinson	Walz
Hernett	Longmire	Ruemmele	Weber
Holand	Luick	Saumur	Witte man
Jurgensen	Mahoney		

Those voting in the negative were:

Becker	Larson	Rolfsrud	Tuff
Berube	Morgan	Solberg	Urdahl
Dahlund	Roen	Torgerson	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 262 and 263 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witte man
Jurgensen			

So the bill passed and the title was agreed to.

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

MESSAGE FROM THE HOUSE

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

Senator Holand moved that the Senate recess until 12:30 p.m., February 9, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Bismarck, February 9, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

CONSIDERATION OF AMENDMENTS

Senator Roen moved that the amendments to Senate Bill No. 79 as recommended by the Committee on Education and printed on page 309 of the Senate Journal, be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 132 as recommended by the Committee on Transportation and printed on page 309 of the Senate Journal, be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 230 as recommended by the Committee on Transportation and printed on page 309 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to Senate Bill No. 325 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 310 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 324 as recommended by the Committee on State and Federal Government and printed on page 310 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Concurrent Resolution "T" as recommended by the Committee on State and Federal Government and printed on page 311 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Holand moved that Senate Bill No. 324 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Longmire moved that Senate Bill No. 275 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Longmire requested unanimous consent of the Senate to withdraw Senate Bill No. 275, which request was granted.

Senator Morgan moved that House Bill No. 620 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Morgan moved that House Bill No. 620 be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Nelson moved that the Senate reconsider the action by which Senate Bill No. 24 was passed, which motion prevailed.

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 has been read.

Senator Becker moved that Senate Bill No. 24 be amended as follows:

In line 3, delete the figure "522,000" and insert in lieu thereof the figure "422,000".

Delete lines 9a and 9b.

In line 12, delete the figure "522,000" and insert in lieu thereof the figure "422,000".

Which motion was declared lost.

A division was requested, which request was granted and the motion was again declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 24, the roll was called and there were: ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Strinden
Beck	Kadlec	Mutch	Thompson
Bopp	Kautzmann	Rait	Trenbeath
Chesrown	Kelly	Reichert	Urdahl
Ecker	Kjos	Ruemmele	Van Horn
Forkner	Lashkowitz	Saumur	Walz
George	Lips	Sinner	Weber
Hernett	Longmire	Sorlie	Witteman
Holand	Luick		

Those voting in the negative were:

Becker	Larson	Redlin	Solberg
Berube	Morgan	Roen	Torgerson
Dahlund	Nelson	Rolfstrud	Tuff
Kisse			

Absent and not voting:

Robinson	Ringsak
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So the bill passed and the title was agreed to.

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 8
 Senate Bill No. 101
 Senate Bill No. 128
 Senate Bill No. 167
 Senate Bill No. 169
 Senate Bill No. 184
 Senate Bill No. 201
 Senate Bill No. 213
 Senate Bill No. 224
 Senate Bill No. 305

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

Mr. President: 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 title of the bill after the word "officers," add the following words "Judges of district court and supreme court judges,"

In line 16 of the bill take out the word "and"

In line 21 of the bill take out the period and insert a semicolon

After the semicolon add the following language "and each judge of the district court and supreme court in order to properly discharge his official duty shall be paid the sum of \$1,000.00 for each of the calendar years 1965 and 1966 for expenses and moneys expended while engaged in the discharge of official duty, to be paid quarterly by the department of accounts and purchases without the filing of any itemized voucher or statement."

In line 24 of the bill delete the figure "\$98,800.00" and insert in lieu thereof the figure "\$140,800.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 93 has had the same under consideration and a majority recommends that the same be amended as follows:

In line 7 of the bill after the word "Section" delete (((31))) and insert in lieu thereof "39"

Renumber the lines accordingly.

For the majority:

Senator Nelson, Chairman
 Senator Mutch
 Senator Dahlund
 Senator Forkner
 Senator Kjos
 Senator Roen
 Senator Thompson
 Senator Weber

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 93 has had the same under consideration and a minority recommends that the same be indefinitely postponed.

For the minority:

Senator Bopp
 Senator Baeverstad
 Senator Luick
 Senator Larson
 Senator Kadlec

SENATOR NELSON, Chairman

Senator Luick moved that the report of the minority be substituted for that of the majority, which motion was declared lost.

A division was requested, which request was granted and the motion was again declared lost.

The question being on the motion to adopt the majority report on Senate Bill No. 93, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 120 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 149 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title delete the word "erection"

In line 5 of the title after the word "and" insert the word "activities and"

In line 7 of the bill after the word "joint" delete the word "erection,"

In line 8 after the word "facilities" insert the words "and activities"

In line 12 after the word "assets" delete the "comma" and insert in lieu thereof a "period" and delete the remainder of the line.

Delete all of lines 13 and 14.

In line 23 delete the word "property,"

In line 24 after the word "such" delete the word "property,"

In line 34 after the number "48" delete the numbers ",21-03,"

After line 34 add the following: "In the event that a school district which has entered into an agreement with an out-of-state district is annexed or reorganized into another school district, the school board of the reorganized or annexing district shall have all powers, duties and responsibilities of the board of the district which executed the agreement in effect at the time of the annexation or reorganization."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: 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:

In line 2 of the Title after the word "effective" delete the "comma" and insert in lieu thereof a "period" and delete the remainder of the title.

After line 11 delete Section 2.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 174 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 186 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 205 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 210 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 provide for the disposition of unexpended and unencumbered county taxes levied for a specific purpose.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. DISPOSITION OF UNEXPENDED AND UNENCUMBERED COUNTY TAXES LEVIED FOR A SPECIFIC PURPOSE.) If any county shall levy a tax for a specific purpose and the moneys collected are not expended or encumbered within two years after their collection the board of county commissioners may deposit such taxes in the county general fund or authorize their expenditure by any political subdivision having authority to carry out the purpose for which the taxes were originally levied."

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 213 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 278 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 285 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the number 17 delete the comma and insert in lieu thereof the word "and"; after the number 29 delete the comma

In line 2 of the title delete the numbers "6-01-21.1, and 6-06-08"

In line 3 of the title after the word "Code" delete the remainder of the line

In line 4 of the title delete the words "the North Dakota Century Code"

In the bill delete all of lines 54 through 198

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 291 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 337 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 344 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 346 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the single parenthesis

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 349 has had the same under consideration and recommends that the same do pass.

And be re-referred to Committee on Appropriations.

SENATOR ROEN, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

SECOND READING OF SENATE BILLS

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 second time.

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, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen	Mutch	Solberg	Witteman
Kadlec			

Those voting in the negative were:

Becker

Absent and not voting:

Baeverstad Luick Sinner

So the bill passed and the title was agreed to.

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 second time.

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, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Mutch	Strinden
Becker	Kadlec	Rait	Thompson
Berube	Kautzmann	Redlin	Torgerson
Bopp	Kelly	Ringsak	Trenbeath
Chesrown	Kisse	Robinson	Tuff
Dahlund	Kjos	Roen	Urdahl
Ecker	Larson	Rolfsrud	Van Horn
Forkner	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Solberg	Witteaman

Those voting in the negative were:

Luick	Morgan	Nelson	Reichert
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Absent and not voting:

Sinner

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.

Was read the second time.

Senator Longmire moved that Senate Bill No. 164 be amended as follows:

In line 57 after the period insert the following: "No more than one member of the board shall be in the employ of a single department, institution or agency of the state."

Renumber the lines accordingly.

Senator Sinner moved that the amendment offered by Senator Longmire to Senate Bill No. 164 be amended to read: "No more than two members of the board"

Which motion was lost.

The question being on the motion of Senator Longmire to amend Senate Bill No. 164, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 164 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 164, as amended from the floor, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl

Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Wittman
Jurgensen			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 9, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "Z"

Which the House has 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,"

DONNELL HAUGEN, Chief Clerk

MOTIONS

Senator Holand moved that the Senate reconsider the action by which Senate Concurrent Resolution "Q" was indefinitely postponed, which motion prevailed.

Senator Holand moved that Senate Concurrent Resolution "Q" be re-referred to the Committee on Transportation, which motion prevailed.

Senator Holand moved that the Senate recess for five minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Strinden and Redlin introduced:

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.

Senators Forkner, Kelly, Beck, Kjos, Torgerson, Mahoney, Walz, Thompson, Larson and Bopp introduced:

Senate Concurrent Resolution "BB". A concurrent resolution relating to public printing.

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

Senator Becker introduced:

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.

Senator Van Horn introduced:

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 and referred to the Committee on Social Welfare and Veterans Affairs.

Senators Longmire, Becker, Lips and Luick introduced:

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.

Senator Longmire moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-SIXTH DAY

Bismarck, February 9, 1965

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

Prayer by Chaplain James MacKay, Methodist Church, Langdon, guest of Senator Forkner.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-third day after recess and thirty-fifth day and find the same correct.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 141 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the comma insert the words "childrens benefit, severence payments,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 270 has had the same under consideration and recommends that the same be amended as follows:

In the fifth line of the title, delete the numeral "54-24-05" and the comma

In the last line of the title, following the word "commission", and before the period, insert the words "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"

In line 73 of the bill after the triple parentheses delete the word "five" and insert in lieu thereof the word "four"

In line 75 after the triple parentheses delete the word "four" and insert in lieu thereof the word "three"

Delete all of lines 145 through 181, and insert in lieu thereof the following: "to read as follows:

54-24-03. POWERS AND DUTIES OF LIBRARY COMMISSION.) The state library commission shall:

- ((1. Have charge of and add to the educational reference library and the system of traveling libraries, and shall continue the same;
2. Increase the number and usefulness of the traveling libraries;
 3. Catalogue and otherwise prepare books for circulation;
 4. Make rules and regulations according to which the business of the commission shall be done;
 5. Make such rules and regulations as shall insure the care, preservation, and safe return of all books loaned;
 6. Establish a legislative reference bureau for the information and assistance of the members of the legislative assembly in the work of legislation; and
 7. Catalogue the legislation of other states and information upon legal and economic questions in such a way as to render the same easy of access to members of the legislative assembly, thereby enabling them better to prepare their work.)))
 1. Make rules and regulations according to which the business of the state library commission shall be done;
 2. Provide and care for all books and library materials in all collections of the state library commission, general, reference, and special, and make all rules regarding the loaning and returning of library materials;
 3. Employ qualified library personnel to care for all library procedures;
 4. Make library materials available to libraries throughout the state, to individuals connected with departments of state, and to citizens of North Dakota who do not have adequate library facilities, under the rules and regulations of the state library commission;
 5. Promote and assist by counsel and encouragement and for-

mation of libraries and the improvement of those already established, in keeping with state and national standards, and be available to librarians and trustees of libraries in the state for assistance in organization, maintenance, or administration of the libraries;

6. Coordinate the efforts of librarianship throughout the state, advising and assisting the extension of qualified public libraries into centers of county or regional (multicounty) libraries;
7. Compile statistics of the free public libraries of North Dakota and their larger counterparts of county and regional libraries, and of the work done at the state library commission, and make a full biennial report to the state board of administration and the governor;
8. Collect, maintain, and make available a reference and reading collection of books, slides, films and other graphic materials such as will supplement and support the needs of all libraries in the state, either by direct loan or by consultation, and such as will form a reference source for the officers of the state in the performance of their duties;
9. Collect and maintain a collection of the publications of the departments and agencies of state government, distributing copies of such publications to depository libraries throughout the state as the board of administration shall determine;
10. Conduct, or arrange to have conducted, research into the conditions of library service in the state and produce written plans for the development and betterment of such service;
11. Compile, or arrange to have compiled, union lists of resources of libraries throughout the state, and make such lists available for consultation;
12. Establish levels of certification for librarians of the state such as will meet the standards recommended by the American Library Association."

In line 197 after the triple parentheses delete the word "five" and insert in lieu thereof the word "four"

After line 199 insert the following section:

"SECTION 10. REPEAL.) Sections 54-24-04, 54-24-05, and 54-24-06 of the North Dakota Century Code are hereby repealed."

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

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

SECOND READING OF SENATE BILLS

Senate Bill No. 187. A Bill for an Act concerning insider trading of domestic stock insurance company equity securities.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff

Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:

Strinden

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:

Sinner

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfstrud	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney		

Absent and not voting:

Ruemmele

Sinner

Urdahl

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

FIRST READING OF HOUSE BILLS
AND RESOLUTIONS

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.

House Bill No. 521. A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

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

House Bill No. 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.

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.

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 and Veterans Affairs.

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, Business and Labor.

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.

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.

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 Social Welfare and Veterans Affairs.

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.

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.

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

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.

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

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 Social Welfare and Veterans Affairs.

House Bill No. 503. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the School for the Deaf at Devils Lake, North Dakota.

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

House Bill No. 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.

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.

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.

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

House Bill No. 654. A Bill for an Act to amend and reenact sections 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.

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.

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

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 Political Subdivisions.

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.

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.

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

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 and referred to the Committee on State and Federal Government.

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 and referred to the Committee on State and Federal Government.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Sinner
Becker	Kadlec	Mutch	Solberg
Berube	Kautzmann	Nelson	Sorlie
Bopp	Kelly	Rait	Strinden
Chesrown	Kisse	Redlin	Thompson
Dahlund	Kjos	Reichert	Torgerson
Ecker	Larson	Robinson	Trenbeath
Forkner	Lashkowitz	Roen	Urdahl
George	Lips	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber

Absent and not voting:

Baeverstad	Ringsak	Tuff	Witteman
Longmire			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Jurgensen	Nelson	Solberg
Becker	Kadlec	Redlin	Sorlie
Chesrown	Kautzmann	Reichert	Strinden
Dahlund	Kelly	Ringsak	Thompson
Ecker	Kisse	Robinson	Trenbeath
Forkner	Kjos	Roen	Urdahl
George	Lashkowitz	Ruemmele	Walz
Hernett	Lips	Saumur	Weber
Holand	Mahoney	Sinner	

Those voting in the negative were:

Berube	Luick	Rait	Van Horn
Bopp	Morgan	Rolfstrud	Witteman
Larson	Mutch	Torgerson	

Absent and not voting:

Baeverstad	Longmire	Tuff
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Sinner
Becker	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nelson	Strinden
Dahlund	Kjos	Rait	Thompson
Ecker	Larson	Redlin	Torgerson
Forkner	Lashkowitz	Ringsak	Trenbeath
George	Lips	Robinson	Walz
Hernett	Longmire	Roen	Weber
Holand	Luick	Ruemmele	Witteman
Jurgensen	Mahoney	Saumur	

Those voting in the negative were:

Berube	Reichert	Solberg	Urdahl
Bopp	Rolfstrud	Tuff	Van Horn
Kisse			

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

Senate Bill No. 343. A Bill for an Act relating to the filing of foreign judgments.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

Senator Hernett moved that Senate Bill No. 350 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

Senate Bill No. 234. A Bill for an Act to amend and reenact section 54-03-21 of the North Dakota Century Code, relating to the prohibition against conflicts of interests of legislators and the penalty for such.

Was read the second time.

Senator Ringsak moved that Senate Bill No. 234 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 264. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of alcoholic beverages on election days.

Was read the second time.

Senator Reichert moved that Senate Bill No. 264 be placed at the foot of the calendar, which motion prevailed.

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 second time.

Senator Trenbeath moved that Senate Bill No. 55 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 115. A Bill for an Act to provide a bounty for the killing of foxes in the state of North Dakota and to amend and reenact subsection 1 of section 20-03-12 of of the North Dakota Century Code, relating to resident hunting license fees.

Was read the second time.

Senator Morgan moved that Senate Bill No. 115 be amended as follows:

In line 5 following the word "of" delete the words "two dollars" and insert in lieu thereof the words "one dollar and fifty cents"

In line 7 following the word "dollar" delete the words "and fifty cents"

In line 29 after the word "within" delete the word "ninety" and insert in lieu thereof the word "five"

In line 107 after the word "dollars" delete the words "and fifty cents" and after the word "dollar" delete the words "and fifty cents"

Renumber the lines accordingly.

Which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 115 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 115, as amended, from the floor, the roll was called and there were: ayes, 15; nays, 32; absent and not voting, 2.

Those voting in the affirmative were:

Bopp	Kisse	Redlin	Ruemmele
Dahlund	Luick	Reichert	Solberg
Ecker	Morgan	Robinson	Witteman
Kadlec	Nelson	Roen	

Those voting in the negative were:

Beck	Kautzmann	Mutch	Thompson
Becker	Kelly	Rait	Torgerson
Berube	Kjos	Ringsak	Trenbeath
Forkner	Larson	Rolfstrud	Tuff
George	Lashkowitz	Saumur	Urdahl
Hernett	Lips	Sinner	Van Horn
Holand	Longmire	Sorlie	Walz
Jurgensen	Mahoney	Strinden	Weber

Absent and not voting:

Baeverstad Chesrown

So the bill was declared lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Holand	Luick	Solberg
Becker	Jurgensen	Mahoney	Sorlie
Berube	Kadlec	Mutch	Thompson
Bopp	Kautzmann	Rait	Trenbeath
Chesrown	Kelly	Redlin	Tuff
Dahlund	Kjos	Reichert	Urdahl
Ecker	Larson	Roen	Walz
Forkner	Lashkowitz	Ruemmele	Weber
George	Lips	Saumur	Witteman
Hernett	Longmire	Sinner	

Those voting in the negative were:

Kisse	Ringsak	Rolfstrud	Torgerson
Morgan	Robinson	Strinden	Van Horn
Nelson			

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Jurgensen	Mutch	Solberg
Becker	Kadlec	Rait	Strinden
Berube	Kautzmann	Redlin	Thompson
Bopp	Kelly	Reichert	Torgerson
Chesrown	Kisse	Ringsak	Tuff
Dahlund	Kjos	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Mahoney	Saumur	Witteman
Holand	Morgan	Sinner	

Those voting in the negative were:

Larson	Luick	Nelson	Sorlie
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Absent and not voting:

Baeverstad Trenbeath

So the bill passed and the title was agreed to.

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities and repealing Chapter 11-34, and sections 58-03-11, 58-03-12, 58-03-13, 58-03-14, and 58-03-15 of the North Dakota Century Code and amending and reenacting section 11-33-20 of the North Dakota Century Code.

Was read the second time.

Senator Lips moved that Senate Bill No. 179 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteaman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Baeverstad Trenbeath

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman
Jurgensen	Morgan		

Those voting in the negative were:

Reichert

Absent and not voting:

Baeverstad Trenbeath

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Jurgensen	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfstrud	Van Horn

Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Sinner	Witteman
Holand	Mutch	Sorlie	

Those voting in the negative were:

Kadlec	Larson	Morgan	Solberg
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Absent and not voting:

Baeverstad	Ringsak
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kadlec	Rait	Strinden
Berube	Kautzmann	Redlin	Thompson
Bopp	Kelly	Robinson	Torgerson
Chesrown	Kisse	Roen	Trenbeath
Dahlund	Larson	Rolfsrud	Tuff
Ecker	Lashkowitz	Ruemmele	Urdahl
Forkner	Lips	Saumur	Van Horn
George	Longmire	Sinner	Walz
Hernett	Luick	Solberg	Weber
Holand	Mahoney	Sorlie	Witteman
Jurgensen	Mutch		

Those voting in the negative were:

Beck	Morgan	Reichert	Ringsak
Kjos	Nelson		

Absent and not voting:

Baeverstad

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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz

Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Baeverstad

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

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 272 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

Senate Bill No. 177. A Bill for an Act to require the disclosure of the annual simple interest equivalent of interests and charges for credit extended and to require such to be included in any advertisement thereof and to provide a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 272 of the Senate Journal, the roll was called and there were: ayes, 22; nays, 26, absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kadlec	Ringsak	Tuff
Bopp	Larson	Rolfsrud	Urdahl
Chesrown	Lashkowitz	Sinner	Walz
Forkner	Luick	Solberg	Weber
Hernett	Mahoney	Thompson	Witteman
Jurgensen	Rait		

Those voting in the negative were:

Beck	Kelly	Nelson	Saumur
Becker	Kisse	Redlin	Sorlie
Dahlund	Kjos	Reichert	Strinden
Ecker	Lips	Robinson	Torgerson
George	Longmire	Roen	Trenbeath
Holand	Morgan	Ruemmele	Van Horn
Kautzmann	Mutch		

Absent and not voting:

Baeverstad

So the bill was declared lost.

Senator Becker moved that the vote by which Senate Bill No. 177 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

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 second time.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman
Kadlec	Mutch	Solberg	

Absent and not voting:

Baeverstad Berube

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 275 of the Senate Journal, the roll was called and there were: ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kautzmann	Mahoney	Ruemmele
Becker	Kelly	Morgan	Saumur
Chesrown	Kisse	Mutch	Sinner
Dahlund	Kjos	Nelson	Sorlie
Forkner	Lashkowitz	Redlin	Strinden
George	Lips	Ringsak	Torgerson
Hernett	Longmire	Robinson	Trenbeath
Holand	Luick	Roen	Walz
Jurgensen			

Those voting in the negative were:

Berube	Larson	Solberg	Van Horn
Bopp	Rait	Thompson	Weber
Ecker	Reichert	Tuff	Witteman
Kadlec	Rolfstrud	Urdahl	

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kelly	Rait	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Ecker	Larson	Robinson	Trenbeath
Forkner	Lashkowitz	Roen	Tuff
George	Lips	Ruemmele	Urdahl
Hernett	Longmire	Saumur	Van Horn
Holand	Luick	Sinner	Walz
Jurgensen	Mahoney	Solberg	Weber
Kadlec	Nelson	Sorlie	Witteman
Kautzmann			

Those voting in the negative were:

Becker	Dahlund	Mutch	Rolfstrud
Berube	Morgan	Redlin	

Absent and not voting:

Baeverstad

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Chesrown	Kisse	Redlin	Thompson
Dahlund	Kjos	Reichert	Torgerson
Ecker	Larson	Ringsak	Trenbeath

Forkner	Lashkowitz	Robinson	Tuff
George	Lips	Rolfstrud	Van Horn
Hernett	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Morgan	Solberg	Witteman
Kadlec	Mutch		

Those voting in the negative were:

Becker	Mahoney	Ruemmele	Urdahl
Bopp			

Absent and not voting:

Baeverstad	Roen
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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.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Absent and not voting:

Baeverstad	Saumur
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Jurgensen	Morgan	Sinner
Becker	Kadlec	Mutch	Solberg
Berube	Kautzmann	Rait	Sorlie
Bopp	Kelly	Redlin	Thompson
Chesrown	Kisse	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff

Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Witteman
Holand	Mahoney	Saumur	

Those voting in the negative were:

Kjos	Nelson	Strinden	Torgerson
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Absent and not voting:

Baeverstad	Weber
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So the bill passed and the title was agreed to.

Senate Bill No. 245. A Bill for an Act to create an Act relating to application form for marriage license and prescribing the information to be contained therein and to amend and reenact section 14-03-23 of the North Dakota Century Code relating to information to be submitted to the division of vital statistics.

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, 12; nays, 36; absent and not voting, 1.

Those voting in the affirmative were:

Chesrown	Kisse	Mahoney	Sinner
George	Larson	Morgan	Urdahl
Jurgensen	Lips	Saumur	Weber

Those voting in the negative were:

Beck	Kadlec	Rait	Sorlie
Becker	Kautzmann	Redlin	Strinden
Berube	Kelly	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Dahlund	Lashkowitz	Robinson	Trenbeath
Ecker	Longmire	Roen	Tuff
Forkner	Luick	Rolfsrud	Van Horn
Hernett	Mutch	Ruemmele	Walz
Holand	Nelson	Solberg	Witteman

Absent and not voting:
Baeverstad

So the bill was declared lost.

Senate Bill No. 279. A Bill for an Act to provide for licensing and operation of clinics for addictions.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Baeverstad

So the bill passed and the title was agreed to.

Senate Bill No. 74. A Bill for an Act to amend and reenact subsection 3 of section 39-16-05 of the North Dakota Century Code, to provide an exception to the suspension of operator's licenses of drivers involved in motor vehicle accidents for employees of the United States when there is reason to believe that the United States attorney will certify that such employee was acting within the scope of his employment at the time of the accident.

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, 9; nays, 39; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kjos	Robinson	Torgerson
Ecker	Larson	Ruemmele	Weber
Kadlec			

Those voting in the negative were:

Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Lashkowitz	Reichert	Trenbeath
Dahlund	Lips	Ringsak	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Witteman
Jurgensen	Mutch	Solberg	

Absent and not voting:

Baeverstad

So the bill was declared lost.

Senate Bill No. 268. A Bill for an Act to permit the care and treatment of tuberculous patients at private hospitals under certain conditions.

Was read the second time.

Senator Jurgensen moved that Senate Bill No. 268 be amended as follows:

In line two of the title, delete the word "private"

In line two of the bill, after the word "at" delete the word "PRIVATE"

In line three of the bill after the "," delete the words "state health officer" and insert in lieu thereof the words "head of the department in charge of San Haven"

In line six of the bill, after the word "to" delete the word "private"

In line seven of the bill after the word "hospitals" delete the words "of this state"

In line thirteen of the bill, after the word "pay" delete the word "private"

And renumber the lines accordingly.

Which motion prevailed.

Senator Jurgensen moved that the rules be suspended and that Senate Bill No. 268 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 268, as amended from the floor, the roll was called and there were: ayes, 23; nays, 25; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kadlec	Luick	Sinner
Chesrown	Kautzmann	Rait	Sorlie
Dahlund	Kelly	Redlin	Thompson
George	Larson	Reichert	Urdahl
Holand	Lips	Rolfstrud	Weber
Jurgensen	Longmire	Saumur	

Those voting in the negative were:

Beck	Kjos	Ringsak	Torgerson
Berube	Lashkowitz	Robinson	Trenbeath
Bopp	Mahoney	Roen	Tuff
Ecker	Morgan	Ruemmele	Van Horn
Forkner	Mutch	Solberg	Walz
Hernett	Nelson	Strinden	Witteman
Kisse			

Absent and not voting:

Baeverstad

So the bill was declared lost.

Senator Holand moved that the Senate recess until 12:30 p.m., February 10, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

Bismarck, February 10, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 79
Senate Bill No. 132
Senate Bill No. 164
Senate Bill No. 230
Senate Bill No. 324
Senate Bill No. 325
Senate Concurrent Resolution "T"
And find the same correctly engrossed.

SENATOR BECK, Chairman

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

MOTION

Senator Lips moved that Senate Bill No. 179 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 3 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "the" and before the words "state treasury" insert the following: "state highway fund in the"

In line 2 of the bill, strike the words "general fund" and insert in lieu thereof the words "state highway fund"

In line 3 delete the figure "\$1,715,000.00" and insert in lieu thereof "\$1,794,100.00"

In line 8 delete the figure "\$1,130,000.00" and insert in lieu thereof "\$1,190,000.00"

In line 13 delete the figure "\$245,000.00" and insert in lieu thereof "\$257,000.00"

In line 14 delete the figure "\$225,000.00" and insert in lieu thereof the figure "\$229,100.00"

In line 15 delete the figure "\$115,000.00" and insert in lieu thereof the figure "\$118,000.00"

In line 16 delete the figure "\$1,715,000.00" and insert in lieu thereof the figure "\$1,794,100.00"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Rolfsrud moved that the report be adopted which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 68 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 98 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 122 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted.

Senator Sorlie made the substitute motion that Senate Bill No. 122 be placed on the calendar, which motion was declared lost.

A division was requested, which request was granted, and the motion was again declared lost.

The question being on the motion of Senator Roen that the committee report on Senate Bill No. 122 be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 151 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" insert the words "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, and"

Delete lines 1 through 10 inclusive and insert the following language:

"SECTION 1. VOCATIONAL SCHOOLS AUTHORIZED — MILL LEVY.) Any county or counties within this state may, upon resolution of the board or boards of county commissioners of such county or counties, establish and maintain a school for the purpose of providing vocational education. For the purpose of maintaining such vocational school, the county or counties may levy a tax of not to exceed three mills upon all taxable property within such county or counties. Such levy shall be in addition to any other mill levies authorized by law, if approved by a majority voting at a county wide special, primary, or general election, and after sufficient public hearings have been held thereon.

SECTION 2. BOARD MEMBERSHIP — POWERS AND DUTIES.) The school board of a vocational school district shall consist of not to exceed seven members, elected from geographical districts which shall be as nearly equal in population as is practicable at the same time and for the same terms as are other county officials. The boundaries of the geographical districts shall be determined by the board of county commissioners or, in the case of several counties combining to form a district, by the boards of county commissioners sitting jointly. The board or boards of

county commissioners, as the case may be, shall also appoint the members of the original school board who shall serve until the next regular election of county officials. The provisions of section 15-28-02 shall not apply to a school board elected or appointed in accordance with this section. Such school board shall possess all of the powers granted to a public school board by section 15-29-08 or any other provision of law, insofar as such powers are consistent with the provisions of this Act.

SECTION 3. SPECIFIC POWERS—TUITION PAYMENTS—BOND ISSUES.) The school board is specifically authorized to accept on behalf of the district any real or personal property available for distribution by the United States or any of its departments or agencies, and also to accept any federal grants which may be made available in the field of vocational education. It may accept enrollment and set the amount of tuition for students residing outside of the district, provided that the amount of tuition so set shall not exceed the difference between the average cost per student for educating a student in the district and the payment, if any, received by the district from a county equalization fund on behalf of such student. Payments from the county equalization fund of the student's county of residence on behalf of each student attending a vocational school shall be made to the vocational school of attendance at the same rate as paid for high school students. A vocational school district shall be deemed a municipality within the meaning of section 21-03-01.

SECTION 4. CURRICULUM—GENERAL POWERS AND DUTIES.) The curriculum offered students by a vocational school shall be as determined by the school board, provided that such curriculum shall be submitted annually to the state board of vocational education for approval, and only an approved curriculum shall be offered. The provisions of title 15 of this code as applicable to a public school district shall also apply to a district created pursuant to this Act insofar as such provisions are consistent with this Act.

SECTION 5. APPROPRIATION.) There is hereby appropriated out of any unappropriated moneys in the state treasury, the sum of \$500,000.00, or so much thereof as may be necessary, to the state board of public school education for the purpose of equipping and maintaining a vocational school in the immediate vicinity of Dickinson, North Dakota, or such sum may be transferred by such board to the school board of a vocational school district established for such purpose, during the biennium beginning July 1, 1965, and ending June 30, 1967, contingent upon the present site of the Dickinson Air Force Station and facilities thereon being turned over by the United States Government to state or local authorities for educational purposes."

And number the lines accordingly.

And be re-referred to Committee on Appropriations.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: 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 the first line of the title delete the word "repeal" and insert the words "amend and reenact" in lieu thereof.

Delete lines 1 through 3 inclusive and insert the following language:

"SECTION 1. AMENDMENT.) Section 15-53-14.1 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-53-14.1. ELECTIONS FOR CONSOLIDATING OR REORGANIZING TWO OR MORE REORGANIZED SCHOOL DISTRICTS.) Notwithstanding the provisions of section 15-53-14, whenever reorganization proceedings are had for the purpose of consolidating or otherwise affecting two or more school districts previously reorganized under the provisions of chapter 15-53, each of such reorganized school districts shall vote as a separate unit and such reorganization proceedings shall be adopted only when approved by all voting units.(((However, when the rural area has a higher assessed valuation than the urban area the residents of each area shall vote separately.)))”

And number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: 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 19 after the word “commission” delete the “comma” and insert in lieu thereof a “period” and delete the words “and the”

Delete line 20.

In line 21 delete the word “nominees.”

In line 30 after the word “held” insert the words “after ten days notice to all members”

In line 69 after the first word “the” insert the following words “suspension for a period of time or”

In line 122 delete the word “and” and insert in lieu thereof the word “or”

In line 124 after the word “revocation” insert the following words “or suspension for a period of time”

In line 127 after the word “that” insert the word “such” and delete the words “for revocation”

In line 128 delete the word “revocation”

In line 130 after the word “revocation” insert the words “or suspension for a period of time do”

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 292 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 357 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted.

Senator Holand made the substitute motion that Senate Bill No. 357 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "O" has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "resolution" delete the words "to provide limited authority for the governor"

Delete all of line 2

In line 3 delete the words "responsible to him and" and after the word "reenact" delete the word "sections" and insert in lieu thereof the word "section" ; after the comma delete the number "82,"

In line 4 delete the words "and 83"

In line 6 after the word "ballot" delete the semicolon and insert in lieu thereof a "period" and delete the remainder of the line

Delete all of lines 7, 8, 9, 10, and 11

In line 1 of the bill after the word "new" delete the word "sections" and insert in lieu thereof the word "section"

In line 2 delete the word "sections" and insert in lieu thereof the word "section" ; after the number "74" delete the comma and the numbers "82, and 83"

Delete all of lines 28 through 106

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "V" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "BB" has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "P" has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Ringsack
 Senator Dahlund
 Senator Mutch
 Senator Morgan
 Senator Forkner
 Senator Ecker

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "P" has

had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Longmire
 Senator Tuff
 Senator Larson
 Senator Reichert

Senator Reichert moved that the report of the minority be substituted for that of the majority, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 38 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority

Senator Ringsak
 Senator Dahlund
 Senator Mutch
 Senator Morgan
 Senator Forkner
 Senator Ecker

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 38 has had the same under consideration and a minority recommends that the same do pass.

For the minority

Senator Longmire
 Senator Tuff
 Senator Larson
 Senator Reichert

Senator Reichert moved that the report of the minority be substituted for that of the majority, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 23 as recommended by the Committee on Appropriations and printed on page 321 of the Senate Journal, be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 93 as recommended by the Committee on Transportation and printed on page 321 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 149 as recommended by the Committee on Education and printed on page 322 of the Senate Journal, be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 172 as recommended by the Committee on Transportation and printed on page 322 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 210 as recommended by the Committee on Political Subdivisions and printed on page 323 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 285 as recommended by the Committee on State and Federal Government and printed on pages 323 and 324 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-SEVENTH DAY

Bismarck, February 10, 1965

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

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

Almighty God, who hast given us this good land for our heritage; grant that we may always prove ourselves a people mindful of Thy favor and glad to do Thy will. Bless our land with honorable industry, sound learning and pure manners. Save us from violence, discord and confusion; from pride and arrogance and from every evil way. Defend our liberties, and fashion into one united people the multitudes brought hither out of many kindreds and tongues. Indue with the spirit of wisdom those to whom in Thy name we entrust the authority of government, that there may be justice and peace at home, and that, through obedience to Thy law, we may show forth Thy praise among the nations of the earth. In the time of prosperity, fill our hearts with thankfulness, and in the day of trouble, suffer not our trust in Thee to fail; all this we ask through Jesus Christ our Lord. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 338, line 28, delete the figure "34" and insert in lieu thereof the figure "43".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. President: 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:

Delete line 19, 20 and 21

Line 22 delete "5" and insert "4"

Line 23 after "the" delete "written"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 297 has had the same under consideration and recommends that the same be amended as follows:

Line 5 delete "FELONY" and insert in lieu thereof "PUNISHMENT"

Line 8 after the first ",", insert (((and delete the word felony

Line 8 after "a" delete (((and insert in lieu thereof the following language: "shall be punished by imprisonment in the penitentiary for not less than one year nor more than five years, or in a county jail for not more than one year"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "X" has had the same under consideration and recommends that the same be amended as follows:

Line 13 after the first "the" insert "reapportionment"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

MESSAGE FROM THE HOUSE

House Chambers

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

CONSIDERATION OF AMENDMENTS

Senator Ringsak moved that the amendments to Senate Bill No. 346 as recommended by the Committee on State and Federal Government and printed on page 324 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 141 as recommended by the Committee on State and Federal Government and printed on pages 328 and 329 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 270 be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 270 as recommended by the Committee on State and Federal Government and printed on pages 329 and 330 of the Senate Journal, be adopted, which motion prevailed.

MOTION

Senator Van Horn moved that the Senate reconsider the action by which Senate Bill No. 177 was lost, which motion was lost.

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 SENATE BILLS

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 second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kadlec	Rait	Strinden
Becker	Kautzmann	Redlin	Thompson
Berube	Kelly	Reichert	Torgerson
Bopp	Kisse	Ringsak	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Mahoney	Sinner	Witteman
Holand	Morgan	Solberg	

Those voting in the negative were:

Luick Mutch

So the bill passed and the title was agreed to.

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 second time.

Senator Reichert moved that Senate Bill No. 340 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Hernett moved that Senate Concurrent Resolution "S" be placed at the foot of the calendar, which motion prevailed.

Senator Holand moved that the Senate recess until 12:30 p.m., February 11, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY

Bismarck, February 11, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

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

Senate Bill No. 23

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

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

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

Senate Bill No. 346

Senate Bill No. 285

Senate Bill No. 270

Senate Bill No. 210

Senate Bill No. 172

Senate Bill No. 149

Senate Bill No. 141

Senate Bill No. 93

And find the same correctly engrossed.

SENATOR BECK, Chairman

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

MOTIONS

Senator George moved that Senate Bill No. 334 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator George requested the unanimous consent of the Senate to withdraw Senate Bill No. 334, which was granted.

Senator Becker moved that House Bills Nos. 686, 765, 638, 711 and 802 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

Senator Becker moved that House Bills Nos. 686, 765, 638, 711 and 802 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Mutch moved that Senate Bills Nos. 276, 280 and 296 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Mutch requested the unanimous consent of the Senate to withdraw Senate Bills Nos. 276, 280 and 296, which request was granted.

Senator Walz moved that Senate Bill No. 267 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Walz requested the unanimous consent of the Senate to withdraw Senate Bill No. 267, which request was granted.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Mutch moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "Z", which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Concurrent Resolution "Z" be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Was read the second time.

Senator Mutch moved that Senate Concurrent Resolution "Z" be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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:

Add a line 24A to read as follows "Plant Improvement and Maintenance" at a figure of "\$100,000.00"

In line 25 delete the figure "\$150,000.00" and insert in lieu thereof the figure "\$125,250.00"

In line 26 delete the figure "\$8,692,550.00" and insert in lieu thereof the figure "\$8,767,800.00"

Add a line 13A to read as follows "Armory Purchase" for "\$15,000.00"

In line 138 delete the figure "\$1,468,655.00" and insert in lieu thereof the figure "\$1,483,655.00"

In line 139 delete the figure "\$25,531,817.00" and insert in lieu thereof the figure "\$25,622,067.00"

Immediately following line 164, insert a new section as follows:

"SECTION 4. TRANSFER OF FUNDS BETWEEN LINE ITEMS.) The board of higher 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."

After the above section add another section as follows:

• "SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury the sum of \$1,500,000.00 to the state board of higher education to be used by such board as a contingency fund for the purpose of making transfers to the respective operating funds of colleges and universities under its control as may be required for the operation and maintenance of such colleges and universities during the biennium beginning July 1, 1965 and ending June 30, 1967."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 28 has had the same under con-

sideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Senator Lips made the substitute motion that Senate Bill No. 28 be placed on the calendar, which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 34 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

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

Mr. President: 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 amended as follows:

In the title after the word "subsection" delete the number "23" and insert in lieu thereof the number "25"

In line 1 of the bill after the word "subsection" delete the number "23" and insert in lieu thereof the number "25"

In line 4 of the bill delete the number "23" and insert in lieu thereof the number "25"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 81 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted.

Senator Strinden made the substitute motion that Senate Bill No. 81 be placed on the calendar, which motion was declared carried.

A division was requested, which request was granted, and the motion was declared lost.

The question being on the motion of Senator Roen that the committee report on Senate Bill No. 81 be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 126 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 127 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 157 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 161 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 "sections" and insert in lieu thereof the words "subsection 1 of section", and after the second word "and", insert the word "section"

In the second line of the title after the word "and" insert the words "subsection 1 of"

In line 1 after the parenthesis delete the word "Section" and insert in lieu thereof the words "Subsection 1 of section"

Delete all of line 13

In line 18 insert triple parentheses before the word "pharmacy" and after the comma following the word "pharmacy"

In line 22, before the comma following the word "medicines", insert an underlined period and triple parentheses and delete the triple parentheses before the words "or chemicals"

In line 27 delete the words "and such" and insert in lieu thereof the word "Such"; and following the word "in", insert the word "the"

In line 29 following the word "pharmacist" insert the words "or a pharmacy intern"

In line 30 delete the word "words" and the comma, and insert in lieu thereof the word "word"

In line 31 delete the words "drugs," "drug store," or"

In line 33 following the word "in" insert the word "the"

In line 36 after the parenthesis delete the word "Section" and insert in lieu thereof the words "Subsection 1 of section"

Delete all of line 50

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 166 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 229 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 233 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Senator Sinner made the substitute motion that Senate Bill No. 233 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Becker to adopt the committee report on Senate Bill No. 233, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 250 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: 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 be amended as follows:

In line 9 after the first word "the" delete the words "last day of the calendar month" and insert in lieu thereof the words "forty-fifth day"

In line 12 delete both triple parentheses and the words "that month" and insert in lieu thereof the words "forty-fifth day"

In line 17 after the word "exceed" delete the word "thirty" and insert in lieu thereof the word "fifteen"

In line 70 after the word "before" delete the words "the last day of the calendar month" and insert in lieu thereof the words "the forty-fifth day"

In line 71 after the word "following" delete the word "a" and insert in lieu thereof the words "the preceding"

In line 132 after the word "the" delete the words "last day" and insert in lieu thereof the words "forty-fifth day"

In line 133 delete the words "of the calendar month"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 252 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 258 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 282 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 287 has had the same under consideration and recommends that the same be amended as follows:

In line 74 insert triple parentheses after the word "institutions" and after the second comma and insert in lieu thereof the following: "as defined in section 6-01-02 upon making application to the state banking board and upon notice and a hearing as provided by sections 6-02-05 and 6-02-06"

In line 75 after the word "merge" insert the words "if authorized by the board"

In line 109 after the period insert the following: "Its existence shall be perpetual."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 290 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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 2 of the title delete the words "establish a unit or division" and insert in lieu thereof "provide equipment and personnel"

In line 3 delete the words "a unit or division composed of"

In line 16 delete the words "of fifteen dollars"

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 320 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

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

Senator Lashkowitz: Mr. President, Gentlemen of the Senate. I rise to a point of personal privilege and ask that my remarks be printed in the journal.

First, Mr. President, I would like to acknowledge my associates on this bill — Senator Hernetz and Senator Reichert — for their splendid help, and I would also like to acknowledge all those who helped in the draftmanship and giving of their advice so that we could present this bill to the Senate, and, of course, I would like to thank the very able chairman of the Senate Committee on Finance and Taxation, Senator Becker. I don't believe that anyone could have been more considerate in hearing this measure than Senator Becker and his committee were, because we were heard twice and the bill was laid over for further consideration for at least ten or twelve days and in this type of a session that is a very generous reception.

The reason why, Mr. President, I will not ask the Senate to join in resisting the chairman's motion is because one of the primary purposes of Senate Bill No. 320 has, I believe, been realized; and I would like to inform the Senate that this very morning the Senate Appropriations Committee, of which I am a member, was in consultation with the Senate majority floor leader, Senator Holand, and also the director of the Legislative Research Committee, Emerson Murry, and after our consultation we agreed that the Appropriations Committee would give their blessing to the preparation of a bill which will look toward class room building needs of the institutions of higher learning both in class room replacement and additions. I believe that this effort, having the blessing of the full Appropriations Committee, is certainly evidence that the purpose of Senate Bill No. 320 has in some respects been realized by my colleagues in the Appropriations Committee sanctioning the drafting of such a classroom building bill.

Gentlemen of the Senate, this Bill No. 320 has as its purpose three basic objectives — the first was to point out to the Legislature, the Board of Higher Education, and the people of our state, at this time — and I think those who serve on the Appropriations Committee are fully aware of this — that the budget for the next biennium does not permit expenditure of one dime for class room replacement or class room additions. This is a serious problem which is the proper concern of this legislature and every citizen of this State.

Secondly, the plight of the institutions caring for the handicapped, such as at Grafton, Jamestown, the school for the retarded at Dunseith, school for the blind at Grand Forks, and the school for the deaf at Devils Lake, also are in dire need of more help in furnishing them with necessary capital to serve the space and building needs of the handicapped of our state. This human need must be heeded.

And thirdly — and I think in this respect many of you may concur that it is time that we look for new sources of revenue. Too often the real property tax has become the catch-all for all our needs, and as one who has worked in municipal government these past eleven years, I am firmly convinced until such time as we are able to accomplish tax reform in the area of real property taxes, so that only that real property which is genuinely productive shall be taxed, we must look for new sources of tax revenue other than non-productive or non-income bearing real property.

And may I say this too by way of explanation, the purpose of this so-called advertising tax was to point out to the Senators as a possible new source of revenue based on the fact that advertising is designed to enlighten, and as we increase educational opportunities we increase the potential market of the advertising media. The implication that this would result in curtailment of business we believe to be unfounded because these advertising forces have no alternative but to avail themselves of the great potential market in North Dakota. To turn elsewhere is to turn their backs on our great potential markets.

So, Gentlemen of the Senate, I want to again acknowledge the progress that has been made since the introduction of Senate Bill No. 320; the problem has been pointed up, and I believe that efforts on both sides of the aisle will ultimately result in better opportunities for classroom needs in higher education and for the needs of the handicapped. Again I want to thank Senator Becker for his consideration.

I might also mention that this bill did have the favorable testimony of Dr. Carbone of the State Hospital at Jamestown, and also the aid of Dr. Raschke, Commissioner of Higher Education, and Dr. Koenker of the University of North Dakota, and I want to thank these gentlemen for their efforts in helping us present this matter. The new methods of revenue proposed should be studied during the biennium so that the possibilities may be better understood and possibly accepted if we are to ultimately ease the tax burden on real property. Thank you.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-EIGHTH DAY

Bismarck, February 11, 1965

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

Prayer by Chaplain W. D. Stone, Wesleyan Methodist, Bismarck.

Our Father which art in heaven, we humbly come before Thee this day. And as we pause before Thee on this occasion, we wish to offer our thanks for the blessings we have received from You in our lives.

We are thankful for the country in which we live, for the opportunity of a free government, the freedom of worship, and the freedom of speech. We, as human beings, take so many things for a certainty, but dear Father, may we be made to realize that all these things come to us through Thy bountiful love for mankind.

Now we ask for guidance in the business of the day that is before us, for decisions that must be made. May the things we do and say be pleasing in Thy sight. May each one of us be conscious of Thy presence this day. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

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

On page 354, in line 23, delete the words "which motion", and in line 24, delete the word "prevailed"

On page 358, line 22, delete the name "Ringsak" and insert in lieu thereof the name of "Hernett".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

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

MESSAGE FROM THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 322 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: 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.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 325 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 339 has had the same under consideration and the majority recommends that the same be indefinitely postponed.

For the majority:

Senator Chesrown

Senator Becker

Senator Larson

Senator Rait

Senator Longmire
 Senator Solberg

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 339 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Walz
 Senator Ruemmele
 Senator Ringsak
 Senator Torgerson

Senator Ringsak moved that the report of the minority be substituted for that of the majority, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 351 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

MOTIONS

Senator Ringsak moved that Senate Bill No. 37 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Longmire requested the unanimous consent of the Senate to withdraw Senate Bill No. 37, which request was granted.

MESSAGES TO THE HOUSE

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

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

Senator Holand moved that the Senate recess until 12:30 p.m., February 12, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

Bismarck, February 12, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

MOTIONS

Senator Holand moved that the President appoint a committee of two to escort the Honorable Senator Wallace F. Bennett of Utah to the rostrum, which motion prevailed.

The President appointed as such committee Senators Holand and Reichert and Senator Bennett was escorted to the rostrum and invited to address the Senate.

Senator Bennett: This is a privilege to have been invited to address this group. It is a pleasure to come to North Dakota at this time of the year. I confess I know more about it now than I did when I came. I brought a fur hat with me and I haven't had much opportunity to wear it which is a little bit of a disappointment. I am happy that there are groups like this still active in each of our states. I am a man who believes that we must maintain the power in our state legislatures in order to keep our system of checks and balances and to keep the American pattern of government alive and effective, so while I have never been a member of a state legislature, either the House or Senate, I have a tremendous respect for those of you who in sixty days are supposed to solve all of the problems of the state that we in the national legislature sometimes take twenty-four months to solve, and the more problems you solve down here the fewer problems we will wrestle with up there. I can't say that we solve all those that come up to us — I don't think we have too good a record. It is nice that we are backed up by fifty groups like this who are dedicated and devoted to their responsibility and who are capable of handling their local problems and keeping it out of our hands. I realize that you only have sixty days and I am not going to put more of a burden on you the last minute by wasting your time here, but I do appreciate the privilege of being with you and want to wish you every success in handling the many difficult questions with which you are wrestling. Thank you very much.

Senator Holand moved that the remarks of Senator Bennett be printed in the Journal, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 3 as recommended by the Committee on Appropriations and printed on pages 349 and 350 of the Senate Journal, be adopted.

Senator Lips moved that the amendment to Senate Bill No. 3 be amended as follows:

In line 11, of the bill, delete the figure "\$14,400.00" and insert the figure "\$16,000.00"

Which motion prevailed.

The question being on the motion of Senator Luick that the amendments to Senate Bill No. 3, as amended, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 151 be dispensed with, which motion prevailed.

Senator Strinden moved that the amendments to Senate Bill No. 151 as recommended by the Committee on Education and printed on pages 350 and 351 of the Senate Journal, be adopted, which motion prevailed.

Senator Strinden moved that the amendments to Senate Bill No. 228 as recommended by the Committee on Education and printed on pages 351 and 352 of the Senate Journal, be adopted, which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

Senator Strinden moved that the amendments to Senate Bill No. 272 as recommended by the Committee on Education and printed on page 352 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Concurrent Resolution "O", be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Concurrent Resolution "O" and printed on page 353 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that Senate Concurrent Resolution "O" be further amended as follows:

In line 1, of the amended bill, after the word "propose" delete the words "new section and amendments" and insert in lieu thereof the word "amendment".

Which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 271 as recommended by the Committee on Judiciary and printed on page 355 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 297 as recommended by the Committee on Judiciary and printed on page 356 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Concurrent Resolution "X" as recommended by the Committee on Judiciary and printed on page 356 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 1 be dispensed with, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 1 as recommended by the Committee on Appropriations and printed on page 360 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 43 as recommended by the Committee on Finance and Taxation and printed on page 361 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 161 be dispensed with, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 161 as recommended by the Committee on Industry, Business and Labor and printed on page 362 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 251 be dispensed with, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 251 as recommended by the Committee on Finance and Taxation and printed on page 363 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernett moved that the amendments to Senate Bill No. 287 as recommended by the Committee on Industry, Business and Labor, and printed on page 364 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 313 as recommended by the Committee on Agriculture, and printed on pages 364 and 365 of the Senate Journal, be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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. President: 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:

A BILL

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 "co-operative".

Line 64 delete the word "companies" and insert in lieu thereof "co-operative".

Line 79 delete the word "company" and insert in lieu thereof "co-operative".

Line 83 delete the word "company" and insert in lieu thereof "co-operative".

Line 86 delete the word "company" and insert in lieu thereof "co-operative".

Line 91 delete the word "company" and insert in lieu thereof "co-operative".

Line 98 delete the word "company" and insert in lieu thereof "co-operative".

Line 101 delete the word "company" and insert in lieu thereof "co-operative".

Line 151, after the word "revenue" insert the words "in excess of \$100,000.00".

Line 182 delete the word "company" and insert in lieu thereof "co-operative".

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".

Renumber the linse accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 111 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 112 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 135 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 "reenact" delete the word "section" and insert the words and numeral "sections 26-19-01 and" in lieu thereof

After the enacting clause but before line 1 insert the following section:

"SECTION 1. AMENDMENT.) Section 26-19-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-19-01. HAIL INSURANCE COVERAGE — WHEN EFFECTIVE — TIME FOR ADJUSTMENT.) Every insurance company engaged in the business of insuring growing crops against loss by

hail in this state shall be bound, and the insurance shall take effect, from and after twenty-four hours from the day and hour the application for such insurance was taken by the authorized local agent of the company. If the company shall decline to write the insurance upon receipt of the application, it forthwith shall notify the applicant and the agent who took the application, by telegram, and in that event, the insurance shall not be effective after the time of the sending of the telegram. Nothing in this section shall prevent a company from issuing a policy on an application therefor and putting the insurance in force prior to the expiration of said twenty-four hours. If a policy holder under such policy of insurance shall make a request in writing for an immediate adjustment of any loss or claim, such adjustment shall be made within twelve days from the date of mailing such request. This section shall not apply to the state hail insurance department."

In line 1 delete the numeral "1" and insert the numeral "2" in lieu thereof

In line 7 after the comma insert the words "and if a claimant shall make a request in writing for an immediate adjustment of any loss or claim, such adjustment shall be made within twelve days from the date of mailing such request."; delete the words "and he"; and insert the words "The adjuster" in lieu thereof

In line 13 after the word "determined" delete the comma and insert in lieu thereof a "period" and delete the words "provided,"

Delete line 14.

In line 15 delete the words "the day on which the claim arose." Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 150 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

SENATOR ROEN, Chairman

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

Senator Lips moved that Senate Bill No. 150 be placed on the calendar, which motion prevailed.

Mr. President: 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 amended as follows:

In line 8 after the period insert the following: "The commission shall promulgate rules as to the filing of exhibits prior to the hearing and permitting the examination thereof by any interested parties. A notice of such hearing shall be given by the applicant at least thirty days prior to such hearing by certified mail to the last known post office address of each owner of record of an interest in the minerals within the proposed unit outline."

In line 65 after the word "a" delete the word "reasonable" and insert in lieu thereof the word "legal"

In line 102 after the word "the" delete the word "unit"

In line 103 after the word "working" insert the word "interest"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

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

Mr. President: 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:

In line 2 of the title after the word "cities" delete the remainder of the title and insert in lieu thereof a period

In line 2 of the bill after the word "counties" delete the comma and insert in lieu thereof the word "or"

In line 3 after the word "corporations" delete the word "and" and insert in lieu thereof the word "or"

Delete all of lines 31 through 52

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 180 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 186 has had the same under consideration and recommends that the same be passed out without recommendation.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 194 has had the same under consideration and recommends that the same be amended as follows:

In line 3 after the word "commissioners" insert the words "or county park board" and after the word "county" delete the word "shall" and insert in lieu thereof the word "may"

In line 5 after the word "board" delete the word "shall" and insert in lieu thereof the word "may"

In line 8 after the period add the following: "For the purpose of this Act a cemetery shall mean a tract of land where eight or more persons are buried and which was not used as a private burial plot."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 200 has had the same under consideration and recommends that the same be amended as follows:

In the bill delete all of lines 1 through 19 and insert in lieu thereof the following:

"SECTION 1. AMENDMENT.) Section 40-45-09 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-45-09. WHO MAY BE RETIRED ON PENSION — AMOUNT PAID TO RETIRING MEMBER — RETIRING MEMBER NOT PAID.) Any member of the police department, including officers and police matrons, who shall have served twenty-two years or more in the department and shall have reached the age of sixty years, or who, while a member of such department, shall suffer

permanent mental or physical disability so that he is unable to discharge his duties, shall be entitled to be retired. Upon retirement, he may be paid out of the pension fund of the department a monthly pension equal to sixty percent of the average monthly salary received during the highest paid consecutive thirty-six month period of his employment in the department. If any member shall have served twenty-two years in the department but shall not have reached the age of sixty years, he shall be entitled to retirement, but no pension shall be paid while he lives until he reaches the age of sixty years. Upon approval of the governing body of the municipality, and at the discretion of the board of trustees if it shall find that the actuarial soundness of the fund would not be materially impaired, any member otherwise qualifying in accordance with the provisions of this section may retire if he has reached the age of fifty-five years."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 253 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 257 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following: "except in the case of a person who has filed an application prior to January 1, 1965, and subsequent applications by such person"

In line 3 of the bill after the word "of" insert the word "professional"

In line 6 after the first comma insert the word "professional"

In line 9 after the word "is" delete the word "an" and insert in lieu thereof the word "a professional"

In line 11 after the second word "of" insert the word "professional"

At the end of line 77 add the following new subsection: "10. "Practice of professional engineering" shall mean the practice of engineering, as defined in subsection 4 of this section, for the public, either by contract or hire and shall not include engineers employed by a company to practice engineering primarily for the company and shall not include industrial, utility, research, development and similar companies and their employees, provided that the engineering performed by such companies or employees is in connection with products or services of such company and does not involve any offer of engineering to the public."

In line 240 after the word "and" insert the words "one of"

In line 456 after the word "practice" insert the word "professional"

In line 476 after the word "of" insert the word "professional"

In line 522 after the comma insert the word "professional"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 281 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Education 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 16 after the first word "of" delete the words "one hundred" and insert in lieu thereof the words "seventy-five"

In line 19 after the word "equal" delete the words "one hundred" and insert in lieu thereof the words "seventy five"

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 299 has had the same under consideration and recommends that the same be amended as follows:

Line 61 delete (((

Line 62 delete the word "scholarships" and insert "scholarship loans"

Line 67 after "college." insert (((

Line 107 after "treasurer," insert "for each payment"

And renumber the lines accordingly.

And when so amended recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 300 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 318 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "large" delete the remainder of the line and all of lines 11 through 18 and insert in lieu thereof the following: "or, a City Council composed of eleven members, seven of whom shall be elected by wards and four of whom, including the one serving as Mayor, shall be elected at large. Candidates for the Council shall run for either Mayor or Councilman but not both at the same time. The Mayor shall be elected at large. When a City first adopts a modern council form of government in Cities electing five council members, the candidates having the three highest number of votes shall be elected for a four year term and the other two for a two year term. In Cities electing seven or eleven council members, the candidates, by means of their nominating petitions, must announce their intentions to seek a ward seat or an at-large seat, or the mayor's seat. A candidate seeking

a ward seat shall be a resident of such ward. When a City first adopts a modern council form of government in cities electing seven members, the elected mayor candidate and the elected candidates from the four wards shall be elected for a four year term and the three at-large elected candidates for a two year term. When a city first adopts a modern council form of government in cities electing eleven members, the elected mayor candidate and the elected candidates from the seven wards shall be elected for a four year term and the three at-large elected candidates for a two year term. Thereafter the terms of members of the Council shall be four years, or until their successors are elected and qualified"

In line 23 after the word "government" insert the following: " except in the cities adopting the eleven member modern council the maximum compensation shall be eighty-five dollars per month"

In line 59 after the word "Any" insert the words "city or"

In line 63 after the word "such" insert the words "city or"

In line 66 after the first word "the" insert the words "city or"

In line 67 after the word "such" insert the words "city or"

In line 85 after the first word "the" insert the following: "(city or" and single parenthesis around the word "village"; after the second word "the" insert the words "city or"

In line 90 after the first word "the" insert the following: "(city or" and single parenthesis around the word "village"; after the second word "the" insert the words "city or"

After line 94 insert the following:

"Shall the (city) or (village) of (name the city or village) be incorporated as a city under the modern council form of government with an eleven man council?

Yes

No

In line 126 after the word "government" insert the words: "except those cities adopting the eleven member council"

After line 166 add the following:

"Shall the city of change from its organization under the commission system of government and become a city under the modern council form of government with an eleven man council?

Yes

No

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 321 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 327 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 329 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

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

Mr. President: 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.

SENATOR GEORGE, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 332 has had the same under consideration and recommends that the same be amended as follows:

In the fourth line of the title following the word "pests" insert the following language: ", providing for its administration, and making an appropriation"

After line 419 insert the following sections:

"SECTION 2.) Consistent with law and within available appropriations, the departments, agencies, and officers of this state may cooperate with the insurance fund established by the Pest Control Compact.

SECTION 3.) Pursuant to subdivision 8 of Article IV of the compact, copies of bylaws and amendments thereto shall be filed with the governor and the commissioner of agriculture and labor.

SECTION 4.) The compact administrator for this state shall be the commissioner of agriculture and labor. The duties of the compact administrator shall be deemed a regular part of the duties of his office.

SECTION 5.) Within the meaning of subdivision 2 of Article VI or subdivision I of Article VIII, a request or application for assistance from the insurance fund may be made by the governor and the commissioner of agriculture and labor, whenever in their judgment the conditions qualifying this state for such assistance exist and it would be in the best interest of this state to make such request.

SECTION 6.) The notices provided for by subsection 4 of Article VI of the compact shall be delivered, under the terms of the compact, to the governor and the commissioner of agriculture and labor.

SECTION 7.) The department, agency, or officer expending or becoming liable for an expenditure on account of a control or an eradication program undertaken or intensified pursuant to the compact shall have credited to an operating fund in the state treasury the amount or amounts of any payments made to this state to defray the cost of such program, or any part thereof, or as reimbursement thereof.

SECTION 8. TITLE.) As used in the compact, with reference to this state, the term "executive head" shall mean the governor.

SECTION 9. APPROPRIATION.) There is hereby appropriated from any unexpended funds provided in the Grasshopper Control Act, as provided by chapter 80 of the 1957 Session Laws, the sum of \$29,000 for the purposes of this Act, for the period beginning July 1, 1965, and ending June 30, 1967.

SECTION 10. EFFECTIVE DATE.) The effective date of this Act shall be January 1, 1966, except that it shall not become effective until the compact is ratified by ten or more states, at least one of which is a state bordering North Dakota.

And number the lines accordingly.

And be rereferred to the Committee on Appropriations.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: 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 be amended as follows:

At the end of the title to the bill delete the period and insert the following:

"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".

At the end of the bill insert the following new lines:

"SECTION 2. AMENDMENT.) Section 57-39-03 of the North Dakota Century Code is hereby amended by creating and enacting a new subsection thereto to read as follows:

Gross receipts from the sale of all services furnished by any hospital, infirmary, sanatorium, nursing home, home for the aged or similar institution to any patient or occupant.

SECTION 3. AMENDMENT.) Subsection 3 of section 57-39-01 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

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. As used in this subsection the word "consumer" shall include any hospital, infirmary, sanatorium, nursing home, home for the aged or similar institution that furnishes services to any patient or occupant;

Number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 347 has had the same under consideration and recommends that the same be amended as follows:

In line 7 following the word "wool" insert the words "and all properly designated agents thereof"

In line 37 after the period insert the words "No agent shall act for any such dealer unless the dealer is licensed and has designated such agent to act in his behalf and has notified the dairy department of such appointment in his application for a license or in a separate written instrument and requested the dairy department to issue such agent an agent's license. A dealer shall be accountable and responsible for all the acts of his agent."

In line 90 after the semicolon, delete the word "and"

Following line 92 insert the following:

"5. Agent of poultry dealer, one thousand dollars; and

6. Agent of wool dealer, one thousand five hundred dollars."

In line 131 following the word "commissioner" insert the words "with the consent of the commissioner of agriculture and labor,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 353 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 355 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 357 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Holand made the substitute motion that Senate Bill No. 357 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution "G" has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "R" has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "River" insert the following words "as originally proposed"

In line 5 after the word "constructed" insert the following words "as originally proposed"

In line 21 delete the words "as being opposed to" and insert in lieu thereof the following "giving full consideration to alternative and feasible methods"

In line 22 delete the words "any further proceedings"

In line 28 delete the words "the United States House of Representatives and"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "W" has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Holand moved that Senate Concurrent Resolution "W" be re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "CC" has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 561 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 570 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 576 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 601 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-NINTH DAY

Bismarck, February 12, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Thomas J. Dolan, Church of Corpus Christi, Bismarck.

In the name of the Father, and of the Son, and of the Holy Spirit.

We ask your blessings upon us, O God, in the work which we have undertaken. Grant us to be wise and dispassionate, so that recognizing the differences in our political principles, and remaining true to our political principles, we may pursue those courses of action which will most effectively produce the spiritual and material good of the citizens of our state.

In the name of the Father, and of the Son, and of the Holy Spirit.

Amen.

Roll call: All Senators present except Senator Witteman.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-

seventh day after recess and thirty-eighth day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 504. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House 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 and referred to the Committee on State and Federal Government.

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.

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.

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.

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.

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.

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 Education.

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 Judiciary.

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.

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.

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.

Was read the first time and referred to the Committee on State and Federal Government.

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.

Was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

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.

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.

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.

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.

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.

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 Judiciary.

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.

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.

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.

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.

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 State and Federal Government.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page, 287 of the Senate Journal, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		

Absent and not voting:

Baeverstad Roen Witteman

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 287 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

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.

Was read the second time.

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, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Jurgensen	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson

Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Those voting in the negative were:

Kadlec	Morgan	Rolfsrud	Solberg
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Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

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, 30, nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Dahlund	Kjos	Ringsak	Thompson
Ecker	Larson	Roen	Tuff
George	Lashkowitz	Rolfsrud	Urdahl
Holand	Lips	Ruemmele	Van Horn
Jurgensen	Longmire	Saumur	Walz
Kadlec	Rait	Sinner	Weber
Kelly	Redlin	Solberg	Witteman
Kisse	Reichert		

Those voting in the negative were:

Beck	Forkner	Mahoney	Robinson
Becker	Hernett	Morgan	Sorlie
Berube	Kautzmann	Mutch	Strinden
Bopp	Luick	Nelson	Torgerson
Chesrown			

Absent and not voting:

Baeverstad Trenbeath

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.

Was read the second time.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Baeverstad Trenbeath

So the bill passed and the title was agreed to.

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 second time.

Senator Reichert moved that Senate Bill No. 184 be amended as follows:

In line 3 of the engrossed bill after the word "thereto" add the following words "and within such county".

Which motion prevailed.

Senator Reichert moved that the rules be suspended and that Senate Bill No. 184 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 184 as amended on pages 288 and 289 of the Senate Journal and from the floor, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman
Kadlec	Mutch	Solberg	

Absent and not voting:

Baeverstad Forkner

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 293 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Absent and not voting:

Baeverstad Nelson

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 294 of the Senate Journal, the roll was called and there were: ayes, 47, nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Absent and not voting:

Baeverstad Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 294 of the Senate Journal, the roll was called and there were: ayes, 49, nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff

Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

A committee from the House was received which committee informed the Senate that the House was ready to receive the Senate in joint session.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
House Bill No. 564

And the President signed the same in the presence of the Senate.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Jurgensen	Mahoney	Sinner
Chesrown	Kautzmann	Mutch	Strinden
Ecker	Kelly	Reichert	Trenbeath
Forkner	Kjos	Ringsak	Urdahl
George	Lips	Ruemmele	Walz
Hernett	Luick		

Those voting in the negative were:

Becker	Larson	Robinson	Thompson
Berube	Lashkowitz	Roen	Torgerson
Bopp	Longmire	Rolfstrud	Tuff
Dahlund	Morgan	Saumur	Van Horn
Holand	Nelson	Solberg	Weber
Kadlec	Rait	Sorlie	Witteman
Kisse	Redlin		

Absent and not voting:

Baeverstad

So the bill was declared lost.

Senate Bill No. 234. A Bill for an Act to amend and reenact section 54-03-21 of the North Dakota Century Code, relating to the prohibition against conflicts of interests of legislators and the penalty for such.

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, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Holand	Morgan	Saumur
Becker	Kautzmann	Mutch	Sinner
Chesrown	Kelly	Nelson	Sorlie

Dahlund	Kisse	Redlin	Strinden
Ecker	Kjos	Ringsak	Torgerson
Forkner	Lips	Robinson	Trenbeath
George	Longmire	Roen	Urdahl
Hernett	Luick	Ruemmele	

Those voting in the negative were:

Berube	Larson	Rolfsrud	Van Horn
Bopp	Lashkowitz	Solberg	Walz
Jurgensen	Rait	Thompson	Weber
Kadlec	Reichert	Tuff	Witteman

Absent and not voting:

Baeverstad Mahoney

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 264. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of alcoholic beverages on election days.

Was read the second time.

Senator Ringsak moved that Senate Bill No. 264 be placed at the foot of the calendar, which motion prevailed.

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 second time.

Senator Nelson moved that Senate Bill No. 55 be amended as follows:

Following line 98 insert the following new section:

“SECTION 8. EXEMPTION.) The provisions of this Act shall not apply to motor vehicles described in and subject to the provisions of subdivision c of subsection 2 of section 39-04-18.”

And renumber the lines accordingly.

Which motion prevailed.

Senator Nelson moved that the rules be suspended and that Senate Bill No. 55 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 55, as amended from the floor, the roll was called and there were: ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Those voting in the negative were:

Mutch

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MOTIONS

Senator Holand moved that Senate Concurrent Resolution "T", Senate Bills Nos. 306 and 323 be moved to head of the calendar, which motion prevailed.

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.

Was read the second time.

Senator Van Horn moved that Senate Concurrent Resolution "T" be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roem	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Absent and not voting:

Baeverstad Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden

Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Roen	Urdahl
George	Lips	Ruemmele	Van Horn
Hernett	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Solberg	Witteman

Those voting in the negative were:

Forkner	Morgan	Robinson
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Absent and not voting:

Baeverstad	Rolfstrud
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So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 309 of the Senate Journal, the roll was called and there were: ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Thompson
Becker	Kelly	Redlin	Torgerson
Chesrown	Kisse	Reichert	Trenbeath
Dahlund	Kjos	Ringsak	Tuff
Ecker	Larson	Roen	Urdahl
George	Lashkowitz	Ruemmele	Van Horn
Hernett	Lips	Saumur	Walz
Jurgensen	Longmire	Sinner	Witteman
Kadlec	Mutch	Strinden	

Those voting in the negative were:

Berube	Holand	Morgan	Solberg
Bopp	Luick	Nelson	Sorlie
Forkner	Mahoney	Robinson	Weber

Absent and not voting:

Baeverstad	Rolfstrud
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 309 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Ruemmele	Walz

Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan	Solberg	

Absent and not voting:
Baeverstad Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 309 of the Senate Journal, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Those voting in the negative were:
Walz

Absent and not voting:
Baeverstad Rolfsrud

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:
Baeverstad Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Dahlund	Lashkowitz	Ringsak	Solberg
Ecker	Lips	Robinson	Sorlie
Hernett	Luick	Roen	Trenbeath
Jurgensen	Mahoney	Rolfsrud	Tuff
Kadlec	Morgan	Ruemmele	Walz
Kautzmann	Mutch	Saumur	Witteman
Kisse	Reichert	Sinner	

Those voting in the negative were:

Beck	George	Longmire	Thompson
Becker	Holand	Nelson	Torgerson
Berube	Kelly	Rait	Urdahl
Bopp	Kjos	Redlin	Van Horn
Chesrown	Larson	Strinden	Weber
Forkner			

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kisse	Reichert	Sorlie
Berube	Kjos	Robinson	Trenbeath
Bopp	Larson	Roen	Tuff
Chesrown	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Jurgensen	Mahoney	Sinner	Weber
Kadlec	Rait	Solberg	Witteman
Kautzmann			

Those voting in the negative were:

Beck	Holand	Mutch	Strinden
Dahlund	Kelly	Redlin	Thompson
Forkner	Morgan	Ringsak	Torgerson
Hernett			

Absent and not voting:

Baeverstad Longmire Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Solberg
Berube	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

Absent and not voting:

Baeverstad	Longmire	Nelson	Trenbeath
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Luick	Rolfsrud	Walz
Hernett	Mahoney	Ruemmele	Weber
Holand	Morgan	Saumur	Witteman
Jurgensen		Sinner	

Absent and not voting:

Baeverstad	Longmire	Trenbeath
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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.

Was read the second time.

Senator Sinner moved that Senate Bill No. 336 be placed at the foot of the calendar, 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.

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, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Morgan	Saumur
Becker	Kelly	Mutch	Solberg
Chesrown	Kisse	Nelson	Sorlie

Dahlund	Kjos	Redlin	Strinden
Ecker	Lashkowitz	Ringsak	Torgerson
Forkner	Lips	Robinson	Trenbeath
George	Luick	Roen	Walz
Hernett	Mahoney	Ruemmele	Weber
Holand			

Those voting in the negative were:

Berube	Larson	Sinner	Urdahl
Bopp	Rait	Thompson	Van Horn
Jurgensen	Reichert	Tuff	Wittman
Kadlec	Rolfstrud		

Absent and not voting:

Baeverstad	Longmire
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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.

Was read the second time.

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, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kadlec	Mutch	Sinner
Berube	Kautzmann	Rait	Solberg
Bopp	Kisse	Redlin	Sorlie
Chesrown	Larson	Reichert	Trenbeath
Dahlund	Lashkowitz	Ringsak	Tuff
Ecker	Lips	Robinson	Urdahl
George	Luick	Roen	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen			Wittman

Those voting in the negative were:

Beck	Kelly	Nelson	Thompson
Forkner	Kjos	Strinden	Torgerson

Absent and not voting:

Baeverstad	Longmire	Rolfstrud
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So the bill passed and the title was agreed to and the emergency clause carried.

MOTIONS

Senator Holand moved that House Bills Nos. 513, 514, 526 and 528 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS AND

A SENATE CONCURRENT RESOLUTION

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Mutch	Sinner
Becker	Kelly	Nelson	Solberg
Chesrown	Kisse	Reichert	Sorlie
Forkner	Kjos	Ringsak	Strinden

George	Lashkowitz	Robinson	Torgerson
Hernett	Lips	Roen	Trenbeath
Holand	Luick	Rolfsrud	Tuff
Jurgensen	Mahoney	Ruemmele	Urdahl
Kadlec	Morgan	Saumur	Witteaman

Those voting in the negative were:

Berube	Ecker	Redlin	Walz
Bopp	Larson	Thompson	Weber
Dahlund	Rait	Van Horn	

Absent and not voting:

Baeverstad	Longmire
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So the bill passed and the title was agreed to.

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 second time.

Senator Holand moved that Senate Concurrent Resolution "S" be amended as follows:

In line 17, delete the words "of the"

Delete lines 18 through 24.

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "S" be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senator Ringsak moved that Senate Concurrent Resolution "S" be adopted, which motion prevailed.

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 second time.

Senator Morgan moved that Senate Bill No. 98 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteaman

Absent and not voting:

Baeverstad	Longmire
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So the bill passed and the title was agreed to.

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 second time.

Senator Trenbeath moved that Senate Concurrent Resolution "N" be adopted, which motion prevailed.

Senate Concurrent Resolution "BB". A concurrent resolution relating to public printing.

Was read the second time.

Senator Ringsak moved that Senate Concurrent Resolution "BB" be adopted, which motion prevailed.

MOTIONS

Senator Ringsak moved that Senate Concurrent Resolution "P" and Senate Bill No. 38 be placed at the foot of the calendar, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 264 be placed at the head of the calendar, which motion prevailed.

Senator Ringsak requested the unanimous consent of the Senate to withdraw Senate Bill No. 264, which request was granted.

Senator Holand moved that House Bills Nos. 517, 519 and 860 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 321 of the Senate Journal, the roll was called and there were: ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Jurgensen	Mahoney	Thompson
Becker	Kautzmann	Rait	Trenbeath
Berube	Kelly	Ringsak	Tuff
Bopp	Kisse	Roen	Urdahl
Chesrown	Larson	Saumur	Van Horn
Ecker	Lashkowitz	Sinner	Walz
George	Lips	Solberg	Weber
Hernett	Luick	Sorlie	Witteman
Holand			

Those voting in the negative were:

Dahlund	Mutch	Reichert	Ruemmele
Forkner	Nelson	Robinson	Strinden
Kjos	Redlin	Rolfsrud	Torgerson
Morgan			

Absent and not voting:

Baeverstad	Kadlec	Longmire
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So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

Senator Luick moved that Senate Bill No. 93 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 322 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Solberg
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Mahoney	Ruemmele	Walz
Hernett	Morgan	Saumur	Weber
Holand	Mutch	Sinner	Witteman
Jurgensen			

Those voting in the negative were:

Luick Sorlie

Absent and not voting:

Baeverstad Longmire

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 322 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 323 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 285 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 324 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn

Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:
Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 328 and 329 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Jurgensen	Mutch	Sorlie
Becker	Kadlec	Rait	Thompson
Berube	Kautzmann	Reichert	Torgerson
Bopp	Kisse	Ringsak	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Sinner	Witteman
Holand	Morgan	Solberg	

Those voting in the negative were:

Kelly	Nelson	Redlin	Strinden
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Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 329 and 330 of the Senate Journal, the roll was called and there were: ayes, 16; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

Chesrown	Kautzmann	Rait	Tuff
Ecker	Larson	Reichert	Urdahl
Holand	Lashkowitz	Saumur	Van Horn
Jurgensen	Lips	Sinner	Witteman

Those voting in the negative were:

Beck	Kadlec	Mutch	Sorlie
Becker	Kelly	Nelson	Strinden
Berube	Kisse	Ringsak	Thompson
Bopp	Kjos	Robinson	Torgerson
Dahlund	Luick	Roen	Trenbeath
George	Mahoney	Rolfsrud	Walz
Hernett	Morgan	Solberg	Weber

Absent and not voting:

Baeverstad	Longmire	Redlin	Ruemmele
Forkner			

So the bill was declared lost.

Senator Ringsak changed his vote from aye to nay for the purpose of reconsideration.

MOTION

Senator Sinner moved that Senate Bill No. 336 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Baeverstad	Longmire	Redlin
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So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that Senate Bills Nos. 28 and 157 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Reichert	Torgerson

Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

Those voting in the negative were:

Strinden

Absent and not voting:

Baeverstad Longmire Redlin

So the bill passed and the title was agreed to.

Senate Bill No. 166. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-45 and 26-22-54 of the North Dakota Century Code, relating to hail insurance, rate of indemnity, creating groups and classifications for levying hail indemnity taxes, and providing for changes in classifications, inspection and adjustment of claims, and declaring an emergency.

Was read the second time.

Senator Walz moved that Senate Bill No. 166 be laid over one legislative day, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 37; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kelly	Nelson	Solberg
Becker	Kisse	Rait	Sorlie
Chesrown	Kjos	Redlin	Strinden
Dahlund	Larson	Ringsak	Torgerson
Ecker	Lips	Robinson	Trenbeath

Forkner	Luick	Roen	Tuff
George	Mahoney	Rolfstrud	Walz
Hernett	Morgan	Ruemmele	Weber
Holand	Mutch	Saumur	Witte man

Kautzmann

Those voting in the negative were:

Berube	Kadlec	Sinner	Urdahl
Bopp	Lashkowitz	Thompson	Van Horn
Jurgensen	Reichert		

Absent and not voting:

Baeverstad Longmire

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witte man

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witte man

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

So the bill passed and the title was agreed to.

Senate Bill No. 290. A Bill for an Act to amend and reenact section 57-39-08 of the 1963 Supplement to the North Dakota Century Code, relating to the preservation of all records of sales and purchases subject to sales tax, including sales for resale, and requiring that the records be made available in this state upon order by the state tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 9; nays, 37; absent and not voting, 3.

Those voting in the affirmative were:

Bopp	Larson	Tuff	Weber
Chesrown	Thompson	Van Horn	Witteinan
Kadlec			

Those voting in the negative were:

Beck	Kautzmann	Mutch	Ruemmele
Becker	Kelly	Nelson	Saumur
Berube	Kisse	Rait	Sinner
Dahlund	Kjos	Redlin	Solberg
Ecker	Lashkowitz	Reichert	Sorlie
Forkner	Lips	Ringsak	Strinden
George	Luick	Robinson	Torgerson
Hernett	Mahoney	Roen	Trenbeath
Holand	Morgan	Rolfsrud	Walz
Jurgensen			

Absent and not voting:

Baeverstad	Longmire	Urdahl
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So the bill was declared lost.

Senator Forkner moved that the vote by which Senate Bill No. 290 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 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 second time.

Senator Holand moved that Senate Bill No. 314 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteinan

Absent and not voting:

Baeverstad	Longmire	Rait
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Solberg
Becker	Kautzmann	Rait	Sorlie
Berube	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

Those voting in the negative were:

Mutch Torgerson

Absent and not voting:

Baeverstad Longmire

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that Senate Bill No. 342 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Longmire

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess until 11:00 a.m., February 13, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

Bismarck, February 13, 1965

The Senate convened at 11:00 a.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 3
Senate Bill No. 151
Senate Bill No. 228
Senate Bill No. 271
Senate Bill No. 272
Senate Bill No. 297
Senate Concurrent Resolution "O"
Senate Concurrent Resolution "X"

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 42, 135, 168, 179, 194, 200, 257, 298, 299, 318, 332, 347, 348, and Senate Concurrent Resolution "R" be dispensed with, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 42 as recommended by the Committee on Finance and Taxation and printed on pages 371 and 372 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 135 as recommended by the Committee on Agriculture and printed on pages 372 and 373 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 168 as recommended by the Committee on Natural Resources and printed on page 373 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 179 as recommended by the Committee on Political Subdivisions and printed on page 374 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 194 as recommended by the Committee on Political Subdivisions and

printed on page 374 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 200 as recommended by the Committee on Political Subdivisions and printed on pages 374 and 375 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernet moved that consideration of the amendments to Senate Bill No. 257 be laid over one legislative day, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 298 as recommended by the Committee on Education and printed on page 376 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to Senate Bill No. 299 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 376 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 318 as recommended by the Committee on Political Subdivisions and printed on pages 376 and 377 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 332 as recommended by the Committee on Agriculture and printed on pages 378 and 379 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 347 as recommended by the Committee on Agriculture and printed on page 380 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 348 as recommended by the Committee on Finance and Taxation and printed on pages 379 and 380 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Concurrent Resolution "R" as recommended by the Committee on Agriculture and printed on page 381 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1
Senate Bill No. 43
Senate Bill No. 161
Senate Bill No. 313

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 72 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 151 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 58 through 69

And when so amended recommends that the same pass without recommendation.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 171 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 188 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 198 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the bill after the word "by" delete the rest of the sentence and insert in lieu thereof the following; "more than fifteen percent the last assessment on any lot or tract of real estate on which no taxable improvements had been made since the last assessment of it, written notice of the amount of increase over the last assessment and the amount of the last assessment shall be given by him to the property owner at his last known address."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 221 has had the same under consideration and recommends that the same be amended as follows:

In line 5 after the word "actually" delete the word "resided" and insert in lieu thereof the word "lived" and after the word "state" insert the words "or maintained his home therein"

In line 11 after the word "actually" delete the word "resided" and insert in lieu thereof the word "lived" and after the word "state" insert the words "or maintained his home therein"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 226 has had the same under consideration and recommends that the same be returned to the Senate without recommendation.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 254 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 260 has had the same under consideration and a majority recommends that the same be amended as follows:

In line 140 after the word "of" delete the words "one hundred" and insert in lieu thereof the word "fifty"

In line 156 after the second word "of" delete the words "one hundred" and insert in lieu thereof the word "fifty"

At the end of the bill add the following new section:

"SECTION 22. LICENSE TO NON-RESIDENTS — RECIPRO-CITY.) To the extent that other states which provide for the licens- ing of water well contractors provide for similar action, the state board of water well contractors may grant licenses to water well contractors licensed by other states."

Renumber the lines and sections accordingly.

For the majority:

Senator Hernet
Senator Forkner
Senator Mahoney
Senator Sinner
Senator Witteman

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 260 has had the same under consideration and a minority recommends that the same be in- definitely postponed.

For the minority:

Senator Strinden
Senator George
Senator Mutch
Senator Ecker

SENATOR HERNETT, Chairman

Senator Morgan moved that the report of the minority be substituted for that of the majority, which motion was lost.

The question being on the motion of Senator Hernettt that the report of the majority be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 309 has had the same under consideration and a majority recommends that the same do pass.

For the majority:

Senator Hernettt
 Senator George
 Senator Forkner
 Senator Strinden
 Senator Mutch

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 309 has had the same under consideration and a minority recommends that the same be indefinitely postponed.

For the minority:

Senator Sinner
 Senator Mahoney
 Senator Ecker
 Senator Witteman

SENATOR HERNETT, Chairman

Senator Mahoney moved that the report of the minority be substituted for that of the majority, which motion prevailed.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 251
 Senate Bill No. 287

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 317 has had the same under consideration and recommends that the same be returned to the Senate without recommendation.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: 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 delete the words "about to stop" and insert in lieu thereof the words "within one-hundred yards of stopping"

In line 35 delete the words "about to stop" and insert in lieu thereof the words "is within one-hundred yards of stopping"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 163 has had the same under consideration and recommends that the same be amended as follows:

Line 15 after "by" insert "the governing body of" and after the word "township" insert (((

Line 16 after "together" insert))) and delete the word "fifty" and insert "twenty"

Line 181 delete the word "mills" and insert "one mill"

Line 202 delete the word "mills" and insert "one mill"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: 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 the third line of the title after the word "plates" and before the period, insert the words "and providing an effective date"

Following line 45 insert the following new section:

"SECTION 2. LEGISLATIVE INTENT — EFFECTIVE DATE.)

The legislative assembly of the state of North Dakota hereby declares and finds that it is, and has been, its purpose in preparing and adopting the provisions of this Act to provide for suitable number plates which will aid in specifically identifying a vehicle belonging to a North Dakota resident and to improve the appearance of such number plates, and to such end hereby clothes the motor vehicle registrar with the necessary authority to enable him to provide for the placing upon number plates of an emblem symbolic of the historical background and heritage of North Dakota along with a two-letter designation in such a manner so as to identify the county of residence of the registrant and a three-digit identification consisting of either numbers or letters or a combination thereof. The provisions of this Act in regard to the preparation of such number plates shall apply to those plates prepared for issuance in the year 1970."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 307 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "Q" has had the same under consideration and recommends that the same be amended as follows:

In line 11 delete the period and insert in lieu thereof a semicolon and the word "and"

After line 11 insert the following language:

"WHEREAS, the state highway department and certain traffic safety organizations, such as the Automotive Safety Foundation and the Insurance Institute for Highway Safety, are available to provide information and assistance in studying the prevention of accidents and problems of highway safety;"

In line 15 after the word "committee" insert the words ", with the cooperation of the state highway department,"

In line 16 after the word "Dakota" insert the words "and solicit the assistance of the Automotive Safety Foundation and the Insurance Institute for Highway Safety during such study"; and after the word "and" insert the words "such committee shall"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Concurrent Resolution "DD" has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 739 had had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 116 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "sections" delete the figures "21-10-01," and after the figures "21-10-02" delete the comma and insert in lieu thereof the word "and"; after the figures "21-10-03" delete the comma

In line 2 delete the following "and 21-10-04"

In line 3 after the word "to" delete the following "the membership, personnel, facilities, and"

In line 4 delete the words "compensation of"

Delete all of lines 1 through 24 of the bill.

In line 41 after the word "The" delete the word "board" and insert in lieu thereof the words "bank of North Dakota" and after the comma delete the remainder of the line.

In line 42 delete the words "determined by the board,"

In line 44 after the second word "The" delete the word "board" and insert in lieu thereof the word "bank"

In line 47 after the word "removal" delete the words "by the board"

Following line 60 insert the following:

"The bank of North Dakota, the board and the investment director shall together establish a schedule of service charges to be imposed for investment services rendered to the several funds under the jurisdiction of the board. Such service charges shall be deemed imposed on and in connection with every investment transaction pursuant to this act and regularly billed to and remitted for by the fund served as a proper item of investment expense."

Delete all of lines 61 through 74.

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 339. A Bill for an Act to create and enact section 16-08-06.1, and to amend and reenact sections 16-04-04, 16-04-16, 16-08-04, 16-08-07, and 16-17-09 of the North Dakota Century Code, relating to offices elected on a no-party ballot, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to legislative candidates on primary ballots.

Was read the second time.

Senator Hernettt moved that Senate Bill No. 339 be placed at the foot of the calendar, which motion prevailed.

MOTION

Senator Lashkowitz moved that the Senate reconsider the action by which Senate Bill No. 350 was lost, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mahoney	Ruemmele
Beck	Kelly	Nelson	Saumur
Chesrown	Kisse	Redlin	Sinner
Ecker	Kjos	Reichert	Sorlie
Forkner	Lashkowitz	Ringsak	Trenbeath
George	Lips	Roen	Urdahl
Hernettt	Luick	Rolfsrud	Walz
Jurgensen			

Those voting in the negative were:

Becker	Kadlec	Robinson	Tuff
Berube	Larson	Solberg	Van Horn
Bopp	Morgan	Thompson	Weber
Dahlund	Rait	Torgerson	Witteman
Holand			

Absent and not voting:

Longmire	Mutch	Strinden
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Berube	Kadlec	Rait	Thompson
Bopp	Kautzmann	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
George	Lips	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Those voting in the negative were:

Beck	Kelly	Redlin	Sorlie
Becker	Kisse	Robinson	Trenbeath
Forkner	Nelson		

Absent and not voting:

Longmire	Mutch	Strinden
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So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that Senate Concurrent Resolution "P" and Senate Bills Nos. 38, 93, 28, 157, 314 and 3 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

Senator Roen moved that Senate Bill No. 228 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 352 of the Senate Journal, the roll was called and there were: ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Reichert	Tuff
Beck	Kelly	Roen	Urdahl
Becker	Kisse	Ruemmele	Van Horn
Berube	Lashkowitz	Sinner	Walz

Dahlund	Lips	Thompson	Weber
Hernett	Mahoney	Torgerson	Witteman
Jurgensen	Rait	Trenbeath	

Those voting in the negative were:

Bopp	Holand	Morgan	Rolfsrud
Chesrown	Kautzmann	Nelson	Saumur
Ecker	Kjos	Redlin	Solberg
Forkner	Larson	Ringsak	Sorlie
George	Luick	Robinson	

Absent and not voting:

Longmire	Mutch	Strinden
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So the bill passed and the title was agreed to.

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 87 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 "community" and after the word "health" insert the words "and retardation"

Delete lines 1 through 16 inclusive and insert the following in lieu thereof:

"SECTION 1. ESTABLISHMENT OF MENTAL HEALTH AND RETARDATION SERVICE UNITS.) Upon petition of eight percent of the voters of any city as determined by the number voting for the office of governor in such city at the most recent general election at which a governor was elected, the governing body of any city having a population of five thousand or more according to the last federal census may, with the approval of the board of county commissioners of the county within which such city is located, establish and maintain a mental health and retardation service unit.

Upon petition of eight percent of the voters of any county as determined by the number voting for the office of governor in such county at the most recent general election at which a governor was elected, the board of county commissioners of any county containing a city having a population of five thousand or more according to the most recent federal census may establish and maintain a mental health and retardation service unit.

Any county or city establishing a mental health and retardation service unit may in accordance with section 54-40-08 make agreements with the governing bodies of other political subdivisions for the joint operation or participation in the operation of such service unit or contracts as provided in this Act.

Such service unit may be established by the county or city and operated by the political subdivisions involved, or in the discretion of their respective governing bodies such service unit may be operated by contract with a non-profit corporation which shall agree to furnish such services in the field of mental health and retardation in accordance with such contract in a manner consistent with

state law and rules of the division of mental health of the state health department."

In line 18 delete the word "community" and after the word "health" insert the words "and retardation"

In line 26 delete the word "villages" and the following comma

In line 27 delete the words "health districts" and insert the words "or other political subdivisions" in lieu thereof

In line 30 delete the word "community" and after the word "health" insert the words "and retardation"

In line 33 after the word "health" insert the words "and retardation"

In line 41 delete the word "community"

In line 42 after the word "health" insert the words "and retardation"

In line 49 delete the word "community" and after the word "health" insert the words "and retardation"

In line 52 delete the word "community" and after the word "health" insert the words "and retardation"

In line 60 delete the word "community" and after the word "health" insert the words "and retardation"

In line 63 delete the word "community" and after the word "health" insert the words "and retardation"

In line 70 after the word "subdivisions" and before the comma insert the words "or subdivisions"

In line 72 delete the words "may secure" and insert the following words in lieu thereof: "for the purpose of operating, maintaining, or participating in the operation and maintenance of mental health and retardation service units or providing such services by contract in accordance with this Act, may by resolution of the governing body thereof submit the question of the authorization of a tax upon all taxable property in the political subdivision of not to exceed three-quarters of one mill to the electorate of the political subdivision at any special or regular election. If such levy shall be approved by the majority of the electors voting thereon a tax not in excess of that authorized may be levied by the governing body of the political subdivisions for the purpose of providing services as authorized in this Act. Such levy, when authorized, shall be over and above any mill levy limitation provided by law, provided, however, there shall not be more than one election per year on the mill levy."

Delete lines 73 through 78 inclusive

In line 80 delete the word "community" and after the word "health" insert the words "and retardation"

In line 87 delete the word "twenty-one" and insert the word "thirteen" in lieu thereof

In line 93 delete the word "by" and insert the word "for" in lieu thereof.

In line 99 delete the word "community" and after the word "health" insert the words "and retardation"

In line 105 delete the word "community" and after the word "health" insert the words "and retardation"

In line 124 delete the word "community" and after the word "health" insert the words "and retardation"

In line 129 delete the word "community"

In line 130 after the word "health" insert the words "and retardation"

In line 136 delete the word "community"

In line 137 after the word "health" insert the words "and retardation"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTIETH DAY

Bismarck, February 13, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Henry Hottmann, McCabe Methodist, Bismarck.

Eternal God, we are grateful for this sacred moment of prayer. We bow in gratitude for Thy presence, for Thy guidance, for Thy blessing. We are grateful for living under a government of law and men. Thou hast blessed us even more than we have deserved.

Deep in our hearts, O God, remind us of things we should never forget. Remind us that we have been unfaithful in those things which Thou has entrusted unto mankind. We should have responded long ago to the young King of Galilee and followed Him in making out of this present world a Kingdom and brotherhood. We know that each of us has had many opportunities to rise above injustice, falsehood, hatred and death, and bring into being a new world in which righteousness and goodness were exalted. Yet, our Father, we refuse, we delay, we falter. We thank Thee for Thy patience with us; for the chance Thou dost give us to be more faithful and to answer Thy love with our lives.

Remind us also, our Father in heaven, of our great heritage, bought with the sacrifices of our forefathers — for the memory and the life of Abraham Lincoln, for his immortal contribution to our country and to all humanity. May something of his stalwart integrity, his warm love for all kinds of people, his sense of humility and humor, be found in each of us this day.

God, direct us all to do what is right for Jesus' sake. We ask through Thy Holy Spirit who can think within us.

Roll call: All Senators present except Senators Longmire, Mutch and Strinden.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-eighth day after recess and thirty-ninth day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse 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 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

Senator Holand moved that the Senate recess until 12:30 p.m., February 15, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FORTIETH DAY AFTER RECESS AND FORTY-SECOND DAY

Bismarck, February 15, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and resolution:

Senate Bill No. 55

Senate Concurrent Resolution "S"

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 184

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

Senate Bill No. 42

Senate Bill No. 135

Senate Bill No. 168

Senate Bill No. 179

Senate Bill No. 194

Senate Bill No. 200

Senate Bill No. 298

Senate Bill No. 299

Senate Bill No. 318

Senate Bill No. 347

Senate Bill No. 348

Senate Bill No. 332

Senate Concurrent Resolution "R"

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Resolution No. 2

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Holand moved that the Senate do now resolve itself into a Committee of the whole for the purpose of discussing a proposed bill relating to bonding for higher education buildings, which motion prevailed.

The President appointed Senator Holand to act as chairman of the Committee of the whole, and the Senate sat as a committee of the whole with Senator Holand presiding.

Senator Robinson moved that the Committee of the whole do not rise, which motion prevailed.

The Senate reconvened, with the President presiding.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 257, 151, 198, 221, 260, 341, 163, 293, Senate Concurrent Resolution "Q", Senate Bills Nos. 116 and 87, be dispensed with, which motion prevailed.

Senator Hernet moved that the amendments to Senate Bill No. 257 as recommended by the Committee on Industry, Business and Labor and printed on page 375 of the Senate Journal be adopted, which motion prevailed.

Senator Hernet moved that Senate Bill No. 257 be further amended as follows:

In line 54 delete the following: "designated by the practitioner who" and insert in lieu thereof the word "which"

In line 244 after the word "work" delete the comma and the remainder of the line.

Delete all of lines 245 and 246.

In line 247 delete the following: "is being made, which is"

In line 254 after the word "work" delete the comma and the remainder of the line.

Delete all of lines 255 and 256.

In line 257 delete the words "which is"

In line 267 after the word "work" delete the comma and the remainder of the line.

Delete all of lines 268 and 269.

In line 270 delete the following: "is being made, all of"

In line 277 after the word "experience" delete the remainder of the line.

Delete all of line 278.

In line 287 after the parenthesis insert the following: "Except in the case of a person who has filed an application prior to January 1, 1965, and subsequent applications by such person" and delete the word "An" and insert in lieu thereof "an"

In line 279 delete the words "is being made all of"

In line 458 after the second word "or" insert the words "association or"

In line 476 after the word "engineering" insert the words "as herein defined"

In line 510 following the figures "1965" delete the comma and insert in lieu thereof a period and delete the remainder of the line.

Delete all of lines 511 and 512 and insert in lieu thereof the following subsection:

- "4. The practice of any other legally recognized profession or trade, nor shall it be construed to permit registered professional engineers to perform duties requiring the services of a licensed architect, as provided by the laws of the state of North Dakota licensing and regulating architects and architecture."

Renumber the lines and subsections accordingly.

Which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 151 as recommended by the Committee on Appropriations and printed on page 411 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the title to Senate Bill No. 151 be amended as follows:

In line 3 of the title after the word "districts" delete the comma, insert a period and delete the balance of the title.

Which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 198 as recommended by the Committee on Finance and Taxation and printed on page 411 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 221 as recommended by the Committee on Natural Resources and printed on pages 411 and 412 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 260 as recommended by the Committee on Industry, Business and Labor and printed on page 412 of the Senate Journal, be adopted, which motion prevailed.

Senator Reichert moved that Senate Bill No. 260 be further amended:

On line 2 delete the words "or altering existing".

On line 16 delete the word "and" following the word "method" and insert in lieu thereof "but shall not mean".

On line 140 delete the word "fifty" and insert in lieu thereof the word "twenty-five".

On line 156 delete the word "fifty" and insert in lieu thereof the word "twenty-five".

Which motion prevailed.

Senator Thompson moved that the amendments to Senate Bill No. 341 as recommended by the Committee on Transportation and printed on pages 413 and 414 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to Senate Bill No. 163 as recommended by the Committee on Social Welfare and Veterans Affairs, and printed on page 414 of the Senate Journal, be adopted, which motion prevailed.

Senator Weber moved that the amendments to Senate Bill No. 293 as recommended by the Committee on Transportation and printed on page 414 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Concurrent Resolution "Q" as recommended by the Committee on Transportation and printed on page 415 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 116 as recommended by the Committee on Industry, Business and Labor and printed on pages 415 and 416 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to Senate Bill No. 87 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on pages 418, 419 and 420 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Kisse moved that Senate Bill No. 87 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Ringsak moved that the Senate reconsider the action by which Senate Bill No. 270 was lost, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

Senator Ringsak moved that Senate Bill No. 270 be amended as follows:

In line 56 delete the triple parentheses

In line 75 delete the triple parentheses around the word two and delete the word "three"

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 270 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 270, as amended, from the floor, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Morgan	Strinden
Becker	Kadlec	Rait	Torgerson
Berube	Kautzmann	Reichert	Trenbeath
Bopp	Kelly	Ringsak	Tuff
Chesrown	Kjos	Robinson	Urdahl
Dahlund	Larson	Ruemmele	Van Horn
Ecker	Lashkowitz	Saumur	Walz
Forkner	Lips	Sinner	Weber
George	Longmire	Solberg	Witteman
Hernett	Luick		

Absent and not voting:

Kisse	Nelson	Roen	Thompson
Mutch	Redlin	Rolfstrud	

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 277 has had the same

under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 316 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Hernet
Senator Strinden
Senator Forkner
Senator George
Senator Mutch

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 316 has had the same under consideration and a minority recommends that the same be amended as follows:

In line 8 of the title after the word "to" delete the words "place duty of"

In line 9 delete the words "enforcement in Labor Commissioner,"

In line 11 delete the words "subsection 1 of" and after the word "Section" delete the following: "34-13-01, Section 34-13-02,"

In line 12 delete the following: "34-13-03, 34-13-04, 34-13-05, 34-13-07,"

Delete all of lines 13, 14, 15 and 16.

In line 17 delete the figures "34-13"

In line 18 after the word "agencies" delete the words "from the"

In line 19 delete the following: "Attorney General to the Labor Commissioner"

Delete all of lines 4 and 5 of the bill.

In line 18 after the word "the" delete the word "commissioner" and insert in lieu thereof the words "attorney general"

Delete all of line 19.

In line 27 after the word "the" delete the words "commissioner of labor" and insert in lieu thereof the words "attorney general"

In line 31 after the word "the" delete the words "commissioner of" and insert in lieu thereof the words "attorney general"

In line 32 delete the word "labor"

In line 44 after the word "the" delete the words "commissioner of labor" and insert in lieu thereof the words "attorney general"

In line 53 after the first word "The" delete the words "commissioner of labor" and insert in lieu thereof the words "attorney general"

In line 68 after the first period delete the words "COMMISSIONER OF LABOR" and insert in lieu thereof the words "ATTORNEY GENERAL"

In line 69 after the first word "of" delete the words "commissioner of labor" and insert in lieu thereof the words "attorney general"

In line 80 after the word "the" delete the words "commissioner of labor" and insert in lieu thereof the words "attorney general"

Delete all of lines 96 through 219.

Delete all of lines 233 through 390.

Renumber the lines and sections accordingly.

For the minority:

Senator Mahoney
Senator Sinner
Senator Wittman
Senator Ecker

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Sinner moved that the report of the minority be substituted for that of the majority, which motion was declared lost.

A division was requested, which request was granted and the motion was again declared lost.

The question being on the motion of Senator Hernettt that the report of the majority be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 326 has had the same under consideration and a majority recommends that the same be amended as follows:

In line 6 of the bill after the letter "a" insert the words "full or part time"

In line 87 following the word "made" insert the words "in the year 1965 and subsequent years"

At the end of line 128 following the semicolon insert the words "provided, however, that if the county supervisor or city assessor increases by more than fifteen percent the last assessment on any lot or tract of real estate on which no taxable improvements had been made since the last assessment of it, written notice of the amount of increase over the last assessment and the amount of the last assessment shall be given by him to the property owner at his last known address. The tax commissioner shall prescribe suitable forms for this notice and such notice shall be mailed at county expense."

In line 253 following the word "taxpayer" insert the words "and to the local board of equalization"

In line 517 delete the word "duplicate" and insert in lieu thereof the word "triplicate"

In line 549 delete the words "A copy" and insert in lieu thereof the word "Copies"

In line 551 following the word "taxpayer" insert the words "and to the local board of equalization at least ten days prior to the meeting of such board"

And renumber the lines accordingly.

For the majority:

Senator Becker, Chairman
Senator Hernettt
Senator Torgerson
Senator Kadlec
Senator Mahoney
Senator Weber
Senator Kisse

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 326 has had the same under consideration and a minority recommends that the same be indefinitely postponed.

For the minority:

Senator George
Senator Chesrown

Senator Nelson
 Senator Witteman
 Senator Solberg

SENATOR BECKER, Chairman

Senator Chesrown moved that the report of the minority be substituted for that of the majority, which motion was declared lost.

A division was requested, which request was granted, and the motion was again declared lost.

The question being on the motion of Senator Becker that the report of the majority be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

Delete the title of the bill and lines 1 through 107 inclusive and insert in lieu thereof the following:

"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.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. CAPITOL GROUNDS PLANNING COMMISSION.)

There is hereby created a planning commission to be known as "The Capitol Grounds Planning Commission" consisting of the governor as chairman and six other members selected in a manner as herein provided. The president of the senate shall appoint three senators, and the speaker of the house of representatives shall appoint three representatives, as members, who, together with the governor, shall constitute the capitol grounds planning commission. The planning commission shall function during the calendar years 1965 and 1966 for the purpose of conferring with a qualified consultant retained by it to select a site for the construction of a highway building on the capitol grounds and otherwise developing long-term plans for the development of the capitol grounds. The planning commission shall have the power and duty of making a selection for the site of the highway building on the capitol grounds as soon as practicable after conferring with the qualified consultant, and the selection of the site by the planning commission is hereby confirmed by the Thirty-ninth Legislative Assembly. The construction of the highway building may commence after the selection of the building site and as soon as adequate funds are available for such purpose in the state highway fund as provided in section 3 of this Act. Legislative members of the planning commission shall be entitled to per diem payments and expenses in such amount and in the same manner as provided by law for members of the legislative research committee.

SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the capitol building fund, not otherwise appropriated, the sum of \$10,000.00 or so much thereof as may be necessary, to the capitol grounds planning commission for the purpose of obtaining the services of a qualified consultant in order to select a site for a state highway building on the capitol grounds and to defray the expenses of the capitol grounds planning commission for the biennium beginning July 1, 1965, and ending June 30, 1967.

SECTION 3. APPROPRIATION.) There is hereby appropriated out of any moneys in the state highway fund, not otherwise appropriated, the sum of \$2,500,000.00 or so much thereof as may be necessary, for the purpose of constructing a state highway department building, for the biennium beginning July 1, 1965, and ending

June 30, 1967, provided, however, that such funds shall not be made available until the governor has determined that such funds are available and has certified such determination to the director of the department of accounts and purchases."

Renumber lines accordingly.

And when so amended recommend the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "M" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

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.

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.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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.

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.

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.

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.

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.

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.

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 Agriculture.

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.

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.

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.

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 Political Subdivisions.

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.

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.

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 Judiciary.

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 Judiciary.

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.

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.

The President announced that the Senate would be at ease subject to the call of the chair.

The Senate reconvened, the President presiding.

SECOND READING OF A SENATE BILL

Senate Bill No. 166. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-45 and 26-22-54 of the North Dakota Century Code, relating to hail insurance, rate of indemnity, creating groups and classifications for levying hail indemnity taxes, and providing for changes in classifications, inspection and adjustment of claims, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 12; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kisse	Robinson	Strinden
Forkner	Luick	Ruemmele	Torgerson
Holand	Nelson	Sorlie	Trenbeath

Those voting in the negative were:

Beck	Jurgensen	Mahoney	Solberg
Becker	Kadlec	Morgan	Thompson
Berube	Kautzmann	Mutch	Tuff
Bopp	Kelly	Rait	Urdahl
Chesrown	Kjos	Reichert	Van Horn
Dahlund	Larson	Ringsak	Walz
Ecker	Lashkowitz	Roen	Weber
George	Lips	Saumur	Witteman
Hernett	Longmire	Sinner	

Absent and not voting:

Redlin Rolfsrud

So the bill was declared lost.

Senator Morgan changed his vote from aye to nay for the purpose of reconsideration.

**SECOND READING OF A SENATE CONCURRENT
RESOLUTION**

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 second time.

ROLL CALL

The question being on the final passage of the resolution, as amended on page 353 of the Senate Journal, the roll was called and there were: ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kadlec	Mahoney	Sorlie
Berube	Kautzmann	Morgan	Thompson
Bopp	Kelly	Rait	Trenbeath
Chesrown	Kisse	Reichert	Tuff
Ecker	Larson	Robinson	Urdahl
George	Lashkowitz	Roen	Van Horn
Hernett	Lips	Saumur	Walz
Holand	Longmire	Sinner	Weber
Jurgensen	Luick	Solberg	Witteman

Those voting in the negative were:

Baeverstad	Forkner	Nelson	Strinden
Beck	Kjos	Ringsak	Torgerson
Dahlund	Mutch	Ruemmele	

Absent and not voting:

Redlin Rolfsrud

So the resolution was declared adopted.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 355 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Absent and not voting:

Redlin Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 356 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Absent and not voting:

Redlin Rolfsrud

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

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 second time.

Senator Mutch requested a recorded vote, which request was granted.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Hernett	Morgan	Solberg
Beck	Holand	Mutch	Sorlie
Becker	Kadlec	Nelson	Strinden
Bopp	Kelly	Ringsak	Torgerson
Chesrown	Kisse	Robinson	Trenbeath
Dahlund	Kjos	Roen	Walz
Ecker	Longmire	Ruemmele	Weber
Forkner	Luick	Saumur	Witteman
George			

Those voting in the negative were:

Berube	Lashkowitz	Reichert	Tuff
Jurgensen	Lips	Sinner	Urdahl
Kautzmann	Mahoney	Thompson	Van Horn
Larson	Rait		

Absent and not voting:

Redlin Rolfsrud

So the resolution was declared adopted.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 360 of the Senate Journal, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney		

Those voting in the negative were:

Torgerson

Absent and not voting:

Redlin Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 361 of the Senate Journal, the roll was called and there were: ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan	Saumur
Beck	Kautzmann	Mutch	Solberg
Becker	Kelly	Nelson	Sorlie
Chesrown	Kisse	Reichert	Strinden
Dahlund	Kjos	Ringsak	Thompson
Forkner	Lips	Robinson	Torgerson
George	Longmire	Roen	Trenbeath
Hernett	Luick	Ruemmele	

Those voting in the negative were:

Berube	Kadlec	Rait	Van Horn
Bopp	Larson	Sinner	Walz
Ecker	Lashkowitz	Tuff	Weber
Jurgensen	Mahoney	Urdahl	Witteman

Absent and not voting:

Redlin Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 362 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan	Sorlie
Beck	Jurgensen	Mutch	Thompson
Becker	Kadlec	Nelson	Torgerson
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kisse	Reichert	Tuff
Chesrown	Kjos	Ringsak	Urdahl
Dahlund	Lashkowitz	Robinson	Van Horn
Ecker	Lips	Ruemmele	Walz
Forkner	Longmire	Saumur	Weber
George	Luick	Sinner	Witteman
Hernett	Mahoney	Solberg	

Those voting in the negative were:

Kelly	Larson	Roen	Strinden
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Absent and not voting:

Redlin	Rolfsrud
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 87

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 8 delete the figure "\$3,172,769.00" and insert in lieu thereof the figure "\$3,298,769.00"

In line 12 delete the figure "\$3,721,068.00" and insert in lieu thereof the figure "\$3,847,068.00"

In line 14 delete the figure "\$855,273.00" and insert in lieu thereof the figure "\$981,273.00"

In line 16 delete the figure "\$2,898,600.00" and insert in lieu thereof the figure "\$3,338,600.00"

In line 20 delete the figure "\$4,026,600.00" and insert in lieu thereof the figure "\$4,466,600.00"

Add line 21A to read as follows: "Sub-total" at a figure of "\$2,508,355.00"

Add line 21B to read as follows: "Cereal Technology Building" for a figure of "\$300,000.00"

In line 22 delete the figure "\$2,068,355.00" and insert in lieu thereof the figure "\$2,808,355.00"

Add a line 77A to read "Sub-total" for the figure "\$97,635.00"

Add a line 77B to read "Service Building" for the figure of "\$12,000.00"

Add a line 77C to read "Well and sprinkling system" for the figure of "\$7,500.00"

In line 78 delete the figure "97,635.00" and insert in lieu thereof the figure "\$117,135.00".

In line 79 delete the figure "\$3,478,665.00" and insert in lieu thereof the figure "\$4,364,165.00"

Immediately following line 104 insert a new section as follows:

"Section 4. TRANSFER OF FUNDS BETWEEN LINE ITEMS.) The board of higher 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 experiment station and extension division"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In the second line of the title following the word "animals" and before the period, insert the following: ", and to amend and reenact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses"

Following line 14 insert the following new section:

"SECTION 5. AMENDMENT.) Section 20-03-21 of the 1963 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

20-03-21. ISSUANCE OF LICENSES — WHO TO ISSUE — COUNTY AUDITOR MAY APPOINT AGENTS WHO SHALL RECEIVE COMPENSATION — DISPOSITION OF PROCEEDS.) All hunting, trapping, fishing, and taxidermists' licenses shall be issued by the several county auditors, the commissioner, the deputy commissioner, and the bonded game wardens. The deputy commissioner and each bonded game warden shall transmit to the commissioner all moneys collected from the issuance of licenses. For each license issued by him, the county auditor shall collect the charges authorized under this title and shall record the same in his record of cash received. He shall retain as his compensation for the issuance of each ((resident hunting, fishing, or trapping license the sum of ten cents; for the issuance of each nonresident hunting or trapping license the sum of one dollar; and for the issuance of each nonresident fishing license the sum of twenty-five cents))) license the following amounts:

1. General hunting license issued pursuant to sections 1 through 4 of this Act, twenty-five cents;
2. Resident or nonresident fishing license, twenty-five cents;
3. Resident trapping license, ten cents;
4. Nonresident trapping license, one dollar.

The county auditor may appoint agents to distribute hunting and fishing licenses and may compensate such agents from the fees retained by him as prescribed in subsections 1 and 2 above of this section in the following amounts:

1. If sold to agent on consignment, fifteen cents to the agent and ten cents to the county auditor; or
2. If sold to agent outright, twenty cents to the agent and five cents to the county auditor.

Unsold licenses in the hands of an agent shall be redeemed by the county auditor within the time prescribed by the commissioner

therefor. The remainder of the license fees shall be deposited with the county treasurer at least once each month, and not later than three days after the close of the month, accompanied by a report showing the amounts received from the sale of each type of license, the amount retained, and the net amounts deposited. The county treasurer shall credit the fees so deposited to a separate account and shall hold such fees, subject to warrant for payment thereof drawn by the county auditor in favor of the state game and fish commissioner. The commissioner shall deposit all receipts from the issuance of licenses transmitted to or received by him with the state treasurer to be credited to the game and fish fund."

And number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 298 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Jurgensen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations 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 187 delete the figure "fifty" and insert in lieu thereof the word "thirty"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Saumur moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 313 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations 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 6 after the word "Dakota" insert the words: "and for the purpose of matching funds made available through private gifts and foundation grants to the institutions of higher learning of the State of North Dakota."

In line 10 after the word "funds" insert the words "and or private gifts or foundation grants"

In line 14 take out the period after the word "board" and insert a comma

After the comma insert the following language "and providing funds are available and subject to the approval of the emergency commission."

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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.

The Committee on Delayed Bills introduced:

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.

The Committee on Delayed Bills introduced:

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.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-SECOND DAY

Bismarck, February 15, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Moyne Darnell, Salvation Army, Mandan.

Almighty God, who hast given this good land for our heritage, we humbly beseech Thee that we may always prove ourselves a people mindful of Thy favor and glad to do Thy will. We beseech Thee to guide and bless the Legislature of this state, and all who are assembled here tonight. Endure with the spirit of wisdom those to whom Thy name we entrust the authority of government that there may be justice and peace at home and throughout the world. Guide our hearts with thankfulness for freedom of speech and worship, in the name of Jesus we pray. Amen.

Roll call: All Senators present except Senators Redlin and Rolfsrud.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-ninth day after recess and fortieth day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

Senator Holand requested that the Senate be at ease subject to the call of the chair, which request was granted.

The Senate reconvened, the President presiding.

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 SENATE BILLS

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 second time.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Solberg
Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Mutch	Strinden
Berube	Kautzmann	Nelson	Thompson
Bopp	Kelly	Rait	Torgerson
Chesrown	Kisse	Reichert	Tuff
Dahlund	Kjos	Ringsak	Urdahl
Ecker	Larson	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman

Absent and not voting:

Lashkowitz	Rolfstrud	Sinner	Trenbeath
Redlin			

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.

Was read the second time.

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, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Morgan	Strinden
Becker	Kadlec	Nelson	Thompson
Berube	Kautzmann	Rait	Torgerson
Bopp	Kelly	Reichert	Tuff
Chesrown	Kisse	Ringsak	Urdahl
Dahlund	Kjos	Roen	Van Horn
Ecker	Larson	Ruemmele	Walz
Forkner	Lips	Saumur	Weber
George	Longmire	Solberg	Witteman
Hernett	Luick		

Those voting in the negative were:

Mutch Robinson

Absent and not voting:

Lashkowitz	Rolfsrud	Sinner	Trenbeath
Redlin			

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.

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, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Solberg
Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Nelson	Thompson
Berube	Kautzmann	Rait	Torgerson
Bopp	Kelly	Reichert	Trenbeath
Chesrown	Kisse	Ringsak	Tuff
Dahlund	Kjos	Robinson	Urdahl
Ecker	Larson	Roen	Van Horn
Forkner	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Sinner	Witteman

Those voting in the negative were:

Luick Mutch Strinden

Absent and not voting:

Redlin Rolfsrud

So the bill passed and the title was agreed to.

Senate Bill No. 186. A Bill for an Act to create and enact Sections 26-17-01.1, 26-17-01.2, 26-17-01.3, 26-17-01.4, 26-17-01.5, 26-17-01.6, 26-17-01.7, 26-17-01.8, of the North Dakota Century Code, relating to written examination for insurance agents license, providing an examination fee, providing exemptions and an initial renewal registration fee, providing for a temporary license certificate without written examination, providing for a non-resident Life and Accident and Health Insurance agent, providing for the commissioner to enter into reciprocal agreements waiving written examinations, providing for an effective date, providing for advisory boards, providing for a penalty, providing for a savings clause and appropriating funds for its administration; and to amend and reenact section 26-17-01 of the North Dakota Century Code relating to licensing of

insurance agents by Insurance Commissioner, renewals and expiration date of license.

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, 17; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Ecker	Kjos	Mahoney	Thompson
George	Lashkowitz	Reichert	Trenbeath
Hernett	Lips	Saumur	Van Horn
Kautzmann	Longmire	Strinden	Walz
Kelly			

Those voting in the negative were:

Baeverstad	Holand	Nelson	Solberg
Beck	Jurgensen	Rait	Sorlie
Becker	Kadlec	Ringsak	Torgerson
Berube	Kisse	Robinson	Tuff
Bopp	Larson	Roen	Urdahl
Chesrown	Luick	Ruemmele	Weber
Dahlund	Morgan	Sinner	Witteman
Forkner	Mutch		

Absent and not voting:

Redlin Rolfsrud

So the bill was declared lost.

Senator Mutch changed his vote from aye to nay for purpose of reconsideration.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Absent and not voting:

Redlin Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Hernett	Lips	Sinner
Beck	Holand	Longmire	Sorlie
Becker	Jurgensen	Luick	Strinden
Chesrown	Kautzmann	Mahoney	Torgerson
Dahlund	Kelly	Mutch	Trenbeath
Forkner	Kisse	Robinson	Walz
George	Kjos	Saumur	

Those voting in the negative were:

Berube	Lashkowitz	Roen	Urdahl
Bopp	Morgan	Ruemmele	Van Horn
Ecker	Nelson	Solberg	Weber
Kadlec	Rait	Thompson	Witteman
Larson	Reichert	Tuff	

Absent and not voting:

Redlin	Ringsak	Rolfstrud
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
Forkner	Lips	Saumur	Walz
George	Longmire	Sinner	Weber
Hernett	Luick	Solberg	Witteman
Holand	Mahoney		

Absent and not voting:

Redlin	Ringsak	Rolfstrud
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So the bill passed and the title was agreed to.

Senate Bill No. 330. A Bill for an Act relating to the termination of certain easements.

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, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Jurgensen	Mahoney	Sorlie
Becker	Kadlec	Morgan	Strinden
Berube	Kautzmann	Nelson	Thompson
Bopp	Kelly	Rait	Torgerson
Chesrown	Kisse	Reichert	Trenbeath
Dahlund	Kjos	Robinson	Tuff
Ecker	Larson	Roen	Urdahl
Forkner	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman

Those voting in the negative were:

Mutch

Absent and not voting:

Baeverstad Redlin Ringsak Rolfsrud

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Jurgensen	Mahoney	Sinner
Becker	Kadlec	Morgan	Solberg
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nelson	Strinden
Dahlund	Kjos	Rait	Torgerson
Ecker	Larson	Reichert	Trenbeath
Forkner	Lashkowitz	Ringsak	Tuff
George	Lips	Roen	Urdahl
Hernett	Longmire	Ruemmele	Weber
Holand	Luick	Saumur	Witteman

Those voting in the negative were:

Bopp	Robinson	Thompson	Van Horn
Kisse			

Absent and not voting:

Baeverstad Redlin Rolfsrud Walz

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.

Was read the second time.

Senator Longmire moved that Senate Bill No. 357 be amended as follows:

In line 7, after the comma insert the words "the county share under Senate Bill No. 356".

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 357 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 357, as amended from the floor, the roll was called and there were: ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Robinson	Trenbeath
Bopp	Kisse	Roen	Tuff
Chesrown	Kjos	Ruemmele	Urdahl
Forkner	Larson	Saumur	Van Horn
George	Lips	Sinner	Walz
Hernett	Longmire	Solberg	Weber
Holand	Luick	Sorlie	Witteman
Jurgensen	Mahoney		

Those voting in the negative were:

Dahlund	Lashkowitz	Nelson	Ringsak
Ecker	Mutch	Reichert	Torgerson

Absent and not voting:

Baeverstad Redlin Rolfsrud

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kisse	Reichert	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman
Jurgensen	Mutch	Sorlie	

Those voting in the negative were:

Chesrown Kautzmann Luick

Absent and not voting:

Baeverstad Redlin Rolfsrud

So the resolution was declared adopted.

Senator Holand moved that the Senate recess until 12:30 p.m., February 16, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-SECOND DAY AFTER RECESS AND
FORTY-THIRD DAY

Bismarck, February 16, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 151

Senate Bill No. 270

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

Senate Bill No. 116

Senate Bill No. 163

Senate Bill No. 198

Senate Bill No. 221

Senate Bill No. 257

Senate Bill No. 260

Senate Bill No. 293

Senate Bill No. 341

Senate Bill No. 357

Senate Concurrent Resolution "Q"

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

* CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of Senate Bills Nos. 326, 338, 2, 165, 300 and 349 be dispensed with, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 326 as recommended by the Committee on Finance and Taxation and printed on page 428 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 338 as recommended by the Committee on State and Federal Government and printed on pages 429 and 430 of the Senate Journal, be adopted, which motion prevailed.

Senator Dahlund moved that the amendments to Senate Bill No. 338 be amended as follows:

In lines 12, 16 and 20 after the word "highway" insert the word "department"

Which motion prevailed.

Senator Dahlund moved that Senate Bill No. 338 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 2 as recommended by the Committee on Appropriations and printed on pages 436 and 437 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 165 as recommended by the Committee on Natural Resources and printed on pages 437 and 438 of the Senate Journal, be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 300 as recommended by the Committee on Natural Resources and printed on page 438 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 349 as recommended by the Committee on Education and printed on page 438 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that Senate Bill No. 349 be further amended as follows:

In the third line of the title after the word "education" insert the words "and providing an effective date"

Following line 14 insert the following new section:

"SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall not become effective unless and until the supreme court of this state shall hold that bonds of this state cannot be issued under the provisions of Senate Bill No. 358 of the Thirty-ninth Legislative Assembly for purposes therein specified."

And number the lines accordingly.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Lips made the substitute motion that House Bill No. 532 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 542 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 615 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 722 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 821 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 825 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 853 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 338

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand requested that the Senate be at ease subject to the call of the Chair, which request was granted.

The Senate reconvened, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 2

And the President signed the same in the presence of the Senate.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 2

Was delivered to the Secretary of State at the hour of 2:30 o'clock p.m., February 16, 1965.

SENATOR BECK, Chairman

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Mutch moved that the Senate reconsider the action by which Senate Bill No. 186 was lost, which motion was lost.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-THIRD DAY

Bismarck, February 16, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain F. K. Smythe, Christ Episcopal, Mandan.

Most gracious God, we humbly beseech Thee, as for the people of the United States of America and the great state of North Dakota, so especially for the Senate here assembled; that Thou wouldst be pleased to direct and prosper all their consultations, to the advancement of Thy Glory, the safety, honor, and welfare of Thy people; that all things may be so ordered and settled by their endeavors, upon the best and surest foundations; that peace and happiness, truth and justice, religion and piety, may be estab-

lished among us for all generations. These and all other necessities, for them, and for us, we humbly beg in the name and mediation of Jesus Christ our blessed Lord and Saviour. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fortieth day after recess and forty-second day and recommends that the same be corrected as follows:

On page 427, line 18, delete the words "which motion" and in line 19 delete the word "prevailed".

On page 430, lines 44 and 45, delete the words "Finance and Taxation" and insert in lieu thereof the words "Industry, Business and Labor"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

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.

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.

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.

Was read the first time and referred to the Committee on Finance and Taxation.

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.

Was read the first time and referred to the Committee on Natural Resources.

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, Business and Labor.

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.

Was read the first time and referred to the Committee on Finance and Taxation.

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.

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.

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, Business and Labor.

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.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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 second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes 36, nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Hernett	Lips	Ruemmele
Becker	Holand	Longmire	Sinner
Berube	Jurgensen	Luick	Solberg
Bopp	Kadlec	Morgan	Thompson
Chesrown	Kelly	Nelson	Tuff
Dahlund	Kisse	Rait	Urdahl
Ecker	Kjos	Redlin	Van Horn
Forkner	Larson	Reichert	Weber
George	Lashkowitz	Robinson	Witteman

Those voting in the negative were:

Beck	Ringsak	Saumur	Trenbeath
Kautzmann	Roen	Strinden	Walz
Mutch	Rolfstrud	Torgerson	
Absent and not voting:			
Mahoney	Sorlie		

So the resolution was declared adopted.

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 second time.

Senator Trenbeath moved that Senate Concurrent Resolution "Y" be adopted, which motion prevailed.

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 second time.

Senator Chesrown moved that Senate Concurrent Resolution "CC" be adopted, which motion prevailed.

MOTIONS

Senator Reichert moved that Senate Bill No. 339, Senate Concurrent Resolution "P" and Senate Bill No. 38 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 321 of the Senate Journal, the roll was called and there were: ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Kelly	Rait	Sinner
Chesrown	Kisse	Reichert	Solberg
Dahlund	Kjos	Ringsak	Thompson
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Mahoney	Roen	Weber
Jurgensen	Mutch	Rolfstrud	Witteaman
Kautzmann	Nelson		

Those voting in the negative were:

Baeverstad	Holand	Morgan	Torgerson
Beck	Kadlec	Redlin	Trenbeath
Becker	Larson	Ruemmele	Urdahl
Bopp	Lips	Saumur	Van Horn
George	Longmire	Sorlie	Walz
Hernett	Luick	Strinden	

So the bill passed and the title was agreed to.

Senator Dahlund 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.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 28. A Bill for an Act to provide for a national guard operating fund and expenditure therefrom, and transferring balances in funds maintained for the benefit of the soldiers' home to an operating fund, 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, 37-15-05, 37-15-06, 37-15-13, 37-15-14, 37-15-15, 37-15-16, 39-16-10, 50-06-04, 50-06-14, 50-24-26, 50-24-27, 52-09-03, subsection C of section 52-09-06, subsection d of section 52-10-06, sections 54-23-25, 54-23-40, 54-23-41, 54-23-41.1, 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, and section 54-11-02 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, and relating to the dispositions of vouchers by the state treasurer.

Was read the second time.

Senator Lips moved that Senate Bill No. 28 be amended as follows:

In the second line of the title delete the words ", and transferring balances in funds maintained"

In the third line of the title delete the words "for the benefit of the soldiers' home to an operating fund"

Delete all of the tenth line of the title

In the eleventh line of the title delete the prefix "sub."

In the twelfth line of the title delete "section C of section"

In the thirteenth line of the title delete the numeral and comma "54-23-41.1,"

In the twenty-second line of the title delete the word "and"; and after the numeral "54-11-02" insert the following: ", and 54-23-41.1"

In the twenty-sixth line of the title delete the words "and relating to"

In the twenty-seventh line of the title after the word "treasurer" and before the period insert the following language: ", and the monthly purchases abstract for the board of administration"

In line 30 place triple parentheses before the word "for" and after the word "maintenance" and immediately thereafter insert the words "under conditions prescribed by the board for the general welfare"

Delete all of lines 333 through 543 inclusive

In line 610 after the word "special" insert the word "operating"

In line 611 after the word "special" insert the word "operating"

In line 612 after the word "board" insert the words "or such other person as the board may designate"

In line 618 delete the words "The state treasurer and the"

Delete all of lines 619 through 622 inclusive

In line 623 delete the words "special fund" and the period

In line 626 after the word "special" insert the word "operating"

In line 632 after the word "withdrawn" insert the words "as needed"; and after the word "special" insert the word "operating"

Delete all of lines 633 through 640 and insert in lieu thereof the following language: "upon a voucher or vouchers approved and signed by the executive director of the public welfare board and by warrant-checks prepared by the department of accounts and purchases. Such warrant-checks shall be delivered to such executive director who shall deposit such warrant-checks in the Bank of North Dakota, whereupon such deposit shall be subject to individual checks drawn by the executive director or such other persons as he may designate for such payments."

In line 641 delete the words "payees by the executive director of the public welfare board" and the period

In line 703 delete the words "subsection C of" and insert in lieu thereof the following language: "Section 52-09-06 of the North Dakota Century Code is hereby amended and reenacted by creating and enacting subsection D to read as follows:

D. A monthly abstract showing all of the deposits to and disbursements from such trust fund shall be forwarded to the department of accounts and purchases."

Delete all of lines 704 through 710 inclusive

In line 721 delete the words "submitted upon an abstract of vouchers" and insert in lieu thereof the words "made in accordance with such regulations as the state agency may prescribe" and a period.

Delete all of line 722

In line 723 delete the words "by the department of accounts and purchases" and the period

In line 734 delete the triple parentheses after the word "all" and insert triple parentheses after the period; delete the word "The" and insert in lieu thereof the words "and the"

In line 736 after the word "from" insert the word "such"

In line 737 delete the words "hereafter described"

In line 761 place triple parentheses before the word "with" and after the word "board" and immediately following thereafter insert the words "in such form as the board may prescribe"

In line 762 place triple parentheses before and after the word "of" and immediately following thereafter insert the word "by"

In line 777 place triple parentheses before and after the word "invoices" and immediately following thereafter insert the word "vouchers"

In line 779 place triple parentheses before and after the word "invoice" and immediately following thereafter insert the word "voucher"

In line 784 place triple parentheses before and after the word "invoice" and immediately following thereafter insert the word "voucher"

In line 790 delete all of the triple parentheses

In line 791 place triple parentheses before the word "monthly" and after the word "statement" and immediately following thereafter insert the word "statements"

In line 792 delete all of the triple parentheses

In line 793 delete the word "has"

In line 795 after the word "duplicate" but before the comma insert triple parentheses

In line 797 after the word "made" but before the period insert triple parentheses

Delete all of lines 806 through 829 inclusive

In line 878 place triple parentheses before the prefix "dis-"

In line 879 delete the triple parentheses

In line 880 delete the words "submitted upon an abstract of the vouchers for" and insert in lieu thereof the following language: "payments of awards of the bureau therefrom for disbursements other than travel and administrative expenses shall be paid by him upon warrant-checks authorized and prepared by the bureau."

Delete all of line 881

In line 882 delete the words "department of accounts and purchases" and the period; and delete the triple parentheses before the word "Warrants"

In line 884 delete the triple parentheses; and after the period after the word "thereof" insert the following language: "The bureau shall submit to the department of accounts and purchases once each month a monthly financial statement showing the receipts, disbursements, investments, and status of the fund."

In line 895 after the numeral "54-11-02" insert the comma and numeral ", 54-23-41.1"

And renumber the sections and lines accordingly.

Which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 28 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 28, as amended from the floor, the roll was called and there were: ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kisse	Reichert	Trenbeath
Becker	Larson	Rolfstrud	Tuff
Berube	Lashkowitz	Ruemmele	Urdahl
Bopp	Lips	Saumur	Van Horn
Ecker	Longmire	Sinner	Walz
Hernett	Mahoney	Solberg	Weber
Holand	Rait	Thompson	Witteman
Kadlec			

Those voting in the negative were:

Beck	Kautzmann	Mutch	Roen
Chesrown	Kelly	Nelson	Sorlie
Dahlund	Kjos	Redlin	Strinden
Forkner	Luick	Ringsak	Torgerson
George	Morgan	Robinson	

Absent and not voting:

Jurgensen

So the bill passed and the title was agreed to.

Senate Bill No. 157. A Bill for an Act to amend and reenact section 57-50-05 of the 1963 Supplement to the North Dakota Century Code, relating to refunds to school districts of motor vehicle fuel taxes.

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, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kisse	Nelson	Sinner
Beck	Kjos	Ringsak	Strinden
Jurgensen	Lashkowitz	Robinson	Torgerson
Kadlec	Longmire	Rolfstrud	Trenbeath
Kelly	Mutch	Ruemmele	Witteman

Those voting in the negative were:

Becker	George	Mahoney	Sorlie
Berube	Hernett	Morgan	Thompson
Bopp	Holand	Rait	Tuff
Chesrown	Kautzmann	Redlin	Urdahl
Dahlund	Larson	Reichert	Van Horn
Ecker	Lips	Saumur	Walz
Forkner	Luick	Solberg	Weber

Absent and not voting:

Roen

So the bill was declared lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kadlec	Rait	Strinden
Becker	Kautzmann	Redlin	Thompson
Berube	Kelly	Reichert	Torgerson
Bopp	Kisse	Ringsak	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Rolfstrud	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Hernett	Mahoney	Solberg	Witteman
Holand	Morgan		

Those voting in the negative were:

Lips Mutch

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

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 second time.

Senator Forkner moved that Senate Bill No. 3 be amended as follows:

In line 1 of the title delete the words "state highway fund in the".

In line 2 of the engrossed bill delete the words "state highway" and insert in lieu thereof the word "general".

A roll call vote was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Forkner to amend Senate Bill No. 3, the roll was called and there were: ayes, 20; nays, 29; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Hernett	Nelson	Rolfstrud
Becker	Kautzmann	Redlin	Ruemmele
Chesrown	Kelly	Ringsak	Strinden

Dahlund	Kisse	Robinson	Torgerson
Forkner	Mutch	Roen	Trenbeath
Those voting in the negative were:			
Baeverstad	Kjos	Morgan	Thompson
Berube	Larson	Rait	Tuff
Bopp	Lashkowitz	Reichert	Urdahl
Ecker	Lips	Saumur	Van Horn
George	Longmire	Sinner	Walz
Holand	Luick	Solberg	Weber
Jurgensen	Mahoney	Sorlie	Wittman
Kadlec			

So the motion to amend was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 3, the roll was called and there were: ayes, 40; nays, 9; absent and not voting, 0.

Those voting in the affirmative were:			
Baeverstad	Jurgensen	Luick	Solberg
Beck	Kadlec	Mahoney	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Tuff
Dahlund	Kjos	Ringsak	Urdahl
Ecker	Larson	Roen	Van Horn
Forkner	Lashkowitz	Rolfsrud	Walz
George	Lips	Saumur	Weber
Holand	Longmire	Sinner	Wittman
Those voting in the negative were:			
Chesrown	Mutch	Robinson	Torgerson
Hernett	Nelson	Ruemmele	Trenbeath
Morgan			

So the bill passed and the title was agreed to.

MOTION

Senator Kisse moved that Senate Bill No. 42 be placed below Senate Bill No. 116 on the calendar, which motion prevailed.

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 second time.

Senator Ruemmele moved that Senate Bill No. 228 be amended as follows:

After line 15 insert the following language: "However, when the rural area in each separate reorganized school district has a higher assessed valuation than the area of the incorporated cities and villages in such district, the residents of each area within such district shall vote as separate units."

And renumber the lines accordingly.

Which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

Senator Sinner moved that the rules be suspended and that Senate Bill No. 228 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 228, as amended on pages 351 and 352 of the Senate Journal and from the floor, the roll was called and there were: ayes, 35; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Redlin	Sorlie
Beck	Holand	Reichert	Torgerson
Becker	Kadlec	Ringsak	Trenbeath
Berube	Kautzmann	Robinson	Tuff
Bopp	Kisse	Roen	Urdahl
Chesrown	Larson	Rolfstrud	Van Horn
Dahlund	Lips	Ruemmele	Walz
Forkner	Longmire	Saumur	Witteaman
George	Mutch	Solberg	

Those voting in the negative were:

Ecker	Lashkowitz	Nelson	Strinden
Jurgensen	Luick	Rait	Thompson
Kelly	Mahoney	Sinner	Weber
Kjos	Morgan		

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 372 and 373 of the Senate Journal, the roll was called and there were: ayes, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Redlin	Sorlie
Berube	Larson	Reichert	Tuff
Bopp	Longmire	Ringsak	Urdahl
Chesrown	Luick	Rolfstrud	Van Horn
Ecker	Morgan	Saumur	Weber
Holand	Nelson	Sinner	Witteaman
Jurgensen	Rait	Solberg	

Those voting in the negative were:

Beck	Kautzmann	Mahoney	Strinden
Becker	Kelly	Mutch	Thompson
Dahlund	Kisse	Robinson	Torgerson
Forkner	Kjos	Roen	Trenbeath
George	Lashkowitz	Ruemmele	Walz
Hernett	Lips		

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 373 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan	Sinner
Beck	Jurgensen	Mutch	Solberg

Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber

Those voting in the negative were:

Kadlec	Rait	Van Horn	Witteman
Lashkowitz			

So the bill passed and the title was agreed to.

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

Was read the second time.

Senator Sinner moved that Senate Bill No. 179 be amended as follows:

In line 15, delete the period and insert a comma and insert the following language: "provided that all planning and zoning arrangements shall be subject to the approval of the county commissioners."

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that Senate Bill No. 179 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 374 of the Senate Journal and from the floor, the roll was called and there were: ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Rait	Sorlie
Becker	Kautzmann	Redlin	Strinden
Bopp	Kelly	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Witteman

Those voting in the negative were:

Berube	Lashkowitz	Nelson	Weber
Kisse			

So the bill passed and the title was agreed to.

Senate Bill No. 194. A Bill for an Act to provide for the upkeep of abandoned cemeteries by the various counties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 374 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Rait	Solberg
Beck	Kautzmann	Redlin	Thompson
Bopp	Kelly	Reichert	Torgerson
Chesrown	Kisse	Ringsak	Trenbeath
Dahlund	Kjos	Robinson	Tuff

Ecker	Larson	Roen	Urdahl
Forkner	Lashkowitz	Rolfstrud	Van Horn
George	Lips	Ruemmele	Walz
Hernett	Longmire	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman
Jurgensen	Morgan		

Those voting in the negative were:

Becker	Luick	Nelson	Strinden
Berube	Mutch	Sorlie	

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 374 and 375 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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 second time.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfstrud	Weber
Hernett	Luick	Ruemmele	Witteaman
Holand	Mahoney	Saumur	

Those voting in the negative were:

Strinden Torgerson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 376 and 377 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteaman

Absent and not voting:

Trenbeath

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 380 of the Senate Journal, the roll was called and there were: ayes 27; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mahoney	Sinner
Bopp	Kautzmann	Morgan	Trenbeath
Chesrown	Larson	Nelson	Urdahl
Dahlund	Lashkowitz	Redlin	Walz
George	Lips	Reichert	Weber
Holand	Longmire	Roen	Witteaman
Jurgensen	Luick	Rolfsrud	

Those voting in the negative were:

Beck	Kelly	Robiason	Thompson
Berube	Kjos	Ruemmele	Torgerson
Ecker	Mutch	Solberg	Tuff
Hernett	Rait	Strinden	

Absent and not voting:

Becker	Kisse	Saumur	Van Horn
Forkner	Ringsak	Sorlie	

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".

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 379 and 380 of the Senate Journal, the roll was called and there were: ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Ruemmele
Becker	Kadlec	Mahoney	Sinner
Berube	Kautzmann	Morgan	Solberg
Bopp	Kelly	Mutch	Thompson
Chesrown	Kisse	Nelson	Trenbeath
Dahlund	Kjos	Redlin	Tuff
Ecker	Larson	Reichert	Urdahl
Forkner	Lashkowitz	Ringsak	Van Horn
George	Lips	Robinson	Walz
Hernett	Longmire	Rolfstrud	Witteman
Holand			

Those voting in the negative were:

Rait	Strinden	Torgerson	Weber
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Absent and not voting:

Beck	Roen	Saumur	Sorlie
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "R". A concurrent resolution expressing opposition to a proposed flood control project on the lower reach of the Sheyenne River as originally proposed.

Was read the second time.

Senator Morgan moved that Senate Concurrent Resolution "R" be adopted, which motion was declared lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 226. A Bill for an Act relating to the administration, control, and fiscal procedures of the state's penal and charitable institutions, and to create and enact section 25-01-02.1, to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, 4-09-20, 4-22-05, 6-09-07, 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-47-05, 12-47-06, 12-47-08, 12-47-11, 12-47-12, 12-47-13, 12-47-15, 12-47-32, 12-47-33, 12-47-34, 12-48-02, 12-48-03, 12-48-04, 12-48-05, 12-48-06, 12-48-07, 12-48-08, 12-48-09, 12-48-11, 12-48-12, 12-48-14, 12-48-22, 12-48-23, 12-49-01, 12-49-02, 12-49-03, 12-49-07, 12-50-10, 12-50-13, 12-51-02, 12-51-03, 12-51-04, 12-51-05, 12-51-06, 12-51-08, 12-51-09, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 12-54-02, 12-54-04, 12-54-05, 12-54-06, 15-52-03, subsection 9 of section 25-01-01, sections 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, 25-05-04, 25-05-05, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 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, 25-06-03, 25-06-04, 25-06-05, 25-06-06, 25-07-04, 25-07-05,

25-07-07, 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, 37-15-20, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-06-01, 48-06-03, 48-06-04, 48-06-06, 48-06-07, 48-07-01, 48-07-02, 48-07-03, 48-07-04, 48-07-05, 48-08-03, 48-08-05, 48-09-01, 48-09-04, 50-14-04, 54-01-11, 54-23A-01, 54-23A-02, 54-23A-03, 54-23A-04, 54-23A-06, 54-23A-07, 54-24-01, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of the state's penal and charitable institutions, certain public buildings, and other powers and duties of the board of administration, and to repeal section 12-46-07, chapters 12-57 and 23-08, section 25-01-13, and chapters 54-21 and 54-23 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Was read the second time.

Senator Longmire moved that the rules be suspended and that the reading of the proposed amendments to Senate Bill No. 226 be dispensed with, which motion prevailed.

Senator Longmire moved that Senate Bill No. 226 be amended as follows:

In line 580 after the word "labor" insert the following language: " after consultation with an advisory committee consisting of the president of the Certified Potato Growers Association, the ranking North Dakota member of the Red River Valley Potato Growers Association, the president of the North Dakota Crop Improvement Association, and the President of the North Dakota Seed Trade Association,"

In line 582 after the word "labor" insert the words "for cause after consultation with the advisory committee"; place triple parentheses before the word "at", delete the triple parentheses before and after the word "its", delete the word "his" and place triple parentheses after the word "pleasure"

In line 606 after the word "college" insert the words "constructed for this purpose" and place triple parentheses before the word "as"

In line 607 delete the triple parentheses before the word "board" and delete the words "state board of higher"

In line 608 delete the word "education"; place triple parentheses before the comma and delete the triple parentheses before the word "said"

In line 609 delete the triple parentheses after the first word "board" and delete the words "the state board of higher education" and insert triple parentheses after the comma

In line B344 after the word "health" insert the words "and retardation"

In line B351 after the triple parentheses insert the words "and retardation"

In line B353 after the triple parentheses after the word "authority" insert the words "and retardation"

In line B355 after the triple parentheses after the word "authority" insert the words "and retardation"

In line B718 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B722 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B726 insert triple parentheses before and after the word "it" and insert the word "he" in lieu thereof

In line B729 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B746 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B749 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B750 insert triple parentheses before and after the word "this" and insert the word "the" in lieu thereof; delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B752 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B758 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B759 insert triple parentheses before and after the word "its" and insert the word "his" in lieu thereof

In line B762 insert triple parentheses before and after the word "It" and insert the words "The attorney general" in lieu thereof

In line B768 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B769 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B780 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B781 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B787 delete the words "highway patrol" and insert the words "attorney general" in lieu thereof

In line B788 insert triple parentheses before and after the word "it" and insert the word "he" in lieu thereof

And renumber the lines accordingly.

Which motion prevailed.

Senator Longmire moved that Senate Bill No. 226, as amended, be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson	Sorlie
Beck	Jurgensen	Rait	Strinden
Becker	Kautzmann	Redlin	Thompson
Berube	Kelly	Reichert	Tuff
Chesrown	Kisse	Ringsak	Urdahl
Dahlund	Larson	Robinson	Van Horn
Ecker	Lashkowitz	Roen	Walz
Forkner	Lips	Rolfsrud	Weber
George	Longmire	Saumur	Witteman
Hernett	Mahoney	Sinner	

Those voting in the negative were:

Bopp	Kjos	Mutch	Torgerson
Kadlec	Morgan	Solberg	

Absent and not voting:

Luick	Ruemmele	Trenbeath
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So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Morgan moved that Senate Concurrent Resolution "U" be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Ruemmele

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that Senate Concurrent Resolution "DD" be re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

Senator Kisse moved that Senate Bill No. 42 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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, and transmission lines of 230 kilovolts or larger capacity, owned or operated by non-profit 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.

Was read the second time.

Senator Kisse moved that Senate Bill No. 42 be amended as follows:

Delete all of the lines numbered 142 to 156, both inclusive, and insert in lieu thereof, the following:

1. The annual revenue received from the taxation of electrical energy generation plants shall be allocated to the county in which such plant is located.

In line 162 delete all words appearing after the word "apportioned", and delete all of the lines numbered 163 to 175, both inclusive, and insert in lieu thereof, the following: and distributed to the state, the county and local taxing districts of the county in which such plant is located on the basis on which the general property tax levy is apportioned and distributed.

Renumber the lines accordingly.

Which motion was declared lost.

Senator Kisse requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Kisse to amend Senate Bill No. 42, the roll was called and there were: ayes, 16; nays, 32; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Saumur
Becker	Kisse	Redlin	Sorlie
Dahlund	Lips	Robinson	Strinden
Hernett	Mutch	Rolfsrud	Trenbeath

Those voting in the negative were:

Baeverstad	Jurgensen	Mahoney	Thompson
Berube	Kadlec	Morgan	Torgerson
Bopp	Kelly	Rait	Tuff
Chesrown	Kjos	Reichert	Urdahl
Ecker	Larson	Ringsak	Van Horn
Forkner	Lashkowitz	Roen	Walz
George	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman

Absent and not voting:

Ruemmele

So the motion was declared lost.

Senator Lips moved that Senate Bill No. 42 be amended back to its original form as introduced into the legislature by the Legislative Research Committee Study.

Senators Becker, Rait and Baeverstad indicated they might have an interest in this matter, and the President ruled that they be allowed to vote.

The question being on the motion of Senator Lips to amend Senate Bill No. 42, which motion prevailed.

Senator Kisse: I want to explain my vote. I was also a member of the Legislative Research Committee that studied the taxing of this plant for two years. I am a little disturbed as to the disagreement and disunity that developed on this matter. All through the two years that the study was conducted and while I served on this committee, there was never anything but agreement and this has been mentioned and reiterated — and this unity was that these plants should be taxed like other plants and rather than break faith with the Legislative Research Committee that is the reason why I voted as I did.

Senator Lips moved that the rules be suspended and that Senate Bill No. 42 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 42, as amended on pages 371 and 372 of the Senate Journal, and from the floor, the roll was called and there were: ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Saumur
Beck	Kadlec	Mutch	Sinner
Becker	Kautzmann	Nelson	Sorlie
Chesrown	Kelly	Redlin	Strinden
Dahlund	Kisse	Reichert	Torgerson
Forkner	Kjos	Ringsak	Trenbeath
George	Lips	Robinson	Urdahl
Hernett	Longmire	Roen	Walz
Holand	Luick		

Those voting in the negative were:

Berube	Lashkowitz	Solberg	Van Horn
Bopp	Mahoney	Thompson	Weber
Ecker	Rait	Tuff	Witteman
Larson	Rolfstrud		

Absent and not voting:

Ruemmele

So the bill passed and the title was agreed to.

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

Senator Holand moved that the Senate recess until 12:30 p.m., February 17, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

Bismarck, February 17, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 42
Senate Bill No. 179
Senate Bill No. 228

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 2
Senate Bill No. 165
Senate Bill No. 300
Senate Bill No. 326
Senate Bill No. 349

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTION'S

Senator Trenbeath moved that a committee of two be appointed to escort the Honorable J. M. Froese, of Winkler, Manitoba, a member of the Parliament of Manitoba, to the rostrum, which motion prevailed.

The President appointed Senators Reichert and Sorlie as such committee and Mr. Froese was escorted to the rostrum and invited to address the Senate.

Mr. Froese:

Mr. President Tighe, Members of the Senate: It is indeed a pleasure for me to be here on this occasion and visit with you. I have some special business matters that I want to discuss with Senator Trenbeath and I am very grateful for the opportunity to say a few words. I am a member of the Manitoba government representing the municipality of Rhineland. We have 57 members in our House and in Manitoba the ladies have the last word since we have a lady speaker. The speaker, the present incumbent, has been there since the last election in 1962. Our sessions are annual sessions generally starting somewhere in February, and they will go on for two or three months. The last number of

years, the last three or four years, we spent some three months every year in the annual sessions plus some special sessions that were called. We had a special session last August dealing with the implementation of a good number of new tax bills — the amount to be obtained was twenty million dollars and in addition also provided for paying back \$50.00 rebate to each taxpayer. This is something new in Manitoba although this has been in practice in British Columbia where all home owners get \$80.00 rebate each year and that would be increased to \$100.00 next year.

I happen to be the only member representing my party so that I am leader of my party as well. The Manitoba House has 57 members. The Conservatives form the government with 35 members, the opposition, which are the liberals, have 14 members, and then we have the NEP, which is the new democrat party, which is a socialist group, they have seven members. That gives you a membership of 57. We don't have two houses as you people have. The only Province in Canada that has two houses is the Province of Quebec. Quebec has a Senate of 24 members, plus the legislature.

The indemnity that we get in Manitoba is \$4,800.00 which includes living expense allowance. Any special sessions that are called and held are paid for separately. For the special session last year in August the indemnity of \$2,000.00 was awarded to the members. The Quebec members are the highest paid provincial MPs in Canada and they get \$10,000 as indemnity. This is considerably less than what the federal MPs get who are paid \$18,000, and this was done just immediately after the last election when the minority government was elected to the Federal government, and the Prime Minister raised the salaries to be sure he would not be voted out of office.

These are some of the matters that we have in Manitoba. We also have a recorder which records all speeches made and everything that takes place, and all the bills are recorded. Estimates last year amounted to one hundred fifty million dollars — no doubt that will be changed this year since we increased taxes so we will be spending more money. They have gone up considerably. When I was first elected in 1959, the first budget that came out was ninety million dollars so that has been increased to one hundred fifty million. So there has been a definite increase all this time.

Gentlemen, I don't know what else you would like to hear. I am very interested in the proceedings both in the Senate and in the other chamber. I happened to be in the other chamber for a few minutes this morning. I also had the opportunity of being in the Wisconsin session, which session was had last summer and I was amazed at the informality that existed as we have much more formal proceedings in our House, but I like it the way you have it.

These are a few points I wanted to tell you. I certainly wish you well in all your dealings and I hope your sessions you are having at the present time will be profitable ones for the people of the State of North Dakota. Thank you.

Senator Trenbeath moved that the remarks of Mr. Froese be printed in the Journal, which motion prevailed.

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 "U"
 Senate Concurrent Resolution "Y"
 Senate Concurrent Resolution "CC"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 17, 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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 566 has had the same under consideration and a majority recommends that the same be amended as follows:

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 with-

- in 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 o

- 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-five 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-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 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.

For the majority:

Senator George
 Senator Lips
 Senator Redlin
 Senator Ruermele
 Senator Hernet
 Senator Chesrown
 Senator Reichert

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 566 has had the same under consideration and a minority recommends that the same be returned to the Senate without recommendation.

For the minority:

Senator Ecker
 Senator Tuff
 Senator Lashkowitz

SENATOR GEORGE, Chairman

Senator Ecker moved that the report of the minority be substituted for that of the majority.

A division was requested, which request was granted, and the motion was declared lost.

The question being on the motion of Senator George that the report of the majority be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 375 and 424 of the Senate Journal, the roll was called and there were: ayes, 31; nays, 18; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Saumur
Beck	Jurgensen	Mahoney	Sinner
Becker	Kautzmann	Redlin	Sorlie
Chesrown	Kelly	Reichert	Trenbeath
Ecker	Kisse	Ringsak	Urdahl
Forkner	Kjos	Robinson	Van Horn
George	Lips	Rolfsrud	Walz
Hernett	Longmire	Ruemmele	

Those voting in the negative were:

Berube	Lashkowitz	Roen	Torgerson
Bopp	Morgan	Solberg	Tuff
Dahlund	Mutch	Strinden	Weber
Kadlec	Nelson	Thompson	Witteman
Larson	Rait		

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 counties and authorizing a county three-mill levy for maintaining such school districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 411 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath

Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Saumur

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 411 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Saumur

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 411 and 412 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Saumur

So the bill passed and the title was agreed to.

Senate Bill No. 260. A Bill for an Act for the preservation of public health through the regulation of the business of water well

drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling and fixing penalties.

Was read the second time.

Senator Reichert moved that Senate Bill No. 226 be amended as follows:

Delete lines 19 to 21, both inclusive.

On line 169 delete the words "or altering".

On line 176 delete the word "or".

On line 177 delete the word "alteration".

Renumber the lines accordingly.

Which motion prevailed.

Senator Reichert moved that the rules be suspended and that Senate Bill No. 260 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 260, as amended, on page 412 of the Senate Journal, the roll was called and there were: ayes, 19; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Chesrown	Jurgensen	Longmire	Thompson
Ecker	Kautzmann	Mahoney	Trenbeath
George	Kjos	Reichert	Urdahl
Hernett	Lashkowitz	Robinson	Walz
Holand	Lips	Sinner	

Those voting in the negative were:

Baeverstad	Kelly	Rait	Solberg
Beck	Kisse	Redlin	Sorlie
Becker	Larson	Ringsak	Strinden
Berube	Luick	Roen	Torgerson
Bopp	Morgan	Rolfsrud	Tuff
Dahlund	Mutch	Ruemmele	Van Horn
Forkner	Nelson	Saumur	Weber
Kadlec			

Absent and not voting:

Wittman

So the bill was declared lost.

MESSAGE FROM THE HOUSE

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

SECOND READING OF SENATE BILLS

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.

Was read the second time.

Senator Nelson moved that Senate Bill No. 341 be amended as follows:

In line 7 of the engrossed bill, delete the words "within one-hundred yards of stopping" and insert in lieu thereof the words "about to stop".

Which motion prevailed.

Senator Nelson moved that the rules be suspended and that Senate Bill No. 341 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 341, as amended on pages 413 and 414 of the Senate Journal and from the floor, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	

Absent and not voting:
Sorlie Witteman

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act to provide for the organization and operation of Vector Control Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 414 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Rait	Sorlie
Beck	Kadlec	Redlin	Strinden
Becker	Kautzmann	Reichert	Thompson
Berube	Kelly	Ringsak	Torgerson
Bopp	Kisse	Robinson	Tuff
Chesrown	Larson	Roen	Urdahl
Dahlund	Lashkowitz	Rolfstrud	Van Horn
Ecker	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Those voting in the negative were:

Forkner	Morgan	Mutch	Nelson
Kjos			

Absent and not voting:

Trenbeath

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 contents of motor vehicle license plates and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 414 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Berube Trenbeath

So the bill passed and the title was agreed to.

MOTION

Senator Nelson moved that Senate Concurrent Resolution "Q" be re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 415 and 416 of the Senate Journal, the roll was called and there were: ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kautzmann	Mutch	Sorlie
Becker	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Lashkowitz	Roen	Trenbeath
Forkner	Lips	Ruemmele	Urdahl
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney		

Those voting in the negative were:

Ecker	Rait	Rolfsrud	Van Horn
Kadlec	Robinson	Tuff	Witteman
Larson			

Absent and not voting:

Berube Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Nelson	Sorlie
Beck	Kelly	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman
Kadlec	Mutch	Solberg	

Those voting in the negative were:

Forkner

Absent and not voting:

Berube

So the bill passed and the title was agreed to.

Senator Forkner:

Mr. President, I voted against this bill and I want to explain my vote. I am not against this mental health programs — I want that understood. But the thing that bothers me is that two years ago we had a bill in — the same kind of a bill — and there was an appropriation of \$40,000 and this year we have an appropriation here of \$125,000 and the thing that concerns me is — what is it going to be two years from now? That is the reason why I voted against this bill.

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 second time.

Senator Sinner moved that Senate Bill No. 298 be placed below Senate Bill No. 226 on the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfsrud	Walz

George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Absent and not voting:
Nelson Ruemmele

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Sorlie
Beck	Kadlec	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Roen	Van Horn
Forkner	Longmire	Rolfstrud	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Sinner	Witteman
Holand	Morgan	Solberg	

Absent and not voting:
Kelly Ruemmele

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, 57-31-01, 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 428 of the Senate Journal, the roll was called and there were: ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Longmire	Thompson
Becker	Jurgensen	Mahoney	Trenbeath
Berube	Kadlec	Rait	Tuff
Bopp	Kisse	Redlin	Urdahl
Dahlund	Kjos	Reichert	Van Horn
Ecker	Larson	Rolfstrud	Walz
George	Lashkowitz	Saumur	Weber
Hernett	Lips	Sinner	

Those voting in the negative were:

Beck	Morgan	Robinson	Sorlie
Chesrown	Mutch	Roen	Strinden
Forkner	Nelson	Ruemmele	Torgerson
Kautzmann	Ringsak	Solberg	Witteaman
Luick			

Absent and not voting:

Kelly

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 436 and 437 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

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 re-enact section 20-03-21 of the North Dakota Century Code, relating to the issuance of game licenses.

Was read the second time.

Senator Trenbeath moved that Senate Bill No. 165 be amended as follows:

In line 40, delete the numeral "4" and insert in lieu thereof the numeral "2".

Which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 165 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 437 and 438 of the Senate Journal and from the floor, the roll was called and there were: ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Jurgensen	Rait	Sorlie
Becker	Kautzmann	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Lashkowitz	Ringsak	Torgerson
Chesrown	Lips	Robinson	Trenbeath
Dahlund	Longmire	Roen	Tuff

Ecker	Luick	Rolfstrud	Urdahl
George	Mahoney	Ruemmele	Van Horn
Hernett	Mutch	Saumur	Walz
Holand	Nelson	Sinner	Witteinan

Those voting in the negative were:

Kadlec	Larson	Solberg	Weber
Kisse	Morgan		

Absent and not voting:

Baeverstad	Forkner	Kelly
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 438 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteinan
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 438 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber

Holand Morgan Sinner Witteman
 Jurgensen

So the bill passed and the title was agreed to.

MOTION

Senator Ringsak moved that Senate Bill No. 226 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 226. A Bill for an Act relating to the administration, control, and fiscal procedures of the state's penal and charitable institutions, and to create and enact section 25-01-02.1, to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, 4-09-20, 4-22-05, 6-09-07, 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-47-05, 12-47-06, 12-47-08, 12-47-11, 12-47-12, 12-47-13, 12-47-15, 12-47-32, 12-47-33, 12-47-34, 12-48-02, 12-48-03, 12-48-04, 12-48-05, 12-48-06, 12-48-07, 12-48-08, 12-48-09, 12-48-11, 12-48-12, 12-48-14, 12-48-22, 12-48-23, 12-49-01, 12-49-02, 12-49-03, 12-49-07, 12-50-10, 12-50-13, 12-51-02, 12-51-03, 12-51-04, 12-51-05, 12-51-06, 12-51-08, 12-51-09, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 12-54-02, 12-54-04, 12-54-05, 12-54-06, 15-52-03, subsection 9 of section 25-01-01, sections 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, 25-05-04, 25-05-05, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 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, 25-06-03, 25-06-04, 25-06-05, 25-06-06, 25-07-04, 25-07-05, 25-07-07, 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, 37-15-20, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-06-01, 48-06-03, 48-06-04, 48-06-06, 48-06-07, 48-07-01, 48-07-02, 48-07-03, 48-07-04, 48-07-05, 48-08-03, 48-08-05, 48-09-01, 48-09-04, 50-14-04, 54-01-11, 54-23A-01, 54-23A-02, 54-23A-03, 54-23A-04, 54-23A-06, 54-23A-07, 54-24-01, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of the state's penal and charitable institutions, certain public buildings, and other powers and duties of the board of administration, and to repeal section 12-46-07, chapters 12-57 and 23-08, section 25-01-13, and chapters 54-21 and 54-23 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, from the floor, the roll was called and there were: ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kadlec	Rait	Thompson
Bopp	Larson	Reichert	Tuff
Chesrown	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Saumur	Van Horn
George	Longmire	Sinner	Walz
Hernett	Luick	Solberg	Weber
Holand	Mahoney	Sorlie	Witteman
Jurgensen			

Those voting in the negative were:

Beck	Kelly	Nelson	Ruemmele
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Becker	Kisse	Redlin	Strinden
Dahlund	Kjos	Ringsak	Torgerson
Forkner	Morgan	Robinson	Trenbeath
Kautzmann	Mutch	Roen	

Absent and not voting:

Baeverstad

So the bill was declared lost for lack of two-thirds majority.

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 second time.

Senator Ringsak moved that Senate Bill No. 338 be amended as follows:

In line 36, delete the figure "1967" and insert in lieu thereof the figure "1969"

In line 42, delete the figure "1967" and insert in lieu thereof the figure "1969"

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 338 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 338, as amended, on pages 429, 430 and 448 of the Senate Journal and from the floor, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Those voting in the negative were:

Robinson

Absent and not voting:

Baeverstad Trenbeath

So the bill passed and the title was agreed to.

Senate Bill No. 339. A Bill for an Act to create and enact section 16-08-06.1, and to amend and reenact sections 16-04-04, 16-04-16, 16-08-04, 16-08-07, and 16-17-09 of the North Dakota Century Code, relating to offices elected on a no-party ballot, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to legislative candidates on primary ballots.

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, 17; nays, 31; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kautzmann	Reichert	Ruemmele
Chesrown	Kisse	Ringsak	Thompson
Ecker	Mahoney	Roen	Torgerson
Hernett	Mutch	Rolfsrud	Walz
Jurgensen			

Those voting in the negative were:

Becker	Kelly	Nelson	Strinden
Berube	Kjos	Rait	Trenbeath
Bopp	Larson	Redlin	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Saumur	Van Horn
George	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman
Kadlec	Morgan	Sorlie	

Absent and not voting:

Baeverstad

So the bill was declared lost.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Was read the second time.

Senator Trenbeath moved that Senate Concurrent Resolution "P" be amended as follows:

In line 10 after the period delete the triple parentheses and after the word "court" insert the words "and district courts"

In line 12 after the word "years" insert the words "for judges of the supreme court and six years for judges of the district courts"

In line 23 after the period delete the triple parentheses

In line 31 after the word "appointment" delete the words "and every ten years thereafter"

In line 32 after the word "court" insert the words "and district courts so appointed" and after the word "to" delete the words "approval by a majority vote of the" and insert in lieu thereof the word "election"

Delete line 33 through 36

In line 37 delete the words "the question".

In line 38 after the word "vote" delete the words "on the question of approval" and insert in lieu thereof the words "in such election"

In line 40 after the word "vote" delete the words "on the question of approval" and insert in lieu thereof the words "in such election"

In line 64 insert a semicolon after the word "reelection" and delete balance of the line.

In line 65 delete the words "approval or rejection as provided by law and this Constitution"

Renumber the lines accordingly.

Which motion was lost.

ROLL CALL

The question being on the final passage of Senate Concurrent Resolution "P", the roll was called and there were: ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kautzmann	Rait	Thompson
Bopp	Kisse	Reichert	Tuff
Chesrown	Larson	Roen	Urdahl
George	Lashkowitz	Rolfsrud	Van Horn
Hernett	Lips	Saumur	Walz
Holand	Longmire	Sinner	Weber
Jurgensen	Luick	Solberg	Witteman
Kadlec	Mahoney		

Those voting in the negative were:

Beck	Kelly	Nelson	Ruemmele
Becker	Kjos	Redlin	Sorlie
Dahlund	Morgan	Ringsak	Strinden
Ecker	Mutch	Robinson	Torgerson

Absent and not voting:

Baeverstad	Forkner	Trenbeath
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mahoney	Sinner
Becker	Kautzmann	Nelson	Solberg
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Tuff
Chesrown	Kjos	Reichert	Urdahl
Forkner	Larson	Robinson	Van Horn
George	Lashkowitz	Roen	Walz
Hernett	Lips	Rolfsrud	Weber
Holand	Longmire	Saumur	Witteman
Jurgensen	Luick		

Those voting in the negative were:

Dahlund	Morgan	Ringsak	Strinden
Ecker	Mutch	Sorlie	Torgerson

Absent and not voting:

Baeverstad	Ruemmele	Trenbeath
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman
Kadlec	Mutch	Solberg	

Absent and not voting:

Baeverstad Ecker

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 298 was passed, which motion prevailed.

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 second time.

Senator Holand moved that Senate Bill No. 298 be amended as follows:

In line 16, delete the word "seventy" and insert in lieu thereof the word "eighty".

In line 19, delete the word "seventy" and insert in lieu thereof the word "eighty".

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 298 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 298 as amended, from the floor, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Nelson	Solberg
Berube	Kelly	Rait	Sorlie
Bopp	Kisse	Redlin	Strinden
Chesrown	Kjos	Reichert	Thompson
Dahlund	Larson	Ringsak	Torgerson
Ecker	Lashkowitz	Robinson	Trenbeath
Forkner	Lips	Roen	Tuff
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman
Kadlec			

Absent and not voting:

Baeverstad Beck Mutch Urdahl

So the bill passed and the title was agreed to.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 341

Senate Bill No. 338

Senate Bill No. 165

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Senator Holand requested that the Senate be at ease subject to the call of the chair, which request was granted.

FORTY-THIRD DAY AFTER RECESS, FORTY-FOURTH
AND FORTY-FIFTH DAY

Bismarck, February 17, 1965

The Senate reconvened at the call of the chair, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 28

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 298

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the vote by which Senate Bills Nos. 2, 28, 38, 42, 87, 116, 151, 163, 165, 179, 198, 221, 228, 257, 293, 298, 300, 313, 326, 332, 338, 341, 349 and Senate Concurrent Resolution "P" were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

FIRST READING OF HOUSE BILLS AND
HOUSE CONCURRENT RESOLUTIONS

House Bill No. 501. A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State government, and for all of the subdivisions thereof, and for public schools, specifying the amount and time for which such appropriations shall be available, and repealing all acts, or parts of acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 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.

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 Industry, Business and Labor.

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.

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.

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.

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.

Was read the first time and referred to the Committee on Political Subdivisions.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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 Transportation.

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.

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.

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.

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.

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.

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.

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.

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.

Was read the first time and referred to the Committee on Industry, Business and Labor.

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.

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.

Was read the first time and referred to the Committee on Finance and Taxation.

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.

Was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

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 Industry, Business and Labor.

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, Business and Labor.

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.

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.

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 Industry, Business and Labor.

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.

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, Business and Labor.

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.

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 State and Federal Government.

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.

Was read the first time and referred to the Committee on Transportation.

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 Judiciary.

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

Was read the first time and referred to the Committee on State and Federal Government.

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.

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 Judiciary.

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.

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.

Was read the first time and referred to the Committee on Agriculture.

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.

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 Education.

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 referred to the Committee on State and Federal Government.

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.

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.

Was read the first time and referred to the Committee on Political Subdivisions.

MOTIONS

Senator Becker moved that House Bills Nos. 799, 904 and 907 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

Senator Becker moved that House Bills Nos. 799, 904 and 907 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Becker moved that House Bill No. 561 be re-referred to the Committee on Judiciary, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 604 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 612 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Vice Chairman

Senator Forkner moved that the report be adopted.

Senator Jurgensen made the substitute motion that House Bill No. 612 be placed on the calendar.

A division was requested on the motion of Senator Jurgensen, which request was granted, and the motion was declared lost.

The question being on the motion of Senator Forkner to adopt the committee report on House Bill No. 612, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 635 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 639 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Vice Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 649 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 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 number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 671 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 673 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Vice Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 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" insert the words "upon written request from other" and delete the word "officer" and insert in lieu thereof the word "officers"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 745 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 746 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 788 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 795 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Vice Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 5 of the title after the word "and" delete the words otherwise 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"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MOTION

Senator Morgan moved that the rules be suspended and that House Concurrent Resolution "F" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Morgan requested a recorded vote, which request was granted.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the resolution was declared adopted.

MESSAGE 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

MOTION

Senator Holand moved that the Senate reconsider the action by which House Bill No. 612 was indefinitely postponed, which motion prevailed.

Senator Holand moved that House Bill No. 612 be placed on the calendar, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 613 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Vice Chairman

Senator Forkner moved that the report be adopted.

Senator Urdahl made the substitute motion that House Bill No. 613 be placed on the calendar.

A division was requested, which request was granted.

Senator Sinner requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Urdahl to place House Bill No. 613 on the calendar, the roll was called and there were: ayes, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kjos	Rolfsrud	Urdahl
Bopp	Larson	Sinner	Van Horn
Ecker	Lashkowitz	Solberg	Walz
Jurgensen	Rait	Thompson	Weber
Kadlec	Reichert	Tuff	Wittman
Kautzmann			

Those voting in the negative were:

Baeverstad	Holand	Morgan	Ruemmele
Becker	Kelly	Mutch	Saumur
Chesrown	Kisse	Nelson	Sorlie
Dahlund	Lips	Redlin	Strinden
Forkner	Longmire	Ringsak	Torgerson
George	Luick	Robinson	Trenbeath
Hernett	Mahoney		

Absent and not voting:

Beck Roen

So the motion was declared lost.

The question being on the motion of Senator Forkner that the committee report on House Bill No. 613 be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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" - "O-1"

Which the House has passed and your favorable consideration is requested.

DONNELL HAUGEN, Chief Clerk

FIRST READING OF HOUSE BILLS AND
HOUSE CONCURRENT RESOLUTIONS

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.

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.

Was read the first time and referred to the Committee on State and Federal Government.

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 Appropriations.

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.

Was read the first time and referred to the Committee on Finance and Taxation.

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 Industry, Business and Labor.

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.

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.

Was read the first time and referred to the Committee on Finance and Taxation.

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.

Was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Was read the first time and referred to the Committee on Appropriations.

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.

Was read the first time and referred to the Committee on Industry, Business and Labor.

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 Industry, Business and Labor.

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 Industry, Business and Labor.

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.

Was read the first time and referred to the Committee on State and Federal Government.

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.

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 Industry, Business and Labor.

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 Social Welfare and Veterans Affairs.

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.

Was read the first time and referred to the Committee on Appropriations.

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.

Was read the first time and referred to the Committee on Industry, Business and Labor.

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.

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.

Was read the first time and referred to the Committee on Finance and Taxation.

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 Industry, Business and Labor.

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 State and Federal Government.

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 Judiciary.

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 Judiciary.

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 Judiciary.

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 Judiciary.

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 Social Welfare and Veterans Affairs.

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 Industry, Business and Labor.

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.

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.

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.

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 State and Federal Government.

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.

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.

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.

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.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-FOURTH DAY

Bismarck, February 18, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Thomas Wedward, Peace Lutheran, Mandan, North Dakota.

Heavenly Father, each man in your creation has been called to a task. Our calling is to govern a part of your creation. Give us the faith to realize that we are instruments to carry out your will for your children. In order to better fulfill this awesome calling we ask that you remove from us selfishness, envy, self-seeking, self-enhancing, party spirit, shortsightedness and any other of our varied characteristics which would hinder us. Give us the grace to venture forth, having learned well the lessons of the past but with faith in the future. As we are confronted by issues may we always seek your will and ask the great question: What benefits my fellowman? Now be present in our deliberations. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-second day after recess and forty-third day and recommends that the same be corrected as follows:

On page 448, line 41, delete the word "Senate" and insert in lieu thereof the word "House"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 678 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Vice Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 765 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Line 234 after the word "duty" insert the following language: "when requested"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 686 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 711 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 734 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 737 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 870 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 915 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of the amendments to House Bill No. 566, be dispensed with, which motion prevailed.

Senator George moved that the amendments to House Bill No. 566 as recommended by the Committee on Political Subdivisions and printed on pages 471 to 477 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the reading of the proposed amendments to House Bill No. 566 be dispensed with, which motion prevailed.

Senator Sorlie moved that House Bill No. 566 be further amended as follows:

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; township 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 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; and 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, 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.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Solberg	Witteaman
Jurgensen	Morgan		
Absent and not voting:			
Berube	Roen	Sinner	

So the bill passed and the title was agreed to.

House Bill No. 527. A Bill for an Act making an appropriation for the purpose of administering the provisions of chapter 54-50 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath

Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		
Absent and not voting:			
Hernett	Roen	Sinner	

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Kautzmann	Rait	Thompson
Chesrown	Kisse	Ringsak	Torgerson
Ecker	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman

Those voting in the negative were:

Baeverstad	Kadlec	Mutch	Rolfsrud
Beck	Kelly	Nelson	Sorlie
Becker	Kjos	Redlin	Strinden
Bopp	Larson	Reichert	Trenbeath
Dahlund	Mahoney	Robinson	Tuff
Forkner	Morgan	Roen	Urdahl

Jurgensen
So the bill was declared lost.

Senator Forkner moved that the vote by which House Bill No. 570 was lost be reconsidered and the motion to reconsider be laid on the table, 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 an effective date.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Rait	Strinden
Chesrown	Kjos	Redlin	Thompson
Ecker	Larson	Reichert	Torgerson
Forkner	Lashkowitz	Robinson	Trenbeath
George	Lips	Roen	Tuff
Hernett	Longmire	Ruemmele	Urdahl
Holand	Luick	Saumur	Van Horn
Jurgensen	Mahoney	Sinner	Walz
Kadlec			Witteman

Those voting in the negative were:

Baeverstad	Dahlund	Ringsak	Weber
Beck	Morgan	Rolfsrud	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Sinner
Beck	Kadlec	Nelson	Solberg
Becker	Kautzmann	Rait	Sorlie
Berube	Kelly	Redlin	Strinden
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson

Dahlund	Larson	Robinson	Trenbeath
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Walz
George	Luick	Ruemmele	Weber
Hernett	Mahoney	Saumur	Witteaman
Holand	Morgan		

Those voting in the negative were:

Lashkowitz Tuff Van Horn

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman

Jurgensen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman

Jurgensen

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
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Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen			

Those voting in the negative were:

Dahlund Morgan Redlin

Absent and not voting:

Trenbeath

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:

Tuff.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteaman

Absent and not voting:

Tuff

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Morgan	Thompson
Becker	Kisse	Mutch	Torgerson
Berube	Kjos	Rait	Tuff
Dahlund	Larson	Ringsak	Urdahl
Forkner	Lashkowitz	Robinson	Van Horn
George	Lips	Rolfstrud	Walz
Hernett	Longmire	Saumur	Weber
Jurgensen	Luick	Solberg	Witteaman
Kadlec	Mahoney	Sorlie	

Those voting in the negative were:

Beck	Holand	Redlin	Ruemmele
Bopp	Kelly	Reichert	Strinden
Chesrown	Nelson	Roen	Trenbeath
Ecker			

Absent and not voting:

Sinner

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson

Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 36; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Sorlie
Beck	Kadlec	Rait	Thompson
Berube	Kautzmann	Redlin	Trenbeath
Bopp	Kjos	Reichert	Tuff
Chesrown	Larson	Rolfsrud	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman

Those voting in the negative were:

Becker	Kelly	Mutch	Roen
Dahlund	Kisse	Ringsak	Strinden
Forkner	Morgan	Robinson	Torgerson

Absent and not voting:

Nelson

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Mahoney moved that House Bill No. 542 be re-referred to the Committee on Education, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Ringsak	Torgerson
Bopp	Kisse	Robinson	Trenbeath

Chesrown	Kjos	Roen	Tuff
Dahlund	Larson	Rolfsrud	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
Forkner	Lips	Saumur	Walz
George	Longmire	Sinner	Weber
Hernett	Luick	Solberg	Witteman
Holand	Mahoney		

Absent and not voting:

Nelson Redlin Reichert

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Rait	Sinner
Beck	Jurgensen	Redlin	Strinden
Becker	Kadlec	Reichert	Thompson
Berube	Kautzmann	Ringsak	Trenbeath
Bopp	Kelly	Robinson	Tuff
Chesrown	Lashkowitz	Roen	Urdahl
Dahlund	Lips	Rolfsrud	Van Horn
Ecker	Longmire	Ruemmele	Walz
George	Mahoney	Saumur	Witteman
Hernett			

Those voting in the negative were:

Forkner	Larson	Mutch	Torgerson
Kisse	Luick	Solberg	Weber
Kjos	Morgan	Sorlie	

Absent and not voting:

Nelson

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-FIFTH DAY

Bismarck, February 18, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Thomas Wedward, Peace Lutheran, Mandan.

Our heavenly Father, in the past you have confronted man in a burning bush; the belly of a whale; the person of a dying carpenter's son; a monk lecturing at Wittenberg University, and in the love of a saintly Pope named John. You have confronted man through these and many other instruments. And when man realized your presence and responded, your good will for mankind was implemented in concrete action. You have called us to the task of intending part of your creation and so our prayer is simply that you give us the faith to see your continued confronting of man in the great issues of today. As we respond to these issues may we respond in such a way that our talents are used for the betterment and dignifying of our fellowmen and thus faithful service to you. Amen.

Roll call: All Senators present except Senator Nelson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-third

day after recess and forty-fourth day and recommends that the same be corrected as follows:

On page 482, line 39, delete the figure "39" and insert in lieu thereof the figure "38"

On page 488, delete lines 1 through 19 and insert in lieu thereof the following:

"Senate Bill No. 338. A Bill for an Act providing for a capitol grounds planning commission; making an appropriation for grounds planning, making an appropriation for a state highway department building, and declaring an emergency."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Ringsak	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfstrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Absent and not voting:

Nelson Reichert

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Nelson

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 sub-divisions thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson

Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Absent and not voting:			
Nelson			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Nelson

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.

Was read the second time.

Senator Sinner moved that House Bill No. 839 be laid over one legislative day, which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Rait	Strinden
Beck	Kadlec	Redlin	Thompson
Becker	Kautzmann	Reichert	Torgerson
Berube	Kisse	Robinson	Trenbeath
Bopp	Kjos	Roen	Tuff
Chesrown	Larson	Rolfsrud	Urdahl
Dahlund	Lashkowitz	Ruemmele	Van Horn
Ecker	Lips	Saumur	Walz
George	Longmire	Sinner	Weber
Hernett	Luick	Solberg	Witteman
Holand	Mahoney	Sorlie	

Those voting in the negative were:

Forkner	Morgan	Mutch	Ringsak
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Kelly

Absent and not voting:

Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sinner
Becker	Kautzmann	Mutch	Solberg
Berube	Kelly	Rait	Sorlie
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Roen	Urdahl
George	Lips	Rolfsrud	Walz
Hernett	Longmire	Ruemmele	Weber
Holand	Luick	Saumur	Witteman
Jurgensen	Mahoney		

Those voting in the negative were:

Beck	Robinson	Strinden	Torgerson
Forkner			

Absent and not voting:

Nelson	Van Horn
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So the bill passed and the title was agreed to.

FIRST READING OF A SENATE MEMORIAL RESOLUTION

Senators Holand and Reichert introduced:

Senate Memorial Resolution No. 1. A memorial resolution extending sympathy and condolence to Senator Emil T. Nelson upon the death of his mother.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that Senate Memorial Resolution No. 1 be not printed as a bill but printed in the Journal and placed on second reading and final passage, which motion prevailed.

SENATE MEMORIAL RESOLUTION No. 1

Introduced by Senators Holand and Reichert

A memorial resolution extending sympathy and condolence to Senator Emil T. Nelson upon the death of his mother.

1 WHEREAS, God in His infinite wisdom has seen fit
2 to summon from our midst Mrs. L. L. C. Nelson,
3 the mother of our colleague, Senator Emil T. Nelson; and
4 WHEREAS, Senator Emil T. Nelson is held
5 in the highest esteem by all members of the legislative
6 assembly, who share with him his great sorrow;

7 NOW, THEREFORE, BE IT RESOLVED BY

8 THE SENATE OF THE STATE OF

9 NORTH DAKOTA:

10 That we express our deep sorrow and extend to
11 Senator Emil T. Nelson and all members of his family
12 our sincere sympathy and condolence in this their time of
13 sorrow; and

14 BE IT FURTHER RESOLVED, that this resolution
15 be entered in the journal and the Secretary of State is
16 hereby directed to present an enrolled copy to

17 Senator Emil T. Nelson and members of his family.

SECOND READING OF A SENATE MEMORIAL RESOLUTION

Senate Memorial Resolution No. 1. A memorial resolution extending sympathy and condolence to Senator Emil T. Nelson upon the death of his mother.

Was read the second time.

Senator Holand moved that Senate Memorial Resolution No. 1 be adopted, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p.m., February 19, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

Bismarck, February 19, 1965

The Senate convened pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Memorial Resolution No. 1

Senate Concurrent Resolution "Z"

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Memorial Resolution No. 1

Senate Concurrent Resolution "Z"

And the President signed the same in the presence of the Senate.

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

SECOND 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Sorlie
Beck	Kelly	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Bopp	Kjos	Ringsak	Torgerson

Chesrown	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfstrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan	Solberg	Witteman
Kadlec			

Absent and not voting:

Berube	Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 358 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Strinden
Beck	Kelly	Redlin	Thompson
Bopp	Kisse	Ringsak	Torgerson
Chesrown	Kjos	Robinson	Trenbeath
Dahlund	Larson	Roen	Tuff
Ecker	Lashkowitz	Rolfstrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Solberg	Witteman
Kadlec	Morgan	Sorlie	

Those voting in the negative were:

Becker	Rait
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Absent and not voting:

Berube	Hernett	Nelson	Reichert
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sorlie
Beck	Kautzmann	Mutch	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen			

Absent and not voting:

Hernett	Nelson	Reichert	Sinner
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz

George	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Wittman
Jurgensen	Morgan		

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 579

House Concurrent Resolution "F"

And the President signed the same in the presence of the Senate.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-FIFTH DAY

Bismarck, February 19, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain John H. Nicolai, Trinity Lutheran, Bismarck, North Dakota.

We thank Thee, O Lord, for another day in which we are privileged to move and live before Thee and Thy creation. We are grateful for the pleasant weather and the sunshine of Thy love in our lives. In the midst of the myrial of concerns before these Legislators, we pause to seek Thy direction and guidance for them. In all that they do, may it be done in the interests of the common good of all men and in accordance with Thy will. In Jesus' Name. Amen.

Roll Call: All Senators present except Senators Hernett, Nelson and Reichert.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-third day after recess, forty-fourth and forty-fifth day and recommends that the same be corrected as follows:

On page 498, line 11, delete the figure "704" and insert in lieu thereof the figure "904".

On page 498, line 14, delete the figure "704" and insert in lieu thereof the figure "904".

On page 498, line 48, after the word "adopted" insert the words "which motion prevailed"

After line 48 insert the following: "Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 612 has had the same under consideration and recommends that the same be indefinitely postponed. SENATOR FORKNER, Vice Chairman. Senator Forkner moved that the report be adopted."

On page 520, line 23, delete the words "as amended".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 361. A Bill for an Act to amend and reenact section 4-30-02 of the North Dakota Century Code relating to the bonding of purchasers of dairy products.

Was read the first time and referred to the Committee on Agriculture.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Ringsak moved that House Bill No. 631 be amended as follows:

In line 8, after the comma insert the following "excluding the provinces of Canada"

Which motion was lost.

ROLL CALL

The question being on the final passage of House Bill No. 631, the roll was called and there were: ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kadlec	Mahoney	Thompson
Berube	Kautzmann	Rait	Torgerson
Bopp	Kelly	Redlin	Trenbeath
Chesrown	Kisse	Robinson	Tuff
Dahlund	Kjos	Rolfstrud	Urdahl
Ecker	Larson	Ruemmele	Van Horn
George	Lashkowitz	Saumur	Walz
Holand	Lips	Sinner	Weber
Jurgensen	Longmire	Sorlie	Witteman

Those voting in the negative were:

Baeverstad	Morgan	Ringsak	Solberg
Beck	Mutch	Roen	Strinden

Forkner

Absent and not voting:

Hernett	Luick	Nelson	Reichert
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfstrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteaman
Jurgensen	Morgan		

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

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 second time.

Senator Forkner moved that House Bill No. 639 be re-referred to the Committee on Industry, Business and Labor, which motion was declared carried.

Senator Sinner moved that the Senate reconsider the action by which House Bill No. 639 was re-referred to the Committee on Industry, Business and Labor, which motion was declared carried.

A division was requested, which request was granted, and the motion was declared lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sorlie
Beck	Kautzmann	Mutch	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Holand	Luick	Saumur	Witteaman
Jurgensen	Mahoney	Sinner	

Those voting in the negative were:

Ecker	Solberg	Van Horn
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Absent and not voting:

Hernett	Nelson	Reichert
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteaman
Jurgensen	Morgan		

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Lips	Sorlie
Becker	Jurgensen	Longmire	Thompson
Berube	Kadlec	Luick	Torgerson
Chesrown	Kautzmann	Mahoney	Tuff
Dahlund	Kelly	Mutch	Van Horn
Ecker	Kisse	Rait	Walz
Forkner	Larson	Sinner	Weber
George	Lashkowitz	Solberg	

Those voting in the negative were:

Beck	Redlin	Rolfsrud	Trenbeath
Bopp	Ringsak	Ruemmele	Urdahl
Kjos	Robinson	Saumur	Witteaman
Morgan	Roen	Strinden	

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Longmire	Thompson
Becker	Jurgensen	Luick	Torgerson
Berube	Kadlec	Mahoney	Trenbeath
Bopp	Kelly	Rait	Urdahl
Chesrown	Kjos	Rolfsrud	Van Horn
Dahlund	Larson	Saumur	Walz
Forkner	Lashkowitz	Sinner	Weber
George	Lips	Solberg	Witteaman

Those voting in the negative were:

Beck	Morgan	Robinson	Sorlie
Ecker	Mutch	Roen	Strinden
Kautzmann	Redlin	Ruemmele	Tuff
Kisse	Ringsak		

Absent and not voting:

Hernett	Nelson	Reichert
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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.

Was read the second time.

Senator Mutch moved that House Bill No. 745 be placed at the foot of the calendar, which motion prevailed.

MOTION

Senator Van Horn moved that the House be requested to return House Bill No. 613, 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. 513 - 514 - 517 - 519

House Bill No. 524 - 526 - 527 - 528

House Bill No. 532 - 545 - 575 - 576

House Bill No. 599 - 601 - 615 - 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

Senate Chamber

Bismarck, February 19, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 570 - 613 - 678 - 686

House Bill No. 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. 579

House Concurrent Resolution "F"

Which the President has signed.

GERALD L. STAIR, Secretary

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 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Sorlie
Beck	Kelly	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Ringsak	Torgerson
Bopp	Larson	Robinson	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Dahlund	Lips	Rolfstrud	Urdahl
Ecker	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan	Solberg	Witteman
Kadlec			

Absent and not voting:

Forkner	Hernett	Nelson	Reichert
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Sorlie
Beck	Kelly	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Ringsak	Torgerson
Bopp	Larson	Robinson	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfstrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan	Solberg	Witteman
Kadlec			

Those voting in the negative were:

Dahlund

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Absent and not voting:

Hernett	Nelson	Reichert
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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.

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, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Thompson
Beck	Kadlec	Rait	Torgerson
Berube	Kautzmann	Redlin	Trenbeath
Bopp	Kelly	Ringsak	Tuff
Chesrown	Kisse	Roen	Urdahl
Dahlund	Kjos	Ruemmele	Van Horn
Ecker	Larson	Sinner	Walz
Forkner	Lashkowitz	Solberg	Weber
George	Lips	Sorlie	Witteman
Holand	Longmire		

Those voting in the negative were:

Becker	Morgan	Robinson	Saumur
Luick	Mutch	Rolfsrud	Strinden

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Senator Morgan moved that House Concurrent Resolution "D" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Strinden moved that House Bill No. 612 be re-referred to the Committee on Industry, Business and Labor, which motion was declared carried.

A division was requested, which request was granted and the motion was declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 612, the roll was called and there were: ayes, 18; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Sinner	Urdahl
Berube	Kautzmann	Solberg	Van Horn
Bopp	Larson	Thompson	Weber
Ecker	Lashkowitz	Tuff	Witteman
Jurgensen	Rait		

Those voting in the negative were:

Beck	Kelly	Morgan	Ruemmele
Becker	Kisse	Mutch	Saumur
Chesrown	Kjos	Redlin	Sorlie
Dahlund	Lips	Ringsak	Strinden
Forkner	Longmire	Robinson	Torgerson
George	Luick	Roen	Trenbeath
Holand	Mahoney	Rolfsrud	Walz

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill was declared lost.

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.

Was read the second time.

Senator Ecker requested that he be excused from voting on House Bill No. 734, which request was granted.

Senator Longmire moved that House Bill No. 734 be amended as follows:

In line 13 after the word "open" insert the following words "or within one hour thereafter"

The Chair being in doubt a division was had.

A recorded vote was requested by Senator Lashkowitz, which request was denied because such request was not joined in by eight Senators.

The question being on the motion of Senator Longmire to amend House Bill No. 734, which motion was declared carried.

Senator Longmire moved that the rules be suspended and that House Bill No. 734 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 734, as amended from the floor, the roll was called and there were: ayes, 27; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kelly	Redlin	Thompson
Chesrown	Lashkowitz	Ringsak	Urdahl
Dahlund	Lips	Rolfsrud	Van Horn
Holand	Longmire	Ruemmele	Walz
Jurgensen	Luick	Saumur	Weber
Kadlec	Mahoney	Sinner	Witteman
Kautzmann	Rait	Sorlie	

Those voting in the negative were:

Baeverstad	George	Mutch	Strinden
Beck	Kisse	Robinson	Torgerson
Becker	Kjos	Roen	Trenbeath

Bopp	Larson	Solberg	Tuff
Forkner	Morgan		
Absent and not voting:			
Hernett	Nelson	Reichert	
Excused from voting:			
Ecker			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution No. 1

Was delivered to the Secretary of State at the hour of 1:15 o'clock p.m., February 19, 1965.

SENATOR BECK, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "Z"

Was delivered to the Secretary of State at the hour of 3:00 o'clock p.m., 19 February 1965.

SENATOR BECK, Chairman

SECOND READING OF HOUSE BILLS

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 second time.

Senator Kisse moved that House Bill No. 737 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 748. A Bill for an Act to provide additional jurisdiction and authority to county justices.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Ringsak	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfsrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Absent and not voting:

Hernett	Nelson	Reichert
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So the bill passed and the title was agreed to.

MOTION

Senator Van Horn moved that the Senate reconsider the action by which House Bill No. 613 was indefinitely postponed, which motion prevailed.

Senator Thompson moved that Senate Bill No. 613 be amended as follows:

In line 7, delete the words "mechanical" and "pneumatic".

In line 8, delete the word "hydraulic".

Senator Longmire made the substitute motion that House Bill No. 613 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

EXECUTIVE SESSION

Senator Holand moved that the Senate resolve itself into an Executive Session and receive messages from the Governor, which motion prevailed.

Four messages from the Governor were read by the Secretary requesting confirmation of the following executive appointments:

To the State Board of Public School Education —

Eldon Orth, Lidgerwood, appointed July 1, 1963 - July 1, 1966;
 Paul Dalager, Bismarck, appointed July 1, 1963 - July 1, 1966;
 Leonard Havig, Williston, appointed July 1, 1963 - July 1, 1968;
 Sam Kessler, Belfield, appointed July 1, 1963 - July 1, 1968;
 Eddie Swanson, Esmond, appointed July 21, 1964 - July 1, 1970;
 Richard Hilborn, Durbin, appointed July 21, 1964 - July 1, 1970.

To State Historical Society Board of Directors —

Edward A. Milligan, Bottineau, appointed July 1, 1963 - July 1, 1965;
 Robert Cory, Minot, appointed July 1, 1963 - July 1, 1966;
 Mrs. Marion Piper Sullivan, Mohall, appointed July 1, 1963 - July 1, 1966;
 Dr. Elwyn B. Robinson, UND, appointed July 1, 1963 - July 1, 1966;
 Murray A. Baldwin, Fargo, appointed November 18, 1963 - July 1, 1965;
 Rev. H. W. Case, Bismarck, appointed July 1, 1964 - July 1, 1967;
 T. E. Kopseng, Bismarck, appointed July 1, 1964 - July 1, 1967;
 LaVern Neff, Williston, appointed July 1, 1964 - July 1, 1967;
 Lawrence Summers, Grand Forks, appointed August 6, 1964 - July 1, 1965;

To State Board of Higher Education —

Fred Orth, Grand Forks, whose term expires on July 1, 1965, to another regular seven-year term from July 1, 1965 to July 1, 1972.

To Soldiers Home Trustees —

Clarence Welander, Fullerton, appointed July 1, 1963 - July 1, 1966;
 William Gust, Jr., St. Thomas, appointed July 1, 1964 - July 1, 1967.

The Senate in Executive Session thereupon advised and consented to all of the above appointments and confirmed the same.

The Executive Session was thereupon dissolved and the Senate resumed its regular session.

MOTIONS

Senator Rait moved that House Bill No. 727 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Rait moved that House Bill No. 727 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Holand moved that the Senate recess until 1:30 p.m., February 20, 1965, which motion prevailed.

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

Bismarck, February 20, 1965

The Senate convened pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 502 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 504 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 509 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Rolfsrud moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman
Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 518 has had the same under consideration and recommends that the same be amended as follows:

In line 10 delete the figure "\$250,000.00" and insert in lieu thereof the figure "\$300,000.00"

In line 17 delete the figure "\$327,335.00" and insert in lieu thereof the figure "\$357,335.00"

In line 18 delete the figure "\$129,955.00" and insert in lieu thereof the figure "\$139,955.00"

In line 20 delete the figure "\$17,315.00" and insert in lieu thereof the figure "\$27,315.00"

In line 21 delete the figure "\$550,000.00" and insert in lieu thereof the figure "\$600,000.00"

In line 22 delete the figure "\$250,000.00" and insert in lieu thereof the figure "\$300,000.00"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman
Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman
Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 558 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman
Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 560 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman
Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 592 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman
Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 596 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman
Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 621 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman
Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom

was referred House Bill No. 627 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman
Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 630 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman
Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 642 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman
Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President. Your Committee on Natural Resources to whom was referred House Bill No. 645 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman
Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 661 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman
Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 669 has had the same under consideration and recommends that the same be amended as follows:

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”

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman
Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 725 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman
Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

FORTY-SEVENTH DAY

Bismarck, February 20, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain A. Ben Dove, First Presbyterian, Mandan.

Our Lord and God, source of all wisdom and truth and joy, we give Thee thanks for sharing with us the dignity and responsibility of making up our own minds. Forgive us when pride or stubbornness or greed or fear has been the source of our decisions. Even as we recognize our weakness give us the grace and courage not to blame or hate others for our failures. Remind us again of Thy love for us — even as we sin. Remind us of Thy continued call to build and nurture in accord with Thy plan for this state.

In that faith — free us from the deadening weight of our guilt.

We give thanks for this vast and fruitful country entrusted to our care. Grant that the comfort and security we enjoy will never insulate us from the sharp chill and hunger, the despair of those denied the opportunities we take for granted.

Especially in these days guide and encourage the President of the United States. Grant him courage and wisdom as he faces with us and for us the threats of a tortured world. Be with those who each day put their lives on the line between tyranny and our freedom.

As we turn to this day's labor, may we in like devotion work for the common good.

In the name of Jesus Christ. Amen.

Roll call: All Senators present except Senators Baeverstad, Becker, Berube, Bopp, Chesrown, Ecker, Forkner, George, Hernet, Jurgensen, Kelly, Kisse, Kjos, Lashkowitz, Luick, Morgan, Mutch, Nelson, Redlin, Ringsak, Robinson, Roen, Rolfsrud, Ruemmele, Saumur, Sinner, Solberg, Sorlie, Thompson, Torgerson, Tuff, Urdahl, Van Horn, Walz and Witteman.

So the President declared that the Senate lacked a quorum.

Senator Holand moved that the Senate recess until 1:00 p.m., on February 22, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-SEVENTH DAY AFTER RECESS, FORTY-EIGHTH AND
FORTY-NINTH DAY

Bismarck, February 22, 1965

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-fifth day after recess and forty-sixth day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 31

And find the same correctly engrossed and enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign: Senate Bill No. 31

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

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. President: 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.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: 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 9 after the word "parents" insert the following " , custodial parent"

In line 11 after the word "parents" insert the following " , custodial parent"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 548 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 594 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 622 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 644 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the triple parentheses and the word "thirty"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 646 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 647 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 674 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MUTCH, Vice Chairman

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 879 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "T" has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "H-1" has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "I-1" has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "R-1" has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 649, 671, 740, House Concurrent Resolution "J", House Bills Nos. 654, 502, 508, 518, 630, 669, and 725, be dispensed with, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 649 as recommended by the Committee on Judiciary, and printed on page 499 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 671 as recommended by the Committee on Finance and Taxation, and printed on pages 499 and 500 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 740 as recommended by the Committee on Agriculture, and printed on pages 500 and 501 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Concurrent Resolution "J" as recommended by the Committee on Agriculture and printed on pages 501 and 502 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 654 as recommended by the Committee on Judiciary and printed on pages 509 and 510 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 502 as recommended by the Committee on Appropriations and printed on page 539 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 508 as recommended by the Committee on Appropriations and printed on page 539 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 518 as recommended by the Committee on Appropriations and printed on page 540 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to House Bill No. 630 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 541 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 669 as recommended by the Committee on Political Subdivisions and printed on page 541 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 725 as recommended by the Committee on Natural Resources and printed on page 541 of the Senate Journal, be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Torgerson moved that House Bill No. 870 be placed at the foot of the calendar, 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.

Was read the second time.

Senator Lips moved that the rules be suspended and that the reading of the proposed amendments to House Bill No. 566 be dispensed with, which motion prevailed.

Senator Lips moved that House Bill No. 566 be amended as follows:

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.

Which motion prevailed.

Senator Holand moved that the rules be suspended and the reading of the proposed amendments by Senator Mahoney to House Bill No. 566 be dispensed with, which motion prevailed.

Senator Mahoney moved that House Bill No. 566 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 the townships of Grand Forks and Falconer 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 the township of Grand Forks and Falconer 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 two 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 LaMoire, 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;

And renumber the lines accordingly.

Senator Baeverstad: Mr. President, I request that Senator Ringsak read a statement for me into the record on the motion of Senator Mahoney to amend House Bill No. 566.

The following statement was then read into the record by Senator Ringsak for Senator Baeverstad.

Senator Baeverstad: Mr. President and Fellow Senators:

About a week ago the Secretary of the Senate read to you my prepared statement in protest to the passage of Senate Bill 39. Again last Thursday, I rose in protest to the amendments to House Bill 566 as it was practically in the same language as was Senate Bill 39.

The amendments to House Bill 566 did pass, I must now oppose the passage of this bill.

When one realizes that the enactment into law of this proposed legislation for all practical purposes will completely eliminate Towner County as a legislative unit, placing portions of it in one district or another, I am therefore, very pleased to second the amendment offered by Senator Mahoney, attaching all of Towner County to Cavalier County as a senatorial district.

Last Thursday Senator Lips mentioned that we would not be eliminated, but continue to exist in the two different districts, he made it sound as though we would not be hurt too badly. When you consider that our total population of fifty-six hundred twenty-four would be divided, twenty-eight hundred twelve in each district, you can easily see that our half, or approximately 2800, would have practically no influence when joined with an additional 10,064 people as it is annexed to Cavalier County, or 10,641 people as annexed to Rquette County.

I further question the justice of reapportionment when it divides county areas. Members of the Senate, I again urge you to support Senator Mahoney's amendment.

The question was on the motion of Senator Mahoney to amend House Bill No. 566, which motion was declared lost.

A division was requested, which request was granted and a division was had, and the motion was again declared lost.

Senator Hernet moved that House Bill No. 566 be amended as follows:

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 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 and 2 of this Act shall not become null and void until the following primary election."

And number the lines accordingly.

Which motion prevailed.

Senator Hernet moved that the rules be suspended and that House Bill No. 566 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 566, as amended on pages 471 to 477 of the Senate Journal and from the floor, the roll was called and there were: ayes, 30; nays, 19; absent and not voting, 0.

Senator Baeverstad: Mr. President. I rise to a point of personal privilege and I want my remarks printed in the Journal. It has been called to my attention that I voted nay on the final passage of House Bill No. 566, and I want to state for the record that I intended to vote aye. I understand it is too late to have this changed on the roll call on the final passage, but I want the record

to definitely show that I intended to vote aye on this bill. Thank you.

Senator Sinner moved that the rules be suspended and that Senator Baeverstad be allowed to change his vote from nay to aye on the roll call on House Bill No. 566, which motion prevailed.

Those voting in the affirmative were:

Baeverstad	Holand	Redlin	Sorlie
Becker	Kautzmann	Reichert	Thompson
Berube	Kjos	Ringsak	Trenbeath
Bopp	Lips	Robinson	Tuff
Chesrown	Longmire	Roen	Van Horn
Dahlund	Luick	Ruemmele	Walz
George	Mahoney	Saumur	Witteman
Hernett	Morgan		

Those voting in the negative were:

Beck	Kelly	Nelson	Strinden
Ecker	Kisse	Rait	Torgerson
Forkner	Larson	Rolfsrud	Urdahl
Jurgensen	Lashkowitz	Sinner	Weber
Kadlec	Mutch	Solberg	

So the bill passed and the title was agreed to.

Senator Holand 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.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-NINTH DAY

Bismarck, February 22, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Rev. A. C. Sherve, Chaplain at State Hospital, Jamestown.

Almighty Lord, on this day we remember our first president, George Washington, and give Thee thanks for our form of government which has been handed down to us from his day. Through our founding fathers integrity, wisdom, and perseverance, our lawmakers here gathered carry out the government of the people.

We ask Thy blessings upon these Senate members today. They are human and there are many pressures upon them from all sides — peoples and groups, some of which desire special treatments. Give to our Senators the courage and wisdom to act responsibly for the good of the whole State. There is the pressure of time — so much to do in so little time. Give to them good judgment in their deliberations that nothing may be done rashly.

Thou knowest, O Lord, how weak and vacillating we all are at times; give to our lawmakers the ability to stand up for that which is true and just for our people.

As we confess that Thou are our Lord, our Creator, our Sustainer, that we are Thy subjects, grant to all of us the awareness that we do have a Lord and Master who is constantly trying to get through to guide and direct us for our fulfillment and enrichment. May Thy will be done, O Lord.

All of these things we pray in Thy name that Thou may be glorified through our works. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-sixth

day after recess and the forty-seventh day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the Senate recess until after the joint session, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

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

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 return:

House Bill No. 612

Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary

MOTION

Senator Dahlund moved that Senate Memorial Resolution No. 2, which was adopted in the joint session on February 22, 1965, be printed in the journal and not as a bill, which motion prevailed.

SENATE MEMORIAL RESOLUTION NO. 2

Introduced by Committee on Senate Memorial Resolutions

A memorial resolution for deceased members of the Senate of the State of North Dakota

- 1 WHEREAS, since the adjournment of the
- 2 Thirty-eighth Legislative Assembly, God in His wisdom has
- 3 seen fit to summon to eternal rest His servants and our
- 4 former colleagues:
- 5 J. RAYMOND ANDRE, who served in the thirty-sixth and
- 6 thirty-seventh legislative assemblies, from the sixteenth
- 7 legislative district, died February 12, 1964.
- 8 PALMER L. FOSS, who served in the twenty-seventh to
- 9 thirty-eighth legislative assemblies, inclusive, from the
- 10 fifteenth legislative district, died July 15, 1964.
- 11 WILLIAM LOWE, who served in the twenty-fourth and
- 12 twenty-fifth legislative assemblies, from the second
- 13 legislative district, died May 18, 1963.
- 14 W. H. MEHLHOFF, who served in the thirtieth and thirty-

15 first legislative assemblies, from the thirty-sixth legislative
 16 district, died October 26, 1964.

17 EMIL STRAND, who served in the thirty-first and thirty-
 18 second legislative assemblies, from the thirty-ninth legislative
 19 district, died August 12, 1964.

20 BERNARD UNRUH, who served in the twenty-first and
 21 twenty-second legislative assemblies, from the thirty-fifth
 22 legislative district, died March 30, 1964.

23 WHEREAS, today, we as members of the Senate
 24 of the Thirty-ninth Legislative Assembly of the State
 25 of North Dakota, pause to mourn the passing of our
 26 former colleagues, and to honor their memories; and

27 WHEREAS, these men rendered outstanding
 28 service to the people of this state by their contribution
 29 to their fellow men and their communities:

30 NOW, THEREFORE, BE IT RESOLVED BY THE
 31 SENATE OF THE THIRTY-NINTH LEGISLATIVE
 32 ASSEMBLY OF THE STATE OF NORTH DAKOTA:

33 That we express our keen sorrow on their passing
 34 and our appreciation, on behalf of the people of North
 35 Dakota, of the loyal and devoted service of these, our
 36 former colleagues.

37 BE IT FURTHER RESOLVED, that for the
 38 perpetuation of their memory, this token of respect and
 39 sympathy by their successors in trust be printed in the
 40 Journal of the Senate and that dully enrolled copies
 41 of this resolution be presented by the Secretary of State
 42 to the surviving families of these deceased senators.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Longmire moved that House Bill No. 745 be amended as follows:

In line 13 delete the words "en ventre se mere" and insert in lieu thereof the word "unborn".

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 745 be placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 745, as amended from the floor, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Baeverstad Urdahl

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. Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Nelson	Solberg
Becker	Kelly	Rait	Sorlie
Berube	Kisse	Redlin	Strinden
Bopp	Kjos	Reichert	Thompson
Chesrown	Larson	Ringsak	Torgerson
Dahlund	Lips	Robinson	Trenbeath
Ecker	Longmire	Roen	Tuff
Forkner	Luick	Rolfsrud	Van Horn
George	Mahoney	Ruemmele	Walz
Hernett	Morgan	Saumur	Weber
Holand	Mutch	Sinner	Witteman
Kadlec			

Those voting in the negative were:

Jurgensen Lashkowitz

Absent and not voting:

Baeverstad Urdahl

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.

Was read the second time.

Senator Sinner moved that House Bill No. 839 be amended as follows:

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.

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 839 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 839, as amended from the floor, the roll was called and there were: ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Thompson
Berube	Kisse	Rait	Torgerson
Bopp	Kjos	Redlin	Trenbeath
George	Larson	Reichert	Tuff
Hernett	Lashkowitz	Rolfsrud	Urdahl
Holand	Lips	Ruemmele	Van Horn
Jurgensen	Longmire	Sinner	Walz
Kadlec	Luick	Solberg	Witteman
Kautzmann	Mahoney	Sorlie	

Those voting in the negative were:

Beck	Forkner	Ringsak	Saumur
Chesrown	Morgan	Robinson	Strinden

Dahlund Nelson Roen Weber
Ecker

Absent and not voting:
Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Baeverstad

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Baeverstad

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

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.

GERALD L. STAIR, Secretary

Senator Holand moved that the Senate recess until 1:00 p.m., February 23, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FORTY-NINTH DAY AFTER RECESS AND
FIFTIETH DAY

Bismarck, February 23, 1965

The Senate convened at 1:00 p.m, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 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

And the President signed the same in the presence of the Senate.

CONSIDERATION OF AMENDMENTS

Senator Roen moved that the amendments to House Bill No. 543 as recommended by the Committee on Education and printed on page 544 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 644 as recommended by the Committee on Education and printed on page 544 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred House Bill No. 636 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 720 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 774 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 23, 1965

Mr. President: I have the honor to return:

Senate Bill No. 104 - 235

Which the House has amended as follows

AMENDMENTS TO SENATE BILL No. 104

At the end of line 4 of the title delete the word "CREATED"

AMENDMENTS TO SENATE BILL No. 235

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.

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 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. 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

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Rait	Sorlie
Beck	Kisse	Redlin	Strinden
Becker	Kjos	Reichert	Thompson
Berube	Larson	Ringsak	Torgerson
Bopp	Lashkowitz	Robinson	Trenbeath
Chesrown	Lips	Roen	Tuff
Ecker	Longmire	Rolfstrud	Urdahl
Forkner	Mahoney	Ruemmele	Van Horn
George	Morgan	Saumur	Walz
Hernett	Mutch	Sinner	Weber
Holand	Nelson	Solberg	Witteman
Jurgensen			

Absent and not voting:

Dahlund	Kadlec	Kelly	Luick
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So the bill passed and the title was agreed to.

House Bill No. 558. A Bill for an Act relating to the disposition of facilities of county agricultural and training schools.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Robinson	Trenbeath
Chesrown	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfstrud	Urdahl

Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman
Jurgensen	Mutch		
Absent and not voting:			
Dahlund	Kelly	Ringsak	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kautzmann	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Solberg	Witteman
Jurgensen	Mutch		

Absent and not voting:

Dahlund	Kelly	Sinner
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Dahlund

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman

Absent and not voting:

Dahlund

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman

Absent and not voting:

Dahlund

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kautzmann	Rait	Thompson
Becker	Kelly	Redlin	Torgerson
Berube	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Ecker	Larson	Roen	Urdahl
Forkner	Lashkowitz	Rolfsrud	Van Horn
George	Lips	Saumur	Walz

Hernett	Longmire	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Mutch		

Those voting in the negative were:

Bopp	Morgan	Ruemmele	Strinden
Luick	Ringsak		

Absent and not voting:
Dahlund

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berubé	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Dahlund

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Dahlund

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Dahlund

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen			

Those voting in the negative were:

Morgan Ringsak Thompson

Absent and not voting:

Dahlund

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.

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, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Forkner	Kisse	Roen
Beck	George	Kjos	Saumur
Becker	Hernett	Lashkowitz	Solberg
Berube	Holand	Lips	Torgerson

Bopp	Jurgensen	Longmire	Tuff
Chesrown	Kautzmann	Redlin	Walz
Ecker	Kelly	Reichert	

Those voting in the negative were:

Kadlec	Nelson	Ruemmele	Trenbeath
Larson	Rait	Sinner	Urdahl
Luick	Ringsak	Sorlie	Van Horn
Mahoney	Robinson	Strinden	Weber
Morgan	Rolfsrud	Thompson	Witteman
Mutch			

Absent and not voting:
Dahlund

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kjos	Redlin	Thompson
Bopp	Larson	Reichert	Torgerson
Chesrown	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:
Dahlund Kisse

So the bill passed and the title was agreed to.

MOTION

Senator Lashkowitz moved that the Senate reconsider the action by which House Bill No. 855 was indefinitely postponed, which motion prevailed.

Senator Lashkowitz moved that House Bill No. 855 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Torgerson
Bopp	Kjos	Redlin	Trenbeath
Chesrown	Larson	Reichert	Tuff

Ecker	Lashkowitz	Ringsak	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Mahoney	Ruemmele	Weber
Holand	Morgan	Saumur	Witteman
Jurgensen			

Those voting in the negative were:

Berube	Robinson	Sorlie	Thompson
Luick	Sinner		

Absent and not voting:

Dahlund	Kisse
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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.

Was read the second time.

Senator Torgerson moved that House Bill No. 870 be amended as follows:

In line 6, delete the words "be licensed"

Delete all of line 7.

In line 8 delete the words "licensed is available in the city or village and shall"

Renumber the lines accordingly.

Senator Reichert made the substitute motion that House Bill No. 870 be placed at the foot of the calendar, which motion prevailed.

SECOND 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Solberg
Beck	Kelly	Nelson	Sorlie
Becker	Kisse	Rait	Strinden
Berube	Kjos	Redlin	Thompson
Bopp	Larson	Reichert	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Mahoney	Saumur	Walz
Jurgensen	Morgan	Sinner	Weber
Kadlec			Witteman

Those voting in the negative were:

Ringsak

Absent and not voting:

Dahlund	Hernett
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So the bill passed and the title was agreed to.

MOTION

Senator Ringsak moved that the Senate reconsider the action by which House Bill No. 874 was passed, which motion was declared lost.

Senator Walz moved that the Senate reconsider the action by which House Bill No. 674 was indefinitely postponed.

The President called for a division and the motion was declared carried.

Senator Walz moved that House Bill No. 674 be re-referred to the Committee on Education, which motion prevailed.

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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 31

Was delivered to the Governor for his approval at the hour of 2:05 o'clock p.m., February 23, 1965.

SENATOR BECK, Chairman

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Dahlund Weber

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTIETH DAY

Bismarck, February 23, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Pastor Schmidt, Litchville First Lutheran, guest of Senator Strinden.

Dear Lord and Father of all mankind. We would speak to you in humbleness of spirit, yet filled with awesome wonder, that here in these legislative halls of our state government Your presence is made known to us. May the fact of Your divine presence, here in the midst of this assembly, so lead our governor, his staff and each legislator in the paths of wisdom, justice and loving concern for his neighbors, that the legislation enacted here shall enhance the welfare of the peoples of this state. Grant, O God, a full measure of Your blessing upon our president, his cabinet, and the legislature in our nation's capitol, that the weighty problems, both here and abroad, may be resolved that bloodshed may cease, that man may live in peace and justice with his fellowman. In a world that contains so many moments of helpless despair we commit ourselves to Your Lordship, O God, in the sure and certain hope that men are redeemed for a life that glows with Your majestic glory, now and for eternity.

These petitions we boldly utter through Your love to us in Jesus Christ, Your Son, our Savior, in whose name alone we dare to pray. Amen.

Roll call: All Senators present except Senator Dahlund.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-seventh day after recess and forty-ninth day and recommends that the same be corrected as follows:

On page 546, line 12, delete the word "Judiciary" and insert in lieu thereof the words "Finance and Taxation"

On page 553, after line 57 insert the following: "Roll call: All Senators present.

A quorum was declared by the President."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 23, 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. 566 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Schoenwald

Borstad

Johnson of Slope

DONNELL HAUGEN, Chief Clerk

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. 745

House Bill No. 839

Which the Senate has amended.

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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 - 810

House Bill No. 821 - 825

House Bill No. 830 - 838

House Bill No. 846 - 853

House Bill No. 860

And the President signed the same in the presence of the Senate.

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 769 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 849 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

MOTION

Senator Morgan moved that House Bill No. 622 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 10; nays, 31; absent and not voting, 8.

Those voting in the affirmative were:

Bopp	Nelson	Sinner	Walz
Larson	Rait	Thompson	Weber
Longmire	Saumur		

Those voting in the negative were:

Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Mutch	Strinden
Berube	Kautzmann	Redlin	Torgerson
Chesrown	Kelly	Reichert	Tuff
Ecker	Kisse	Robinson	Urdahl
Forkner	Kjos	Rolfstrud	Van Horn
George	Lashkowitz	Ruemmele	Witteaman
Holand	Lips	Solberg	

Absent and not voting:

Baeverstad	Hernett	Mahoney	Roen
Dahlund	Luick	Ringsak	Trenbeath

So the bill was declared lost.

Senator Forkner moved that the vote by which House Bill No. 640 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Mutch moved that House Bill No. 646 be placed at the foot of the calendar, which motion was lost.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Kisse	Reichert	Strinden
Becker	Kjos	Robinson	Thompson
Bopp	Larson	Roen	Torgerson
Ecker	Lashkowitz	Rolfstrud	Tuff
Forkner	Lips	Ruemmele	Urdahl
George	Longmire	Saumur	Van Horn
Holand	Mutch	Sinner	Walz
Jurgensen	Nelson	Solberg	Weber
Kadlec	Rait	Sorlie	Witteaman
Kelly	Redlin		

Those voting in the negative were:

Berube	Chesrown	Kautzmann	Morgan
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Absent and not voting:

Baeverstad	Hernett	Mahoney	Trenbeath
Dahlund	Luick	Ringsak	

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.

Was read the second time.

Senator Longmire moved that House Bill No. 647 be re-referred to the Committee on Judiciary, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Strinden
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Becker	Kelly	Redlin	Thompson
Berube	Kisse	Reichert	Torgerson
Bopp	Kjos	Robinson	Trenbeath
Chesrown	Larson	Roen	Tuff
Ecker	Lashkowitz	Rolfstrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen	Mutch	Solberg	Witteman
Kadlec	Nelson	Sorlie	

Absent and not voting:

Baeverstad	Hernett	Mahoney	Ringsak
Dahlund	Luick		

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman

Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Was read the second time.

Senator Larson moved that House Concurrent Resolution "T" be adopted, which motion prevailed.

House Concurrent Resolution "H-1". A concurrent resolution providing for the completion of the legislative Journals of the House and Senate.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kautzmann	Mutch	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Redlin	Strinden

Chesrown	Kjos	Reichert	Thompson
Ecker	Larson	Ringsak	Torgerson
Forkner	Lashkowitz	Roen	Trenbeath
George	Lips	Rolfstrud	Tuff
Holand	Longmire	Ruemmele	Urdahl
Jurgensen	Luick	Saumur	Walz
Kadlec	Morgan	Sinner	Witteman

Those voting in the negative were:
 Becker Robinson Van Horn Weber
 Rait

Absent and not voting:
 Baeverstad Dahlund Hernet Mahoney

So the resolution was declared adopted.

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 second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kautzmann	Mutch	Solberg
Becker	Kelly	Nelson	Sorlie
Berube	Kisse	Redlin	Strinden
Bopp	Kjos	Reichert	Thompson
Chesrown	Larson	Ringsak	Torgerson
Ecker	Lashkowitz	Roen	Trenbeath
Forkner	Lips	Rolfstrud	Tuff
George	Longmire	Ruemmele	Urdahl
Holand	Luick	Saumur	Walz
Jurgensen	Morgan	Sinner	Witteman

Those voting in the negative were:
 Rait Robinson Van Horn Weber

Absent and not voting:
 Baeverstad Dahlund Hernet Mahoney

So the resolution was declared adopted.

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 second time.

Senator Ringsak moved that House Concurrent Resolution "R-1" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 499 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson

Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman
Kautzmann			
Absent and not voting:			
Baeverstad	Dahlund	Hernett	Mahoney

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 499 - 500 of the Senate Journal, the roll was called and there were: ayes, 38, nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kisse	Rait	Thompson
Berube	Kjos	Redlin	Torgerson
Chesrown	Larson	Reichert	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfstrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Holand	Luick	Saumur	Walz
Jurgensen	Morgan	Solberg	Weber
Kadlec	Mutch	Sorlie	Witteman
Kautzmann	Nelson		

Those voting in the negative were:

Beck	Kelly	Robinson	Strinden
Bopp	Ringsak	Sinner	
Absent and not voting:			
Baeverstad	Dahlund	Hernett	Mahoney

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 500 and 501 of the Senate Journal, the roll was called and there were: ayes, 39; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Kisse	Reichert	Strinden
Bopp	Kjos	Ringsak	Thompson
Chesrown	Lashkowitz	Robinson	Torgerson
Ecker	Lips	Roen	Tuff

Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kautzmann	Nelson	Solberg	Witteman
Kelly	Redlin	Sorlie	

Those voting in the negative were:

Becker	Kadlec	Larson	Rait
Berube			

Absent and not voting:

Baeverstad	Hernett	Mahoney	Trenbeath
Dahlund			

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Morgan moved that House Concurrent Resolution "J" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 509 and 510 of the Senate Journal, the roll was called and there were: ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Redlin	Sorlie
Becker	Kisse	Reichert	Strinden
Berube	Kjos	Ringsak	Thompson
Bopp	Larson	Robinson	Torgerson
Chesrown	Lashkowitz	Roen	Trenbeath
Ecker	Lips	Rolfsrud	Tuff
Forkner	Longmire	Ruemmele	Urdahl
George	Luick	Saumur	Van Horn
Holand	Nelson	Sinner	Walz
Jurgensert	Rait	Solberg	Witteman
Kautzmann			

Those voting in the negative were:

Kadlec	Morgan	Mutch	Weber
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Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 539 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Wittman
Kautzmann			

Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 539 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Sorlie
Becker	Kelly	Redlin	Strinden
Berube	Kisse	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Holand	Luick	Saumur	Walz
Jurgensen	Morgan	Sinner	Weber
Kadlec	Nelson	Solberg	Wittman

Those voting in the negative were:

Mutch

Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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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.

Was read the second time.

Senator Van Horn moved that House Bill No. 518 be re-referred to the Committee on Appropriations, 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 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 541 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman
Kautzmann			

Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 541 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman
Kautzmann			

Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 541 of the Senate Journal, the roll was called and there were: ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kjos	Rait	Thompson
Becker	Larson	Redlin	Torgerson
Bopp	Lashkowitz	Ringsak	Trenbeath
Chesrown	Lips	Robinson	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfstrud	Walz
Holand	Morgan	Ruemmele	Weber

Kelly	Mutch	Solberg	Witteman
Kisse	Nelson	Sorlie	
Those voting in the negative were:			
Berube	Kadlec	Saumur	Strinden
Ecker	Kautzmann	Sinner	Van Horn
Jurgensen	Reichert		
Absent and not voting:			
Baeverstad	Dahlund	Hernett	Mahoney

So the bill passed and the title was agreed to.

Senator Becker 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.

MOTION

Senator Holand moved that House Bill No. 647 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 647. A Bill for an Act to define motorcycle or motor driven cycle.

Was read the second time.

Senator Holand moved that House Bill No. 647 be amended as follows:

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.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 647 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 647, as amended from the floor, the roll was called and there were: ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Sorlie
Becker	Kelly	Redlin	Strinden
Berube	Kisse	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfstrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Holand	Luick	Saumur	Walz
Jurgensen	Morgan	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman

Those voting in the negative were:

Mutch

Absent and not voting:

Baeverstad	Dahlund	Hernett	Mahoney
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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.

Was read the second time.

Senator Torgerson moved that House Bill No. 870 be amended as follows:

In line 6, delete the words "be licensed"

Delete all of line 7.

In line 8 delete the words "licensed is available in the city or village and shall".

Renumber the lines accordingly.

Senator Holand made the substitute motion that House Bill No. 870 be laid over one legislative day, 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, and declaring an emergency.

Was read the second time.

Senator Ringsak moved that House Bill No. 622 be amended as follows:

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.

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 622 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 622 as amended from the floor, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Sorlie
Becker	Kelly	Redlin	Strinden
Berube	Kisse	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfstrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen	Mutch	Solberg	Witteman
Kadlec	Nelson		

Absent and not voting:

Baeverstad Hernet Mahoney

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 607 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 614 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 670 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 15, 16, and 17

Renumber the subsections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 735 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 888 has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the word "successors" insert the words: "and the capitol grounds planning commission"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 889 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 891 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 920 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that House Bill No. 870 be placed on the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Holand made the substitute motion that House Bill No. 870 be amended as follows:

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.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 870 be placed on the calendar for second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 870, as amended, from the floor, the roll was called and there were: ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Sorlie
Becker	Kelly	Redlin	Strinden
Berube	Kisse	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Holand	Luick	Saumur	Walz
Jurgensen	Morgan	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman

Those voting in the negative were:

Dahlund Mutch

Absent and not voting:

Baeverstad Hernet Mahoney

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess until 1:30 p.m., February 24, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

Bismarck, February 24, 1965

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that a Conference Committee be appointed to act with a like committee from the House on House Bill No. 566, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Bill No. 566, Senators

Lips
Chesrown
Reichert

Senator George moved that the Senate do concur in the House amendments to Senate Bill No. 104, which motion prevailed.

Senator George moved that the rules be suspended and that Senate Bill No. 104 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman

Absent and not voting:

Longmire

So the bill passed and the title was agreed to.

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 235, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 235 be deemed engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 48; nays, 0; absent and voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Mutch

So the bill passed and the title was agreed to.

MOTIONS

Senator Forkner moved that House Bill No. 866 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Ringsak moved that House Bill No. 866 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Lips moved that the House be requested to return Senate Bill No. 3, which motion prevailed.

Senator Hernett moved that House Bills Nos. 777, 779, 568, 684, 834 and 822 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Hernettt moved that House Bills Nos. 777, 779, 568, 684, and 834 be re-referred to the Committee on State and Federal Government, and that House Bill No. 822 be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Rolfsrud moved that a committee of two be appointed to escort former Lieutenant Governor Orville Hagen to the rostrum, which motion prevailed.

The President appointed as such committee Senators Rolfsrud and Chesrown, and Mr. Hagen was escorted to the rostrum and he briefly addressed the Senate.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to inform you that the Senate requests 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

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 No. 104 and 235.

GERALD L. STAIR, Secretary

MESSAGES FROM THE HOUSE

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

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

MOTION

Senator Holand moved that Senate Bill No. 46 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1965

Mr. Speaker: I have the honor to return Senate Bill No. 46 which the House has requested.

GERALD L. STAIR, Secretary

Senator Holand moved that the President appoint a committee of two to escort former Representative Ralph Beede to the rostrum, which motion prevailed.

The President appointed as such committee Senators Holand and Reichert and Mr. Beede was escorted to the rostrum and invited to address the Senate.

Mr. Beede: Mr. President, Senators and Friends. I really am much surprised that Mr. Holand moved to have me escorted to the rostrum. I seem to see more familiar faces here than I do over in the House. That is a surprise because as you perhaps know I spent a number of years in the House and was never a member of the Senate. But it is a pleasure to be here and see you all again. I am not going to talk very long because I know that members of the legislature in the closing weeks of the session can ill afford to spend much time listening to us, but let me say that I have traveled over a number of states, and a majority will bear with me on this, at meetings with other legislators in national conferences we get fairly well acquainted with legislators in other states, and the methods and procedures in other states. And, let me say, and I am sure a majority will agree with me in this, that everytime I return to our North Dakota legislature, I return feeling proud of our North Dakota legislature, and I am sure that it wasn't prejudice on my part, because I am sure that our methods and our ethics and the way we conduct ourselves in our North Dakota legislature was very, very superior to the way that some legislators conduct themselves in other states. In many of the reforms that had been adopted, or that they were trying to adopt in other states, we could not help but smile because we had adopted that same kind of reforms in North Dakota years before.

In closing let me say that I am sure that the people of North Dakota appreciate what our representatives are doing for them down here. I am sure that they have the very best representation and I know that you all in your hearts are sincerely doing the best you can for your state and the people of your state, and in so doing I am sure that you realize, and by your votes you have shown that you realize, that after all there is little in what you act upon here in the Senate that is political. I would say 90 or 95% of what you act on here is non-political and you are acting upon it for the best interest of the State, and in so doing I can't help but say that when we think of something new — when we think of new programs — that's fine, but after all when something is not good for you it isn't just because it isn't new, although in many instances it is, and something is not bad just because it is old. We have to have the old in order to build the new and unless we have got a firm base of the old, the new structure that you build will not continue. Now maybe I should not philosophize — I know you understand this as well as I do — as one person says — if you have all the crew on the national train

that are too liberal, they may end up by wrecking the train. If the crew on the national train is too conservative they might stall the train at the station. Now there is a happy meeting ground between those two extremes and I am sure that the North Dakota Senate realizes it and will act accordingly. I thank you.

Senator Longmire moved that the remarks of former Representative Ralph Beede be printed in the Journal, which motion prevailed.

Senator Longmire moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-FIRST DAY

Bismarck, February 24, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain David E. Figg, Church of the Nazarene, Bismarck.

Our Father, we humbly come before Thee, realizing how much we need Thy blessing. We are so very human. We confess a need for better judgment, more wisdom, a greater sense of justice and fairness, as well as a broader vision of what the future may hold for our great state. So, recognizing our weaknesses, we ask for divine help to meet our needs at this hour. Thou knowest the various issues that must be faced in the few remaining days of this legislative session. We ask that Thou shalt bless and guide the president and each member of the Senate. In each matter that comes before them, we pray Thou wilt give wisdom and understanding so each may know what is best for the welfare of the state. May every decision be based on what is best for the people of our state, and not on political issues or selfish desires. Bless our state and our nation, and may it ever be true that "In God We Trust." For all the blessings Thou dost bestow, we will give Thee the praise, for we ask in Thy Name. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-ninth day after recess and fiftieth day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 503 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 505 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 515 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 521 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Van Horn moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 694 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Becker, Chairman
 Senator Chesrown
 Senator Nelson
 Senator Kisse
 Senator George
 Senator Torgerson

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 694 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Witteman
 Senator Solberg
 Senator Weber
 Senator Mahoney
 Senator Kadlec

SENATOR BECKER, Chairman

Senator Weber moved that the report of the minority be substituted for that of the majority.

A division was requested, which request was granted.

Senator Reichert requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Weber that the report of the minority be substituted for that of the majority, the roll was called and there were: ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Larson	Rolfsrud	Urdahl
Bopp	Lashkowitz	Sinner	Van Horn
Ecker	Mahoney	Solberg	Walz
Jurgensen	Rait	Thompson	Weber
Kadlec	Reichert	Tuff	Witteman

Those voting in the negative were:

Baeverstad	Hernett	Longmire	Robinson
Beck	Holand	Luick	Roen
Becker	Kautzmann	Morgan	Ruemmele
Chesrown	Kelly	Mutch	Saumur
Dahlund	Kisse	Nelson	Strinden
Forkner	Kjos	Redlin	Torgerson
George	Lips	Ringsak	Trenbeath

Absent and not voting:

Sorlie

So the motion was declared lost.

The question being on the motion of Senator Becker that the report of the majority on House Bill No. 694 be adopted, which motion prevailed.

Senator Becker moved that the vote by which the report of the majority to indefinitely postpone House Bill No. 694 was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "R" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak 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 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. 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 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.

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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 2:30 o'clock p.m., 24 February, 1965.

SENATOR BECK, Chairman

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 63 - 77
 Senate Bill No. 88 - 95
 Senate Bill No. 113 - 121
 Senate Bill No. 206 - 242

And the President signed the same in the presence of the Senate.

MESSAGES FROM THE HOUSE

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
 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
 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 as follows:

AMENDMENTS TO SENATE BILL No. 101

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.

AMENDMENTS TO SENATE BILL No. 214

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.

DONNELL HAUGEN, Chief Clerk

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign

House Bill No. 533 - 599

House Bill No. 631 - 648

And the President signed the same in the presence of the Senate.

MESSAGE 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

Senator Holand moved that the Senate recess until 12:30 p.m., February 25, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-FIRST DAY AFTER RECESS AND
FIFTY-SECOND DAY

Bismarck, February 25, 1965

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

February 24, 1965

Members of the Senate
Thirty-Ninth Legislative Session
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bill No. 31.

This bill has been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 3

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 9
Senate Bill No. 13
Senate Bill No. 14
Senate Bill No. 19
Senate Bill No. 20
Senate Bill No. 32
Senate Bill No. 62
Senate Bill No. 89
Senate Bill No. 286
Senate Bill No. 303

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTION

Senator Lips moved that Senate Bill No. 3 be returned to the House, which motion prevailed.

Mr. President: 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 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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 620 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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 accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 697 has had the same under consideration and recommends the same be amended as follows:

In line 8 of the bill after the word "of" delete the word ((two)) and insert in lieu thereof the word "four"

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 815 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that amendments to House Bill No. 670 as recommended by the Committee on State and Federal Government and printed on page 581 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 888 as recommended by the Committee on State and Federal Government and printed on page 581 of the Senate Journal, be adopted, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 544 of the Senate Journal, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Beck	Longmire	Ringsak
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 544 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kadlec	Nelson	Sorlie
Berube	Kautzmann	Rait	Strinden
Bopp	Kelly	Redlin	Thompson
Chesrown	Kisse	Reichert	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen	Mutch	Solberg	Witteman

Those voting in the negative were:

Baeverstad Kjos

Absent and not voting:

Beck Longmire Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfsrud	Urdahl
Forkner	Luick	Ruemmele	Van Horn
George	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen	Mutch	Solberg	Witteman
Kadlec			

Absent and not voting:

Beck Hernettt Longmire Ringsak

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfsrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Mutch	Solberg	Witteman
Kadlec			

Those voting in the negative were:

Morgan

Absent and not voting:

Beck Hernettt Ringsak

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.

Was read the second time.

Senator Forkner moved that House Bill No. 774 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Beck Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Beck Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Solberg
Becker	Kadlec	Mahoney	Sorlie
Berube	Kautzmann	Rait	Thompson
Bopp	Kelly	Redlin	Trenbeath
Chesrown	Kisse	Reichert	Tuff
Dahlund	Kjos	Robinson	Urdahl
Ecker	Larson	Roen	Van Horn
George	Lashkowitz	Rolfsrud	Walz
Hernett	Lips	Saumur	Weber
Holand	Longmire	Sinner	Witteman

Those voting in the negative were:

Beck	Morgan	Nelson	Strinden
Forkner	Mutch	Ruemmele	Torgerson

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Sorlie
Beck	Kadlec	Morgan	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Reichert	Tuff
Chesrown	Kjos	Roen	Urdahl
Dahlund	Larson	Rolfsrud	Van Horn

Ecker	Ruemmele	Walz	Lashkowitz
Forkner	Saumur	Weber	Lips
George	Sinner	Witteman	Longmire
Holand	Solberg		Luick

Those voting in the negative were:

Hernett	Redlin	Robinson	Trenbeath
Mutch			

Absent and not voting:

Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Absent and not voting:

Ecker	Ringsak	Strinden
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:

Ringsak	Strinden
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfsrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:

Ringsak Strinden

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Morgan	Strinden

Becker	Kadlec	Mutch	Thompson
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kisse	Redlin	Tuff
Chesrown	Kjos	Reichert	Urdahl
Dahlund	Larson	Roen	Van Horn
Ecker	Lashkowitz	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman

Those voting in the negative were:

Forkner	Lips	Robinson	Solberg
Kelly	Nelson	Rolfsrud	Torgerson

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

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 second time.

Senator Kisse moved that House Bill No. 607 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Sorlie
Beck	Kadlec	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lips	Rolfstrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Solberg	Witteaman
Holand	Morgan		

Those voting in the negative were:

Lashkowitz Sinner

Absent and not voting:

Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SECOND DAY

Bismarck, February 25, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Allan Strohschein, Bismarck Baptist.

Our Heavenly Father, we come before Thee with thankful hearts. We thank Thee for our Christian heritage, for Thy guidance to those who founded our country, for the opportunities afforded us in this land of freedom, and for the gift of Thy Son, Jesus Christ.

We pray once again that the spirit of wisdom, of love, and of power may rest upon those who have the responsibilities of leadership in this state. May we work and live together in a spirit of unity. In Jesus name, Amen.

Roll call: All Senators present except Senator Ringsak.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fiftieth day after recess and fifty-first day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 559 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 799 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 883 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 894 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 916 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 929 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 930 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to House Bill No. 503 as recommended by the Committee on Appropriations and printed on page 587 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that the reading of the amendments to House Bill No. 515 be dispensed with, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 515 as recommended by the Committee on Appropriations and printed on page 588 of the Senate Journal, be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 25, 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. 839 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Christensen
Myhre
Dornacker

DONNELL HAUGEN, Chief Clerk

MOTION

Senator Holand moved that the House be requested to return House Bill No. 576, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Hernett	Longmire	Trenbeath
Berube	Holand	Luick	Tuff
Chesrown	Jurgensen	Mahoney	Urdahl
Dahlund	Kadlec	Reichert	Van Horn
Ecker	Kautzmann	Roen	Walz
Forkner	Kjos	Sinner	Weber
George	Larson	Thompson	Witteman

Those voting in the negative were:

Baeverstad	Lashkowitz	Rait	Saumur
Beck	Lips	Redlin	Solberg
Bopp	Morgan	Robinson	Sorlie
Kelly	Mutch	Rolfsrud	Strinden
Kisse	Nelson	Ruemmele	Torgerson

Absent and not voting:

Ringsak

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson

Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Ringsak

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.

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, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Roen	Tuff
Dahlund	Lashkowitz	Rolfstrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman

Those voting in the negative were:

Forkner	Kisse	Mutch	Robinson
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Absent and not voting:
Ringsak

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Ringsak

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 2:00 o'clock p.m., February 25, 1965.

SENATOR BECK, Chairman

MESSAGES FROM THE HOUSE

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. 29 - 167 - 272
 Senate Concurrent Resolution "F"

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 29

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.

AMENDMENTS TO SENATE BILL No. 167

In line 5 of the engrossed bill delete the word "ten" and insert in lieu thereof the word "four".

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 272

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "F"

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.

DONNELL HAUGEN, Chief Clerk

MESSAGES FROM THE HOUSE

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. 46

DONNELL HAUGEN, Chief Clerk

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Holand moved that the President appoint a Conference Committee on House Bill No. 839, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 839, Senators:

Longmire
Trenbeath
Sinner

MOTION

Senator Forkner moved that the vote by which House Bill No. 891 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Reichert: I rise on a question of personal privilege. I would like to have my remarks printed in the Journal. Mr. President, in my opinion the salary increase we voted ourselves is merited. I think we deserve it, but in my opinion, Mr. President, it is completely unconstitutional. The constitution of this State provides the members of the legislature shall receive \$5.00 a day while it is in session and there is nothing more provided. This is unconstitutional. I am afraid what is going to happen now is that somebody is going to take this to the Supreme Court and we are going to find out we have been illegally drawing \$20.00 a day expenses. I voted for this bill to indicate my impression that the legislative branch of this government is grossly underpaid as it is, but it also illustrates that the people who wrote this constitution did not have in mind a true constitution as they wrote only for the day they were living in, nothing more. As a matter of fact one of the members of that convention in discussing this very same problem got up and said he was paying \$1.00 a day for room and board and he could not see any reason why any member of the legislature could not live on that. This means, Mr. President, we are right in redrafting this constitution.

MESSAGES TO THE HOUSE

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

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

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

MESSAGE FROM THE HOUSE

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Judiciary 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 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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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 lines 51 thru 96

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 thru 18.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 819 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 877 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 896 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 897 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 898 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 904 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 907 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the Senate reconsider the action by which House Bill No. 576 was passed, which motion prevailed.

Senator Holand moved that House Bill No. 576 be placed at the head of the calendar, which motion prevailed.

Senator Holand moved that House Bill No. 576 be amended as follows:

In line 5 of the title after the word "providing" insert the words "a penalty and".

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 576 be placed on second reading and final passage as amended, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, from the floor, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteaman
Holand	Mahoney	Solberg	

Absent and not voting:

Nelson Ringsak

So the bill passed and the title was agreed to.

EXECUTIVE SESSION

Senator Holand moved that the Senate do now resolve itself into an Executive Session and receive a message from the Governor, which motion prevailed.

The Executive Session was recessed without any action being taken.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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

And the President signed the same in the presence of the Senate.

MESSAGE 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

Senator Holand moved that the Senate recess until 1:45 p.m., February 26, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SECOND DAY AFTER RECESS AND
FIFTY-THIRD DAY

Bismarck, February 26, 1965

The Senate convened at 1:45 p.m., pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 90
Senate Bill No. 91
Senate Bill No. 92
Senate Bill No. 94
Senate Bill No. 109
Senate Bill No. 125
Senate Bill No. 133
Senate Bill No. 140
Senate Bill No. 153
Senate Bill No. 201
Senate Bill No. 213
Senate Bill No. 216
Senate Bill No. 218
Senate Bill No. 230
Senate Bill No. 232
Senate Bill No. 247
Senate Bill No. 292

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 90 - 91
Senate Bill No. 92 - 94
Senate Bill No. 109 - 125
Senate Bill No. 133 - 140
Senate Bill No. 153 - 201
Senate Bill No. 213 - 216
Senate Bill No. 218 - 230
Senate Bill No. 232 - 247
Senate Bill No. 292

And the President signed the same in the presence of the Senate.

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

MESSAGES FROM THE GOVERNOR

February 26, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, February 25, 1965, I signed the following Senate Bills:

Senate Bill No. 86
Senate Bill No. 155

These bills have now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

February 26, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following Senate Bills:

Senate Bill No. 36
Senate Bill No. 100
Senate Bill No. 119
Senate Bill No. 154

These bills have now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

Senator Longmire moved that the absent Senator be excused, which motion prevailed.

Senator Longmire moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-THIRD DAY

Bismarck, February 26, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Harris G. Sonnenberg, St. John's Lutheran, Jamestown, guest of Senator Urdahl.

O God, whose alone is the Kingdom, and the Power, and the Glory, yet who hast ordained human government for the temporal welfare of mankind: Grant and continue unto us a succession of legislators and executives who have been taught the wisdom of the Kingdom of Christ. Endow all members of this Government with a right understanding, a pure purpose and sound speech; enable them to rise above all self-seeking and party zeal into the larger sentiments of public good and human brotherhood. Purge our political life of every evil; make us to love peace and fair-dealing. Inspire us with calmness and self-restraint and the endeavor to further the doing of Thy will everywhere upon the earth; through Jesus Christ, Our Lord. Amen.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-first day after recess and the fifty-second day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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.

GERALD L. STAIR, Secretary

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

MESSAGES FROM THE HOUSE

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 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 as follows:

AMENDMENTS TO SENATE BILL NO. 18:

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

AMENDMENTS TO SENATE BILL NO. 138:

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"

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 274:

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.

AMENDMENTS TO SENATE BILL NO. 346:

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.

DONNELL HAUGEN, Chief Clerk

MESSAGES FROM THE HOUSE

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

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
House Bill No. 508
House Bill No. 622
House Bill No. 630

House Bill No. 647
 House Bill No. 649
 House Bill No. 654
 House Bill No. 669
 House Bill No. 725
 House Bill No. 740
 House Bill No. 745
 House Bill No. 870
 House Concurrent Resolution "J"

DONNELL HAUGEN, Chief Clerk

MOTION

Senator Becker moved that the House be requested to return House Bill No. 592, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Holand moved that the President appoint a Conference Committee of three to meet with a like committee from the House on House Bill No. 671, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 671, Senators:

Kisse
 Torgerson
 Mahoney

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 9
 Senate Bill No. 13
 Senate Bill No. 14
 Senate Bill No. 19
 Senate Bill No. 20
 Senate Bill No. 32
 Senate Bill No. 62
 Senate Bill No. 89
 Senate Bill No. 286
 Senate Bill No. 303

Were delivered to the Governor for his approval at the hour of 4:20 o'clock p.m., 26 February 1965.

SENATOR BECK, Chairman

Mr. President: 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:

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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Kelly moved that the report be adopted, which motion prevailed.

Mr. President: 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 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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Thompson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 522 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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 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"

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 531 has had the same under consideration and recommends that the same 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 eight hours or overnight."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 procedure 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.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 549 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Rolfsrud moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 572 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 709 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted.

Senator Jurgensen made the substitute motion that House Bill No. 709 be placed on the calendar, which motion was lost.

The question is on the motion of Senator Morgan that the committee report on House Bill No. 709 be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 728 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 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 li-

cense 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.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 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"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 773 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 807 has had the same under consideration and recommends that the same be amended as follows:

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 the accounts and purchases."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 822 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 831 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Van Horn moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 840 has had the same under consideration and recommends that the same be amended as follows:

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"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 848 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 872 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 893 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 913 has had the same under consideration and recommends that the same be amended as follows:

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."

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

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

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

FIRST READING OF A SENATE BILL AND A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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.

The Committee on Delayed Bills introduced:

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 Committee on Political Subdivisions.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills Nos. 507, 682, 697, 561, 585 and 641 be dispensed with, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 507 as recommended by the Committee on Appropriations and printed on page 594 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 682 as recommended by the Committee on Finance and Taxation and printed on page 594 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments on House Bill No. 697 as recommended by the Committee on Finance and Taxation and printed on page 594 of the Senate Journal, be adopted.

Senator Mahoney made the substitute motion that House Bill No. 697 be amended as follows:

In line 6, delete the word "five" and insert in lieu thereof the word "four".

Delete all of the underlined material in lines 7, 8 and 9

Renumber the lines accordingly.

Which motion was lost.

The question being on the motion of Senator Becker that the amendments to House Bill No. 697 be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 561 as recommended by the Committee on Judiciary and printed on page 609 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 585 as recommended by the Committee on Judiciary and printed on page 609 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 641 as recommended by the Committee on Judiciary and printed on page 610 of the Senate Journal, be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

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

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz

Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
Roen

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney		

Those voting in the negative were:

Rait Strinden

Absent and not voting:

Roen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath

Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Mahoney	Sinner	Witteman
Holand			

Those voting in the negative were:

Luick	Morgan	Weber
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Absent and not voting:

Roen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Dahlund
Roen

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Sorlie
Berube	Kadlec	Rait	Thompson
Chesrown	Kautzmann	Redlin	Tuff
Dahlund	Kisse	Reichert	Urdahl
Ecker	Larson	Ringsak	Van Horn
George	Lashkowitz	Rolfsrud	Walz
Hernett	Lips	Sinner	Weber
Holand	Longmire	Solberg	Witteman

Those voting in the negative were:

Beck	Kelly	Mutch	Strinden
Becker	Kjos	Nelson	Torgerson
Bopp	Mahoney	Robinson	Trenbeath
Forkner	Morgan	Ruemmele	

Absent and not voting:

Roen
Saumur

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 581 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Rolfsrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney	Solberg	

Absent and not voting:

Roen Saumur

So the bill passed and the title was agreed to, and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 16; nays, 32, absent and not voting, 1.

Those voting in the affirmative were:

Becker	Larson	Ringsak	Thompson
Berube	Lips	Rolfsrud	Tuff
Jurgensen	Longmire	Sinner	Weber
Kjos	Reichert	Sorlie	Witteman

Those voting in the negative were:

Baeverstad	Hernett	Mahoney	Saumur
Beck	Holand	Morgan	Solberg
Bopp	Kadlec	Mutch	Strinden
Chesrown	Kautzmann	Nelson	Torgerson
Dahlund	Kelly	Rait	Trenbeath
Ecker	Kisse	Redlin	Urdahl
Forkner	Lashkowitz	Robinson	Van Horn
George	Luick	Ruemmele	Walz

Absent and not voting:

Roen

So the bill was declared lost.

Senator Ecker moved that the vote by which House Bill No. 888 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Roen

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Roen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney		Witteaman

Absent and not voting:

Redlin Roen

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.

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, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kelly	Mahoney	Sorlie
Beck	Lashkowitz	Mutch	Strinden
Becker	Lips	Nelson	Torgerson
Dahlund	Longmire	Ruemmele	Urdahl
Holand	Luick	Saumur	Walz
Jurgensen			

Those voting in the negative were:

Berube	Kadlec	Redlin	Thompson
Bopp	Kautzmann	Reichert	Trenbeath
Chesrown	Kisse	Ringsak	Tuff
Ecker	Kjos	Robinson	Van Horn
Forkner	Larson	Rolfsrud	Weber
George	Morgan	Solberg	Witteman
Hernett	Rait		

Absent and not voting:

Roen Sinner

So the bill was declared lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Sorlie
Becker	Jurgensen	Mahoney	Thompson
Berube	Kadlec	Rait	Trenbeath
Bopp	Kautzmann	Reichert	Tuff
Chesrown	Kisse	Ringsak	Urdahl
Dahlund	Larson	Rolfsrud	Van Horn
Ecker	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Solberg	Witteman

Those voting in the negative were:

Beck	Kjos	Nelson	Strinden
Forkner	Morgan	Redlin	Torgerson
Kelly	Mutch	Robinson	

Absent and not voting:

Roen Sinner

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney		Witteaman

Absent and not voting:

Roen Sinner

So the bill passed and the title was agreed to.

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 second time.

Senator Chesrown moved that House Bill No. 894 be placed below House Bill No. 515 on the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Roen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Forkner Roen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Forkner Roen

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Sorlie
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Absent and not voting:

Forkner Roen Ruemmele

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 587 of the Senate Journal, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Sorlie
Beck	Kelly	Nelson	Strinden
Becker	Kisse	Rait	Thompson
Berube	Kjos	Redlin	Torgerson
Bopp	Larson	Reichert	Trenbeath
Chesrown	Lashkowitz	Ringsak	Tuff
Dahlund	Lips	Robinson	Urdahl
Ecker	Longmire	Rolfstrud	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteaman
Jurgensen			

Absent and not voting:

Forkner Kadlec Roen Ruemmele

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 588 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteaman
Holand	Mahoney	Sinner	

Absent and not voting:

Roen Thompson

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Rolfstrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney		

Absent and not voting:

Nelson	Roen	Thompson
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So the bill 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Rolfstrud	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney		

Absent and not voting:

Nelson	Roen	Thompson
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	

Absent and not voting:

Roen Witteman

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney		

Absent and not voting:

Nelson Roen Witteman

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Solberg
Beck	Jurgensen	Mahoney	Sorlie
Becker	Kadlec	Morgan	Thompson
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kisse	Reichert	Tuff
Chesrown	Kjos	Ringsak	Urdahl
Dahlund	Larson	Rolfsrud	Van Horn
Ecker	Lashkowitz	Ruemmele	Walz
Forkner	Lips	Saumur	Weber
George	Longmire	Sinner	Witteman
Hernett			

Those voting in the negative were:

Kelly	Redlin	Strinden	Torgerson
Mutch	Robinson		

Absent and not voting:

Nelson Roen

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess until 1:45 p.m., February 27, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-THIRD DAY AFTER RECESS AND
FIFTY-FOURTH DAY

Bismarck, February 27, 1965

The Senate convened at 1:45 p.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 104

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 27

Senate Bill No. 46

Senate Bill No. 104

Senate Bill No. 162

Senate Bill No. 181

Senate Bill No. 279

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 27 - 46

Senate Bill No. 104 - 162

Senate Bill No. 181 - 279

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 502 - 508

House Bill No. 529 - 548

House Bill No. 558 - 560
 House Bill No. 596 - 621
 House Bill No. 622 - 627
 House Bill No. 642 - 645
 House Bill No. 646 - 658
 House Bill No. 661 - 710
 House Bill No. 734 - 770
 House Bill No. 772 - 850
 House Bill No. 874

House Concurrent Resolution "H-1" - "I-1" - "R-1"

And the President signed the same in the presence of the Senate.

MESSAGE 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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 90
 Senate Bill No. 91
 Senate Bill No. 92
 Senate Bill No. 94
 Senate Bill No. 109
 Senate Bill No. 125
 Senate Bill No. 133
 Senate Bill No. 140
 Senate Bill No. 153
 Senate Bill No. 201
 Senate Bill No. 213
 Senate Bill No. 216
 Senate Bill No. 218
 Senate Bill No. 230
 Senate Bill No. 232
 Senate Bill No. 247
 Senate Bill No. 292

Were delivered to the Governor for his approval at the hour of 11:05 o'clock a.m., February 27, 1965.

SENATOR BECK, Chairman

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-FOURTH DAY

Bismarck, February 27, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain R. A. Feehan, St. Mary's Roman Catholic, Bismarck.

Direct O Lord our actions, by Thy holy inspirations, carry them along by Thy most gracious assistance so that every word and work of ours will begin with Thee and by Thee be happily ended.

O God who didst teach the hearts of the faithful by the light of the Holy Spirit grant us by Thy same spirit to relish what is right and ever rejoice in His consolation through Christ, Our Lord. Glory to God in the highest and on earth peace to men of good will. Amen.

Roll call: All Senators present except Saumur and Sorlie.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-second day after recess and fifty-third day and recommends that the same be corrected as follows:

On page 617, in lines 18 and 20, delete the figure "675" and insert in lieu thereof the figure "671"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 request the return of:

Senate Bills No. 62 - 103

Which the House has requested.

DONNELL HAUGEN, Chief Clerk

MOTIONS

Senator Holand moved that the Governor be requested to return Senate Bills Nos. 62 and 103, which motion prevailed.

Senator Becker moved that the Senate reconsider the action by which House Bill No. 592 was passed, which motion prevailed.

Senator Becker moved that House Bill No. 592 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 539 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 623 has had the same under consideration and recommends that the same be amended as follows:

In line 10 delete the word "five" and insert in lieu thereof the word "four"

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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:

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 832 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the triple parentheses and the word "more"

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "V" has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the reading of the amendments to House Bills Nos. 506, 516, 523, 531, 540, 572, 728, 763, 773, 807, 840, and 913, be dispensed with, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 506 as recommended by the Committee on Appropriations and printed on page 617 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 516 as recommended by the Committee on Appropriations and printed on pages 617 and 618 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 523 as recommended by the Committee on Appropriations and printed on page 618 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 531 as recommended by the Committee on State and Federal Government and printed on page 618 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to House Bill No. 540 as recommended by the Committee on Agriculture and printed on pages 618 and 619 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 572 as recommended by the Committee on State and Federal Government and printed on page 619 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 728 as recommended by the Committee on Agriculture and printed on pages 620 and 621 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 763 as recommended by the Committee on Agriculture and printed on page 621 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 773 as recommended by the Committee on State and Federal Government and printed on pages 621 and 622 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 807 as recommended by the Committee on State and Federal Government and printed on page 622 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 840 as recommended by the Committee on State and Federal Government and printed on pages 622 and 623 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 913 as recommended by the Committee on State and Federal Government and printed on page 623 of the Senate Journal, be adopted, which motion prevailed.

JOURNAL OF THE SENATE

MESSAGE TO THE GOVERNOR

Senate Chamber

Bismarck, February 27, 1965

To: The Honorable Governor William L. Guy

I have the honor to request the return of:

Senate Bill No. 62

GERALD L. STAIR, Secretary

MESSAGE TO THE GOVERNOR

Senate Chamber

Bismarck, February 27, 1965

To: The Honorable Governor William L. Guy

I have the honor to request the return of:

Senate Bill No. 103

GERALD L. STAIR, Secretary

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. 53 - 54 - 139

Senate Bill No. 147 - 183 - 352

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 53

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, 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.

AMENDMENTS TO SENATE BILL No. 54

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.

AMENDMENTS TO SENATE BILL No. 139

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 such
 23 course. Such certificates shall be valid for three years 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 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 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.

AMENDMENTS TO SENATE BILL No. 147

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, 1969, 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.

AMENDMENTS TO SENATE BILL No. 183

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.

AMENDMENTS TO SENATE BILL No. 352

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.

DONNELL HAUGEN, Chief Clerk

MESSAGE FROM THE HOUSE

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

MESSAGE FROM THE GOVERNOR

February 27, 1965

The President of the Senate

State Capitol

Bismarck, North Dakota

Dear Sir:

At your request I am returning Senate Bills 62 and 103.

Sincerely yours,

William L. Guy

Governor

MOTION

Senator Holand moved that the Senate accede to the request of the House and that Senate Bills Nos. 62 and 103 be returned to the House, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 547 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs 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 "title" delete the words "chiropractic physician"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 639 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 664 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 690 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 718 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 719 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 768 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 783 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 869 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 900 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 922 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 796 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 814 has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the word "valuts" and insert "vaults"

Line 39 after the word "state" insert ","

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Concurrent Resolution "B" has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 566 has had the same under consideration and has been unable to agree with a similar committee of the House 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

Senator Lips moved that the report be adopted, which motion prevailed.

MOTION

Senator Lips moved that the House be requested to return House Bill No. 566, which motion prevailed.

MESSAGES 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

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 passed unchanged.

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.

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 has requested.

GERALD L. STAIR, Secretary

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath

Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfsrud	Weber
Hernett	Luick	Ruemmele	Witteaman
Holand	Mahoney	Sinner	
Absent and not voting:			
Saumur	Sorlie		

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.

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, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Solberg
Becker	Kelly	Rait	Torgerson
Berube	Kjos	Redlin	Trenbeath
Chesrown	Lashkowitz	Reichert	Tuff
Ecker	Lips	Ringsak	Urdahl
Forkner	Longmire	Roen	Walz
George	Luick	Rolfsrud	Weber
Holand	Morgan	Ruemmele	Witteaman
Kadlec			

Those voting in the negative were:

Beck	Jurgensen	Nelson	Strinden
Bopp	Kisse	Robinson	Thompson
Dahlund	Larson	Sinner	Van Horn
Hernett	Mahoney		

Absent and not voting:

Saumur Sorlie

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.

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, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Becker	Kautzmann	Rait	Torgerson
Berube	Kelly	Redlin	Trenbeath
Chesrown	Kisse	Reichert	Tuff
Dahlund	Kjos	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfsrud	Weber
Holand	Luick	Ruemmele	Witteaman
Jurgensen	Morgan		

Those voting in the negative were:

Beck	Larson	Nelson	Strinden
Bopp	Mahoney	Sinner	Thompson
Hernett			

Absent and not voting:

Saumur Sorlie

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Rolfsrud
Beck	Jurgensen	Mahoney	Ruemmele
Becker	Kadlec	Morgan	Sinner
Berube	Kautzmann	Mutch	Solberg
Bopp	Kelly	Nelson	Thompson
Chesrown	Kisse	Rait	Torgerson
Dahlund	Kjos	Redlin	Trenbeath
Ecker	Larson	Reichert	Urdahl
Forkner	Lashkowitz	Ringsak	Van Horn
George	Lips	Robinson	Walz
Hernett	Longmire	Roen	Witteman

Those voting in the negative were:

Strinden Tuff Weber

Absent and not voting:

Saumur Sorlie

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfsrud	Weber
Hernett	Luick	Ruemmele	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:

Saumur Sorlie

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfsrud	Weber
Hernett	Luick	Ruemmele	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:
Saumur Sorlie

So the bill 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Strinden
Berube.	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney		

Absent and not voting:
Saumur Sorlie Witteman

So the bill passed and the title was agreed to.

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.

Was read the second time.

Senator Morgan moved that House Bill No. 822 be laid over one legislative day, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfstrud	Weber
Hernett	Luick	Ruemmele	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:

Saumur Sorlie

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 27, 1965

Mr. President: I have the honor to return:

Senate Bill No. 60

Which the House passed unchanged.

DONNELL HAUGEN, Chief Clerk

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

MOTION

Senator Lips moved that any further action on House Bill No. 566 be laid over one legislative day, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 848. A Bill for an Act to amend and reenact section 38-05-03 of the North Dakota Century Code, relating to the licensing of livestock auction markets.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sinner
Chesrown	Kelly	Nelson	Solberg
Dahlund	Kisse	Rait	Strinden
George	Lashkowitz	Reichert	Trenbeath
Hernett	Lips	Robinson	Tuff
Holand	Longmire	Rolfstrud	Walz
Jurgensen	Luick	Ruemmele	Weber
Kadlec	Mahoney		

Those voting in the negative were:

Baeverstad	Ecker	Mutch	Torgerson
Beck	Forkner	Redlin	Urdahl
Berube	Kjos	Roen	Van Horn
Bopp	Larson	Thompson	Witteman

Absent and not voting:

Ringsak Saumur Sorlie

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 101, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 101 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Roen	Van Horn
Forkner	Longmire	Rolfstrud	Walz
George	Luick	Ruemmele	Weber
Hernett	Mahoney	Sinner	Witteman
Holand	Morgan		

Absent and not voting:

Kisse Saumur Sorlie

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 138, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 138 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kjos	Redlin	Torgerson
Chesrown	Larson	Reichert	Trenbeath
Dahlund	Lashkowitz	Ringsak	Tuff
Ecker	Lips	Robinson	Urdahl

Forkner	Longmire	Roen	Van Horn
George	Luick	Rolfsrud	Walz
Hernett	Mahoney	Ruemmele	Witteman
Holand			

Absent and not voting:

Kisse	Saumur	Sorlie	Weber
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So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Trenbeath moved that the Senate do not concur in the House amendments to Senate Bill No. 214 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 214, Senators:

Beck
Sorlie
Solberg

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

Senator Holand moved that the Senate recess until 1:45 p.m., March 1, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-FOURTH DAY AFTER RECESS AND FIFTY-SIXTH DAY

Bismarck, March 1, 1965

The Senate convened at 1:45 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 235

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 40

Senate Bill No. 45

Senate Bill No. 51

Senate Bill No. 64

Senate Bill No. 75

Senate Bill No. 96

Senate Bill No. 97

Senate Bill No. 110

Senate Bill No. 117

Senate Bill No. 132

Senate Bill No. 176

Senate Bill No. 189

Senate Bill No. 197

Senate Bill No. 205

Senate Bill No. 210

Senate Bill No. 220

Senate Bill No. 222

Senate Bill No. 235

Senate Bill No. 239

Senate Bill No. 269

Senate Bill No. 336

Senate Concurrent Resolution "BB"

Senate Concurrent Resolution "T"

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 128

Senate Bill No. 202

Senate Bill No. 342

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR

February 27, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Yesterday I signed the following Senate Bills:

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

These bills have now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Kisse moved that the Senate do not concur in the House amendments to Senate Bill No. 167 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 167, Senators:

Ringsak
Strinden
Jurgensen

Senator Nelson moved that the Senate do not concur in the House amendments to Senate Bill No. 183 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 183, Senators:

Kjos
Dahlund
Thompson

Senator Roen moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "F" and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Concurrent Resolution "F", Senators:

Strinden
Redlin
Sinner

Senator Sinner moved that the Senate do concur in the House amendments to Senate Bill No. 272, which motion prevailed.

Senator Sinner moved that the rules be suspended and that Senate Bill No. 272 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 698 has had the same under consideration and a majority 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 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 del-
 88 ivery 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 copartnership, 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 subcontrac-
 A59 tor 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;
- A106 2. "Sale", "sells", "selling", "purchase", "purchased",
 A107 or "acquired" shall include any transfer of title
 A108 or ownership of a motor vehicle by way of gift,
 A109 exchange or barter, or by any other manner or by
 A110 any other means whatsoever for or without considera-
 A111 tion except that these terms shall not include
 A112 acquisition by inheritance from, or by bequest of,
 A113 a decedent who owned it; nor shall these terms
 A114 include the transfer of a motor vehicle which was
 A115 previously titled or licensed in the names of two
 A116 or more joint tenants, and subsequently transferred
 A117 without monetary consideration to one or more of
 A118 the joint tenants; nor shall these terms include
 A119 the transfer of a motor vehicle by way of gift
 A120 between a husband and wife, or parent and child;
- A121 3. "Person" includes any individual, firm, partner-
 A122 ship, joint adventure, association, corporation,
 A123 estate, business trust, receiver, or any other
 A124 group or combination acting as a unit and the
 A125 plural as well as the singular number;
- A126 4. "Purchase price" means the total amount paid for
 A127 the motor vehicle whether received in money or
 A128 otherwise, provided, however, that when a motor
 A129 vehicle is taken in trade as a credit or as part
 A130 payment on a motor vehicle taxable under sections
 A131 9 through 17 of this Act, the credit or trade-in
 A132 value allowed by the person selling the motor
 A133 vehicle shall be deducted from the total selling
 A134 price to establish the purchase price of the
 A135 vehicle being sold and the trade-in allowance
 A136 allowed by the seller shall constitute the purchase
 A137 price of the motor vehicle accepted as a trade-in.
 A138 "Purchase price", in those instances where the
 A139 motor vehicle is acquired by gift or by any other
 A140 transfer for a nominal or no monetary considera-
 A141 tion, shall also include the average value of
 A142 similar motor vehicles, established by standards
 A143 and guides as determined by the motor vehicle
 A144 registrar; nor shall these terms include the
 A145 transfer of a motor vehicle by way of gift between
 A146 a husband and wife or parent and child;
- A147 5. "Motor vehicle registrar" shall mean the registrar
 A148 of motor vehicles who is the officer in charge of
 A149 the motor vehicle department of this state;

A150 6. "Use" shall mean the exercise by any person of any
 A151 right or power over a motor vehicle incident to the
 A152 ownership or possession of such a vehicle except
 A153 that it shall not include the sale or holding for
 A154 sale by a licensed motor vehicle dealer in this
 A155 state of such a vehicle in the regular course of
 A156 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."

For the majority:

Senator Becker, Chairman
 Senator Chesrown
 Senator Hernett
 Senator Nelson
 Senator Kisse
 Senator George
 Senator Torgerson

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 698 has had the same under consideration and a minority recommends that the same do pass.

For the Minority:

Senator Witteman
 Senator Kadlec
 Senator Solberg
 Senator Mahoney
 Senator Weber

SENATOR BECKER, Chairman

Senator Solberg moved that the report of the minority be substituted for that of the majority, which motion was lost.

Senator Reichert requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Solberg that the report of the minority be substituted for that of the majority on House Bill No. 698, the roll was called and there were: ayes, 20, nays, 29; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Larson	Rolfsrud	Urdahl
Bopp	Lashkowitz	Sinner	Van Horn
Ecker	Mahoney	Solberg	Walz
Jurgensen	Rait	Thompson	Weber
Kadlec	Reichert	Tuff	Witteman

Those voting in the negative were:

Baeverstad	Holand	Luick	Roen
Beck	Kautzmann	Morgan	Ruemmele
Becker	Kelly	Mutch	Saumur
Chesrown	Kisse	Nelson	Sorlie
Dahlund	Kjos	Redlin	Strinden
Forkner	Lips	Ringsak	Torgerson
George	Longmire	Robinson	Trenbeath
Hernett			

So the motion was again declared lost.

The question being on the motion of Senator Becker that the report of the majority be adopted on House Bill No. 698, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "B" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "Q" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 538 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 811 has had the same under consideration and recommends that the same do pass.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 866 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 908 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 927 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SIXTH DAY

Bismarck, March 1, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain E. O. Grunstead, McCabe Methodist, Bismarck.

Our kind Heavenly Father as we come before Thee today, we pray that Thou would'st make us mindful that we should go not anywhere unsupported by Thee, that we undertake nothing without Thee, and even if there might be times when we fail to remember or recognize Thee, Thou art still the unrepelled companion of all our ways. We pray that Thou would'st save us from the folly of willful isolation, that we may ever walk as in Thy sight.

When we pause to think of Thy great love for us we stand amazed as we think of Thy great patience toward us and Your bountiful care continually. Help us in our judgments that we may always rely on Thy wisdom.

May we ever follow Thee who are Thyself the true and perfect love. We pray today that You would'st bless the members of this great body in these the closing days of this session. Give them we pray Thee the necessary wisdom, strength and understanding, and in all things help them to be able to say "Thy will be done."

We pray and give thanks in the name of our great Saviour, our Lord, and our Christ. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-third day after recess and fifty-fourth day and find the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills Nos. 539, 623, 632, 832, 556, 900 and 814 be dispensed with, which motion prevailed.

Senator Kisse moved that the amendments to House Bill No. 539 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 639 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 623 as recommended by the Committee on Natural Resources and printed on page 640 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 632 as recommended by the Committee on Natural Resources and printed on page 640 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 832 as recommended by the Committee on Natural Resources and printed on page 640 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to House Bill No. 556 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 647 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 900 as recommended by the Committee on Industry, Business and Labor and printed on page 648 of the Senate Journal, be adopted, which motion prevailed.

Senator Kisse moved that the amendments to House Bill No. 814 as recommended by the Committee on Social Welfare and Veterans Affairs and printed on page 648 of the Senate Journal, be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 a like 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
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

MOTIONS

Senator Chesrown moved that the House be requested to return House Bill No. 654, which motion prevailed.

Senator Kautzmann moved that the House be requested to return House Bill No. 888, which motion prevailed.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MESSAGES 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 concurred in the House amendment to Senate Bill No. 272.

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 Nos. 167

and 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 and House Bill No. 888.

GERALD L. STAIR, Secretary

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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.

FIRST 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.

Was read the first time and referred to the Committee on State and Federal Government.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 27
Senate Bill No. 46
Senate Bill No. 104
Senate Bill No. 162
Senate Bill No. 181
Senate Bill No. 279

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., March 1, 1965.

SENATOR BECK, Chairman

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteaman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Berube Trenbeath

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.

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, 16; nays, 31; absent and not voting, 2.

Those voting in the affirmative were:

Holand	Larson	Mahoney	Thompson
Jurgensen	Lips	Rait	Tuff
Kadlec	Longmire	Saumur	Van Horn
Kelly	Luick	Solberg	Weber

Those voting in the negative were:

Baeverstad	Forkner	Nelson	Sorlie
Beck	George	Redlin	Strinden
Becker	Hernett	Reichert	Torgerson
Berube	Kautzmann	Ringsak	Trenbeath
Bopp	Kisse	Robinson	Urdahl
Chesrown	Lashkowitz	Roen	Walz
Dahlund	Morgan	Rolfstrud	Witteaman
Ecker	Mutch	Ruemmele	

Absent and not voting:

Kjos Sinner

So the bill was declared lost.

Senator Forkner moved that the vote by which House Bill No. 893 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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 second time.

Senator Nelson moved that House Concurrent Resolution "H" be adopted, which motion prevailed.

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 second time.

Senator Morgan moved that House Concurrent Resolution "K" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 594 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 594 of the Senate Journal, the roll was called and there were: ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Longmire	Rolfstrud
Beck	Holand	Luick	Solberg
Becker	Jurgensen	Mahoney	Thompson
Berube	Kadlec	Mutch	Torgerson
Bopp	Kautzmann	Nelson	Tuff
Chesrown	Kelly	Rait	Urdahl
Dahlund	Kjos	Redlin	Van Horn
Ecker	Larson	Reichert	Walz
Forkner	Lashkowitz	Ringsak	Weber
George	Lips	Roen	Witteaman

Those voting in the negative were:

Morgan	Sorlie	Strinden	Trenbeath
Robinson			

Absent and not voting:

Kisse	Ruemmele	Saumur	Sinner
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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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 594 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 609 of the Senate Journal, the roll was called and there were: ayes, 48, nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 609 of the Senate Journal, the roll was called and there were: ayes, 32; nays, 17; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Solberg
Beck	Jurgensen	Rait	Strinden

Becker	Kadlec	Reichert	Thompson
Berube	Kautzmann	Ringsak	Urdahl
Bopp	Kelly	Robinson	Van Horn
Chesrown	Lashkowitz	Roen	Walz
George	Lips	Ruemmele	Weber
Hernett	Longmire	Sinner	Witteaman

Those voting in the negative were:

Dahlund	Larson	Nelson	Sorlie
Ecker	Luick	Redlin	Torgerson
Forkner	Morgan	Rolfsrud	Trenbeath
Kisse	Mutch	Saumur	Tuff
Kjos			

So the bill passed and the title was agreed to.

MOTION

Senator Sinner moved that the House be requested to return House Bill No. 688, which motion prevailed.

MESSAGE FROM THE HOUSE

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

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 610 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sorlie
Beck	Kadlec	Mutch	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Reichert	Torgerson
Bopp	Kjos	Ringsak	Tuff
Chesrown	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Rolfsrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Sinner	Witteaman
Holand	Mahoney	Solberg	

Those voting in the negative were:

Dahlund	Nelson	Redlin	Trenbeath
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Absent and not voting:

Kisse	Saumur
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
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Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman
Jurgensen			

Those voting in the negative were:

Forkner	Mutch	Torgerson
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Absent and not voting:

Ringsak

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.

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, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Dahlund	Lips	Roen	Tuff
Ecker	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Holand	Mahoney	Saumur	Walz
Jurgensen	Morgan	Sinner	Weber

Those voting in the negative were:

Forkner	Kjos	Redlin	Witteaman
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Absent and not voting:

Hernett

So the bill passed and the title was agreed to and the emergency clause 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn

George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

MOTION

Senator Van Horn moved that the House be requested to return House Bill No. 809, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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 second time.

Senator Rait moved that House Concurrent Resolution "V" be adopted, which motion prevailed.

So the resolution was declared adopted.

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 second time.

Senator Beck moved that House Concurrent Resolution "W" be adopted, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 617 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 617 and 618 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Hernett

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 618 of the Senate Journal, the roll was called and there were: ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Sinner
Beck	Kadlec	Mahoney	Sorlie
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Trenbeath
Bopp	Kjos	Redlin	Tuff
Chesrown	Larson	Reichert	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
George	Lips	Rolfstrud	Walz
Holand	Longmire	Saumur	Weber

Those voting in the negative were:

Dahlund	Morgan	Ruemmele	Strinden
Forkner	Mutch	Solberg	Torgerson
Kisse	Robinson		

Absent and not voting:

Hernett Ringsak Witteman

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 618 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfsrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Hernett Ringsak

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 618, 619 and 620 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
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Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

MOTION

Senator Kelly moved that the Senate reconsider the action by which House Bill No. 523 was passed.

The chair called for a division, which division was had, and the motion to reconsider was declared lost.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Nelson

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the President appoint a Conference Committee to act with a like committee from the House on House Bill No. 503, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 503, Senators:

Kjos
Kelly
Rolfsrud

Senator Holand moved that the Senate recess until 1:15 p.m., March 2, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SIXTH DAY AFTER RECESS AND
FIFTY-SEVENTH DAY

Bismarck, March 2, 1965

The Senate convened at 1:15 p.m., pursuant to recess taken, the President presiding.

MESSAGES FROM THE GOVERNOR

March 1, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

As of February 27, 1965, I signed the following Senate Bills:

Senate Bill No. 13

Senate Bill No. 14

Senate Bill No. 89

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

March 1, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following Senate Bills:

Senate Bill No. 63

Senate Bill No. 91

Senate Bill No. 92

Senate Bill No. 125

Senate Bill No. 153

Senate Bill No. 213

Senate Bill No. 216

Senate Bill No. 230

Senate Bill No. 247

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

MESSAGES TO THE HOUSE

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

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
Rolfsrud

GERALD L. STAIR, Secretary

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

Senate Bill No. 82
Senate Bill No. 289
Senate Concurrent Resolution "C"

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 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" - "BB"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 2, 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" - "BB"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MOTION

Senator Holand moved that the President appoint a committee of two to escort his brother Senator P. J. Holand, of Austin, Minnesota, to the rostrum, which motion prevailed.

The President appointed as such committee Senators Holand and Reichert, and Senator P. J. Holand was escorted to the rostrum and invited to address the Senate.

Senator P. J. Holand: Mr. President and Members of the North Dakota Senate. I bring you greetings from the Minnesota State

Senate. Yesterday it was my privilege to preside at the Minnesota Senate.

I am at home here in your chamber. I know many of you people. I know your state real well. I have the highest regard for the State of North Dakota and for its fine people. You are in the twilight zone of your session at this time and in Minnesota we are commencing in earnest our deliberations in our body. We will introduce about 4000 bills. We will pass about 1000 bills before we adjourn sine die and go back to our homes perhaps until next fall when the snow flies. I hope you can resolve your problems amicably here. They can be resolved as can our problems in Minnesota. We have in the Senate of Minnesota, the finest thoughts of your people here and we like to think of you as a good neighbor and we want you to think accordingly the same of us. We are particularly interested in the legislation that was brought out here on the use of the facilities on the line for higher education so that we do not duplicate and give us an opportunity to do that along the border, and perhaps we will initiate it.

I am aware of the tremendous deposits of lignite in North Dakota and that there is much untouched in that area and much to be developed. We are jealous of you in your oil wells and gas — fine resources and some of which we don't have.

You will be interested to know that the people of the State of Minnesota voted eight to one to back the taconite amendment and since November 3rd, we have a capital investment in northwest Minnesota to the tune of half a billion dollars. We are tearing up the range. We are bringing back to the United States the iron-ore industry — bringing it back to this part of the country. We have got problems but it is growing at a dynamic rate.

It is a pleasure coming here as I did today, playing hooky from the Minnesota Senate and paying my respects to you and to my brother, and to many of you I know so well. This is a task we alone must face up to. I can only tell you that you, and I as a member of the Minnesota Senate, are acting as statesmen in this session in solving the problems of our taxation, reapportionment and many other varied problems, which we must solve, and how we solve them will determine the fate for many years of these two great states.

I have interested myself in the Minnesota Port Authority in 1957, and I did so with a great deal of pride and I still continue to do so. We have dredged the harbor and during the last year 304 ships came to our shores — in the heart of the North American continent. These people must have North Dakota wheat to eat, must have our soy beans and many other products in the midwest. We must deliver those products in the cheapest form and that is from the Port itself.

I was grieved when a year ago, or two years ago you were concerned about the duel inspection of grain in Minnesota. I drafted a bill and introduced it in the Minnesota legislature. They didn't like it. I was put on the carpet. I am on the carpet all the time. I am used to it and so are you. But I am also drafting a bill now which will do away with duel inspection of grain in Minnesota and bring this grain to the Minnesota terminals and that the buyer in Minnesota will pay the inspection fee. I think we are making progress in that area and I know how much grain means to the State of North Dakota.

I deem it a privilege and honor to be here today and speak to you and I have the highest respect for you. It was a pleasure to be here today and walk down the hall, and being unknown, without somebody pigeon-holing me, some lobbyist or some one wanting me to vote on a bill. Thank you very much.

Senator Longmire moved that the remarks of Senator P. J. Holand be printed in the Journal, which motion prevailed.

MESSAGES FROM THE HOUSE

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

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

MOTIONS

Senator Sinner moved that the Senate reconsider the action by which House Bill No. 688 was passed, which motion prevailed.

Senator Sinner moved that House Bill No. 688 be placed on the calendar below House Bill No. 796, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Becker moved that the rules be suspended and that the reading of the amendments to House Bill No. 698 be dispensed with, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 698 as recommended by the Committee on Finance and Taxation and printed on pages 659 to 674 of the Senate Journal, be adopted, which motion was declared carried.

Senator Reichert requested a division and that the vote be recorded in the Journal, which request was granted.

ROLL CALL

The question being on the motion of Senator Becker that the amendments to House Bill No. 698 be adopted, the roll was called and there were: ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Longmire	Ruemmele
Beck	Holand	Nelson	Saumur
Becker	Kautzmann	Redlin	Sorlie
Chesrown	Kelly	Ringsak	Strinden
Dahlund	Kisse	Robinson	Torgerson
Forkner	Kjos	Roen	Trenbeath
George	Lips		

Those voting in the negative were:

Berube	Lashkowitz	Reichert	Urdahl
Bopp	Luick	Rolfstrud	Van Horn
Ecker	Mahoney	Sinner	Walz
Jurgensen	Morgan	Solberg	Weber
Kadlec	Mutch	Thompson	Witteman
Larson	Rait	Tuff	

So the motion was declared carried.

MOTIONS

Senator Van Horn moved that the Senate reconsider the action by which House Bill No. 809 was passed, which motion prevailed.

Senator Van Horn moved that House Bill No. 809 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Ringsak moved that House Bill No. 806 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SEVENTH DAY

Bismarck, March 2, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain H. E. Hendrickson, Trinity Lutheran, Bismarck.

O God, Our Help in Ages Past,

Our Hope for Years to come.

As we are mindful this day of the swift passing of time, help us dear God to fasten our eyes on goals that are not elusive but attainable.

Instill in our hearts the fact that in our deliberations Thou hast chosen us to carry out Thy will by our lives.

Implant in our minds the truth that selfishness is short-sighted but self-less-ness is for eternity.

Grant, we pray, the vision to see Thy purposes and the courage to follow what we see as right.

Bless these men — this day — In the name of Christ, we pray.

Amen

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-fourth day after recess and fifty-sixth day and recommends that the same be corrected as follows:

On page 679, lines 30 and 31 delete the words "State and Federal Government" and insert in lieu thereof the word "Judiciary".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Lips moved that the Senate reconsider the action by which House Bill No. 566 was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Lips moved that the rules be suspended and that the reading of the proposed amendments to House Bill No. 566 be dispensed with, which motion prevailed.

Senator Lips moved that House Bill No. 566 be amended as follows:

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.

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 566 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senator Morgan moved that all the amendments to House Bill No. 566 be reconsidered — the effect of this motion will be to return House Bill No. 566 to its original form, which is the Dobson plan, which motion was declared lost.

A division was requested, which request was granted, and the motion was again declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 566, as amended from the floor, the roll was called and there were: ayes, 29; nays, 20; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Lips	Saumur
Becker	Holand	Longmire	Sinner
Berube	Kautzmann	Redlin	Sorlie
Bopp	Kelly	Reichert	Strinden
Chesrown	Kisse	Ringsak	Thompson
Dahlund	Kjos	Roen	Trenbeath
Forkner	Larson	Ruemmele	Van Horn
George			

Those voting in the negative were:

Beck	Luick	Rait	Tuff
Ecker	Mahoney	Robinson	Urdahl
Jurgensen	Morgan	Rolfsrud	Walz
Kadlec	Mutch	Solberg	Weber
Lashkowitz	Nelson	Torgerson	Witteman

So the bill passed and the title was agreed to.

TUESDAY, MARCH 2, 1965

677

MESSAGE FROM THE GOVERNOR

March 2, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, I signed the following Senate Bills:

Senate Bill No. 94
Senate Bill No. 201
Senate Bill No. 292
Senate Bill No. 303

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

MESSAGES FROM THE HOUSE

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 "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 return:

Senate Bill No. 62

Which the House has amended as follows:

AMENDMENT TO SENATE BILL No. 62

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.

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

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. 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.

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

MOTION

Senator Mutch moved that House Bill No. 822 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

Senator Ruemmele moved that House Bill No. 822 be amended as follows:

In line 273 after the period insert 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 lines accordingly.

Which motion prevailed.

Senator Ruemele moved that the rules be suspended and that House Bill No. 822 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 822, as amended from the floor, the roll was called and there were: ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Solberg
Berube	Kadlec	Morgan	Sorlie
Bopp	Kautzmann	Rait	Tuff
Chesrown	Kjos	Reichert	Urdahl
Ecker	Larson	Rolfstrud	Van Horn
Forkner	Lashkowitz	Ruemmele	Weber
Hernett	Lips	Sinner	Witteman
Holand			

Those voting in the negative were:

Beck	Kisse	Redlin	Strinden
Becker	Longmire	Robinson	Torgerson
Dahlund	Mahoney	Roen	Trenbeath
George	Mutch	Saumur	Walz
Kelly	Nelson		

Absent and not voting:

Ringsak Thompson

So the bill passed and the title was agreed to.

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.

GERALD L. STAIR, Secretary

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

COMMUNICATIONS

A message was read from Governor Guy in reference to Fort Lincoln.

Senator Holand informed the Senate that proposed legislation had been prepared and would be introduced during this session.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 620 and 621, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

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 second time.

Senator Morgan moved that House Bill No. 763 be amended as follows:

In line 5 of the title delete the word "five" and insert in lieu thereof the word "ten".

In line 98 of the engrossed bill delete the word "fifteen" and insert in lieu thereof the word "twenty".

Which motion was declared carried.

A division was requested, which request was granted, and the motion was declared lost.

Senator Sorlie moved that the Senate reconsider the action by which the motion to amend House Bill No. 763 was lost.

A division was requested, which request was granted, and the motion to reconsider was declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 763, as amended, on page 621 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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."

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 621 and 622 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 622 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 622 and 623 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Rait	Sorlie
Becker	Kautzmann	Reichert	Thompson
Berube	Kelly	Ringsak	Torgerson
Bopp	Kisse	Robinson	Tuff
Chesrown	Kjos	Roen	Urdahl
Dahlund	Lashkowitz	Rolfstrud	Van Horn
Ecker	Lips	Ruemmele	Walz
Forkner	Longmire	Saumur	Weber
George	Luick	Sinner	Witteman
Holand	Mahoney		

Those voting in the negative were:

Hernett	Nelson	Strinden	Trenbeath
Mutch	Redlin		

Absent and not voting:

Larson

So the bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 622 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

Senator Sinner moved that House Bill No. 547 be amended as follows:

In line 38 of the engrossed bill after the word "than" insert the words "seven months for common carriers by rail and motor vehicle and for other public utilities"

Renumber the lines accordingly.

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 547 be placed on second reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 547, as amended from the floor, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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 second time.

Senator Forkner moved that House Bill No. 639 be re-referred to the Committee on Industry, Business and Labor, which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

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 second time.

Senator Kisse moved that House Bill No. 664 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Reichert	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Roen	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
George	Lips	Ruemmele	Van Horn
Hernett	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Sorlie	Witteman

Those voting in the negative were:

Dahlund	Mutch	Nelson	Robinson
Forkner			

So the bill passed and the title was agreed to.

Senator Witteman 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.

MOTION

Senator Kisse moved that House Bill No. 811 be re-referred to the Committee on Appropriations, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 82
Senate Bill No. 289
Senate Concurrent Resolution "C"

And the President signed the same in the presence of the Senate.

MESSAGE 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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
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"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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 HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff

Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Those voting in the negative were:

Baeverstad

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Sinner	Witteman
Holand	Morgan		

Those voting in the negative were:

Kjos Roen Trenbeath

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Solberg
Beck	Kelly	Nelson	Sorlie
Becker	Kisse	Rait	Strinden
Bopp	Kjos	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfstrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Berube Kadlec

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz

Hernett
Holand
Jurgensen

Mahoney
Morgan

Saumur
Sinner

Weber
Witteman

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

Senator Sinner moved that House Bill No. 688 be amended as follows:

In line 7 of the engrossed bill 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.

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 688 be placed on second reading and final passage as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 688, as amended, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman

Absent and not voting:

Larson

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Kautzmann moved that House Concurrent Resolution "B" be adopted, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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 second time.

Senator Longmire moved that Senate Concurrent Resolution "B" be adopted, 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.

Was read the second time.

Senator Holand moved that Senate Concurrent Resolution "Q" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen		Sinner	

Those voting in the negative were:

Forkner	Morgan	Strinden
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 10; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Rait	Strinden
Becker	Kadlec	Redlin	Thompson
Berube	Kautzmann	Reichert	Torgerson
Bopp	Kelly	Ringsak	Urdahl
Chesrown	Kisse	Roen	Van Horn
Dahlund	Larson	Saumur	Walz
Ecker	Lashkowitz	Sinner	Weber
George	Lips	Solberg	Witteman
Hernett	Longmire		

Those voting in the negative were:

Forkner	Morgan	Rolfstrud	Trenbeath
Kjos	Mutch	Ruemmele	Tuff
Luick	Robinson		

Absent and not voting:

Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteaman
Jurgensen			

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that House Bill No. 698 be placed at the head of the calendar, which motion prevailed.

Senator Holand moved in accordance with Senate Rule No. 38 that House Bill No. 698 be not referred to the Committee on Appropriations, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 659 to 674 of the Senate Journal, the roll was called and there were: ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Longmire	Ruemmele
Beck	Holand	Nelson	Saumur
Becker	Kautzmann	Redlin	Sorlie
Chesrown	Kelly	Ringsak	Strinden
Dahlund	Kisse	Robinson	Torgerson
Forkner	Kjos	Roen	Trenbeath
George	Lips		

Those voting in the negative were:

Berube	Lashkowitz	Reichert	Urdahl
Bopp	Luick	Rolfsrud	Van Horn
Ecker	Mahoney	Sinner	Walz
Jurgensen	Morgan	Solberg	Weber
Kadlec	Mutch	Thompson	Witteman
Larson	Rait	Tuff	

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which House Bill No. 698 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p.m., March 3, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SEVENTH DAY AFTER RECESS

Bismarck, March 3, 1965

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 101
Senate Bill No. 138
Senate Bill No. 272

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 21
Senate Bill No. 47
Senate Bill No. 83
Senate Bill No. 84
Senate Bill No. 85
Senate Bill No. 101
Senate Bill No. 102
Senate Bill No. 131
Senate Bill No. 138
Senate Bill No. 156
Senate Bill No. 195
Senate Bill No. 261
Senate Bill No. 272

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR

March 2, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following Senate Bills:

Senate Bill No. 9
Senate Bill No. 19
Senate Bill No. 20
Senate Bill No. 27

Senate Bill No. 32
 Senate Bill No. 90
 Senate Bill No. 109
 Senate Bill No. 133
 Senate Bill No. 140
 Senate Bill No. 218
 Senate Bill No. 286

These bills have now been filed with the Secretary of State.

Sincerely,
 William L. Guy
 Governor

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE 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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

FIRST READING OF HOUSE BILLS

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 State and Federal Government.

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.

MESSAGE FROM THE HOUSE

House Chambers

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

FIRST READING OF HOUSE BILLS

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.

Was read the first time and referred to the Committee on Industry, Business and Labor.

MESSAGE FROM THE HOUSE

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" - "BB"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 359 has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the word "each"

In line 8 delete the words "such examination given" and insert in lieu thereof the words "the first examination an applicant may be given, and, if required, one dollar for a second examination. There shall be no examination fees charged if any subsequent examinations are required"; insert triple parentheses before and after the word "Such"; and before the word "examination" insert the word "An"

In line 28 delete the words "by him" and insert in lieu thereof the words "fifty percent shall be"

In line 29 after the word "treasury" and before the period insert the words "and fifty percent shall be placed in the state highway fund", and after the word "proceeds" and before the comma insert the words "in the special operator's license examination fund"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that Senate Bill No. 359 be placed on the sixth order of business for consideration of the amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Nelson moved that the amendments to Senate Bill No. 359 as recommended by the Committee on Transportation, be adopted, which motion prevailed.

MOTION

Senator Chesrown moved that the Senate reconsider the action by which House Bill No. 654 was passed, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Chesrown moved that House Bill No. 654 be amended as follows:

In the last line of the title after the word "elections" insert the following words: "and providing a penalty"

Which motion prevailed.

Senator Chesrown moved that the rules be suspended and that House Bill No. 654 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 654, as amended, from the floor, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff

Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Wittman
Jurgensen			

So the bill passed and the title was agreed to.

MOTIONS

Senator Kautzmann moved that the Senate reconsider the action by which House Bill No. 888 was lost, which motion prevailed.

Senator Kautzmann moved that House Bill No. 888 be placed at the foot of the calendar, which motion prevailed.

Senator Sorlie moved that the House be requested to return House Bill No. 503, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 361 has had the same under consideration and recommends that the same be amended as follows:

In line 17 delete the triple parentheses and before the word "any" insert the words "first, to"; delete the "comma" and insert a "semicolon"; place triple parentheses before the word "and" and insert in lieu thereof the words "and second, to all other sellers of milk or dairy products"

In line 18 place triple parentheses after the word "cream"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended that Senate Bill No. 361 be placed on sixth order for consideration of the amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that the amendments to Senate Bill No. 361 as recommended by the Committee on Agriculture be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 363 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the word "carried" insert a period and delete the balance of the title.

Delete lines 51 through 82

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that Senate Bill No. 363 be placed on the sixth order for consideration of amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Chesrown moved that the amendments to Senate Bill No. 363 as recommended by the Committee on Judiciary, be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution "A-A" has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "GG" has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Research Resolutions Committee.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Becker moved that the Senate do concur in the House amendments to Senate Bill No. 29, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 29 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

Senator Longmire moved that Senate Bill No. 29 be placed at the foot of the calendar, which motion prevailed.

Senator Luick moved that the Senate do concur in the House amendments to Senate Bill No. 18, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 18 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Wittelman
Holand	Mahoney	Sinner	

Absent and not voting:

Ringsak	Van Horn
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So the bill passed and the title was agreed to.

Senator Reichert moved that the Senate do concur in the House amendments to Senate Bill No. 274, which motion prevailed.

Senator Reichert moved that the rules be suspended and that Senate Bill No. 274 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Wittelman
Holand	Mahoney	Sinner	

Absent and not voting:

Ringsak	Van Horn
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So the bill passed and the title was agreed to.

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 346, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 346 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney	Sinner	

Absent and not voting:
Ringsak Van Horn

So the bill passed and the title was agreed to.

Senator Sinner moved that the Senate do concur in the House amendments to Senate Bill No. 53, which motion prevailed.

Senator Sinner moved that the rules be suspended and that Senate Bill No. 53 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 54, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 54 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Absent and not voting:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Urdahl moved that the Senate do concur in the House amendments to Senate Bill No. 139, which motion prevailed.

Senator Urdahl moved that the rules be suspended and that Senate Bill No. 139 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Berube moved that the Senate do concur in the House amendments to Senate Bill No. 147, which motion prevailed.

Senator Berube moved that the rules be suspended and that Senate Bill No. 147 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 352, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 352 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 62, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 62 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEES

Mr. President: 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:

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 person's 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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 518 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 530 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the period add the following:

"And all such salaries and expenses shall be approved by the attorney general."

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 542 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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:

After line 13 add the following "The foregoing requirements may be varied by specific interstate agreement."

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 552 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted; which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 568 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 577 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 578 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows: —

In line 5 after the word "indebted" delete the triple parentheses 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 parentheses

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Ringsak moved that the report be adopted.

Mr. President: 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 indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Lashkowitz made the substitute motion that House Bill No. 608 be placed on the calendar.

A division was requested, which request was granted, and the motion was declared lost.

The question being on the motion of Senator Ringsak that the report of the committee be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 634 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 638 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the Majority:

Senator Becker
 Senator Torgerson
 Senator Chesrown
 Senator Roen

Senator Ruemele
 Senator Longmire
 Senator Ringsak
 Senator Walz

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 638 has had the same under consideration and a minority recommends that the same do pass.

For the Minority:

Senator Solberg
 Senator Rait
 Senator Larson

SENATOR CHESROWN, Chairman

Senator Solberg moved that the report of the minority be substituted for that of the majority.

A division was requested, which request was granted and the motion of Senator Solberg was declared lost.

The question being on the motion of Senator Chesrown that the report of the majority be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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

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

MESSAGES FROM THE HOUSE

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. 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. 23 - 28 - 57

Senate Bill No. 130 - 163 - 164

Senate Bill No. 172 - 212 - 215

Senate Bill No. 271 - 305 - 340

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 23

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 of \$98,800.00

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 28

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 funds 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.

AMENDMENTS TO SENATE BILL No. 57

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"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 130

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.

AMENDMENTS TO SENATE BILL No. 163

In line 42 delete all the language after the period

Delete all of lines 43 and 44

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 164

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"

Renumber the lines accordingly.

AMENDMENTS TO 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.

AMENDMENTS TO SENATE BILL No. 212

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.

AMENDMENTS TO SENATE BILL No. 215

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.

AMENDMENTS TO SENATE BILL No. 271

In line 7 of the engrossed bill, following the word "the" delete the word "written"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 305

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.

AMENDMENTS TO SENATE BILL No. 340

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.

DONNELL HAUGEN, Chief Clerk

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Holand moved that Senate Bills Nos. 359, 361, 362 and 363 be placed at the head of the calendar, which motion prevailed.

Senator Holand moved that after the reading of Senate Bills Nos. 359, 361, 362 and 363 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Holand	Nelson	Strinden
Becker	Jurgensen	Reichert	Thompson
Chesrown	Kautzmann	Roen	Tuff
Dahlund	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Solberg	Weber
Hernett	Mahoney	Sorlie	Witteman

Those voting in the negative were:

Berube	Kjos	Rait	Sinner
Bopp	Larson	Redlin	Torgerson
Ecker	Lashkowitz	Ringsak	Trenbeath
Kadlec	Morgan	Robinson	Urdahl
Kisse	Mutch	Ruemmele	

Absent and not voting:

Baeverstad Kelly

So the bill passed and the title was agreed to.

Senator Reichert moved that the vote by which Senate Bill No. 359 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 361. A Bill for an Act to amend and reenact section 4-30-02 of the North Dakota Century Code relating to the bonding of purchasers of dairy products.

Which has been read.

Senator Ringsak requested the unanimous consent of the Senate to withdraw Senate Bill No. 361, which request was granted.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Baeverstad Kjos

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 and authorizing determination of liability in claim involving state owned motor vehicle and making an appropriation to pay judgment if liability determined to exist.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Baeverstad Kjos Roen

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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 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.

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 650 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 653 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:

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
 9a 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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and 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 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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 660 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 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 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 easements; 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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 674 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Roen
 Senator Strinden
 Senator Trenbeath
 Senator Ruemmele
 Senator Redlin

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted.

Mr. President: Your Committee on Education to whom was referred House Bill No. 674 has had the same under consideration and a minority recommends that the same be amended as follows:

In line 21 after the period insert the following language "Such hearing may be an informal executive meeting not requiring written records."

For the minority:

Senator Berube
 Senator Sinner
 Senator Urdahl
 Senator Walz

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Walz moved that the report of the minority be substituted for that of the majority, which motion was declared lost.

A division was requested, which request was granted, and the motion was declared carried.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE 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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 359

Senate Bill No. 361

Senate Bill No. 363

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: 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 44 after the word "officials" insert the words "or official"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 684 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 691 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "exceed" insert "triple parentheses" around the word "three" and insert in lieu thereof the word "four"

In line 16 delete the triple parentheses

In line 17 delete the triple parentheses

In line 22 after the period delete the words "In the event such"

Delete lines 23 through 26

In line 27 delete the word "initiation of such county program."

In line 28 before the word "exempted" insert the word "totally"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 700 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 705 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Thompson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 712 has had the same under consideration and recommends that the same be amended as follows:

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."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 715 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Senator Lips made the substitute motion that House Bill No. 701 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator Becker to adopt the committee report on House Bill No. 701, which motion prevailed.

Mr. President: 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.

For the majority:

Senator Morgan
 Senator Kisse
 Senator Dahlund
 Senator Nelson
 Senator Trenbeath
 Senator Redlin

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted.

Mr. President: 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.

For the minority:

Senator Berube
 Senator Tuff

Senator Weber
 Senator Kadlec

SENATOR MORGAN, Chairman

Senator Weber moved that the report of the minority be substituted for the report of the majority, which motion was declared lost.

A division was requested, which request was granted.

Senator Redlin requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Weber that the report of the minority be substituted for the report of the majority, the roll was called and there were: ayes, 21; nays, 28; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Larson	Rolfsrud	Urdahl
Berube	Lashkowitz	Sinner	Van Horn
Bopp	Mahoney	Solberg	Walz
Ecker	Rait	Thompson	Weber
Jurgensen	Reichert	Tuff	Witteaman
Kadlec			

Those voting in the negative were:

Baeverstad	Holand	Luick	Roen
Becker	Kautzmann	Morgan	Ruemmele
Chesrown	Kelly	Mutch	Saumur
Dahlund	Kisse	Nelson	Sorlie
Forkner	Kjos	Redlin	Strinden
George	Lips	Ringsak	Torgerson
Hernett	Longmire	Robinson	Trenbeath

So the motion was declared lost.

The question being on the motion of Senator Morgan that the report of the majority be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 716 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 717 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 731 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Kisse
 Senator Torgerson
 Senator Kelly
 Senator Strinden
 Senator Ringsak
 Senator Kautzmann

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 731 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Sinner
 Senator Mahoney
 Senator Walz
 Senator Urdahl
 Senator Jurgensen

SENATOR KISSE, Chairman

Senator Mahoney moved that the report of the minority be substituted for that of the majority.

A division was requested, which request was granted, and the motion was declared carried.

MOTION

Senator Forkner moved that the vote by which House Bill No. 708 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 755 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 760 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 761 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 764 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 771 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Chesrown
 Senator Roen
 Senator Longmire
 Senator Solberg
 Senator Rait

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 771 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Ruummele
 Senator Ringsak
 Senator Larson
 Senator Walz

SENATOR CHESROWN, Chairman

Senator Ringsak moved that the report of the minority be substituted for that of the majority, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 777 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 779 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 784 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 785 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Senator Ringsak made the substitute motion that House Bill No. 785 be placed on the calendar.

A division was requested, which request was granted, and the motion was declared carried.

Mr. President: Your Committee on Education to whom was referred House Bill No. 787 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 20 of the bill after the word "of" delete the word ((four)) and insert in lieu thereof the word "five"

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 797 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 802 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Chesrown
 Senator Becker
 Senator Torgerson
 Senator Roen
 Senator Ruemmele
 Senator Longmire
 Senator Ringsak

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 802 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Larson
 Senator Rait
 Senator Solberg

SENATOR CHESROWN, Chairman

Senator Rait moved that the report of the minority be substituted for that of the majority, which motion was declared lost.

Senator Sinner requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Rait that the report of the minority be substituted for that of the majority on House Bill No. 802, the roll was called and there were: ayes, 17; nays, 31; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Larson	Rolfstrud	Tuff
Bopp	Lashkowitz	Sinner	Van Horn
Ecker	Mahoney	Solberg	Weber
Jurgensen	Rait	Thompson	Witteman
Kadlec			

Those voting in the negative were:

Baeverstad	Holand	Morgan	Ruemmele
Beck	Kautzmann	Mutch	Saumur
Becker	Kelly	Nelson	Sorlie
Chesrown	Kisse	Redlin	Strinden
Dahlund	Kjos	Reichert	Torgerson
Forkner	Lips	Ringsak	Trenbeath
George	Longmire	Robinson	Walz
Hernett	Luick	Roen	

Absent and not voting:

Urdahl

So the motion was declared lost.

The question being on the motion of Senator Chesrown that the report of the majority be adopted on House Bill No. 802, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 803 has had the same under consideration and recommends that the same be amended as follows:

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."

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 813 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernett moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 826 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 834 has had the same

under consideration and recommends that the same be amended as follows:

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 thereof 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.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 836 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 841 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 845 has had the same under consideration and a majority recommends that the same be amended as follows:

In line 99 after the period delete the remainder of the line.

In line 100 delete the words "geologist))) commission" and insert in lieu thereof the following: "Notwithstanding the provisions of section 38-08-11, if the commission, upon application,"

In line 115 after the word "within" delete the words "a reasonable time" and insert in lieu thereof the words "thirty days thereafter"

Renumber the lines accordingly.

For the majority:

Senator Robinson
 Senator Becker
 Senator Witteman
 Senator Solberg
 Senator Rolfsrud
 Senator Van Horn
 Senator Rait

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Robinson moved that the report be adopted.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 845 has had the same under consideration and a minority recommends that the same be indefinitely postponed.

For the minority:

Senator Trenbeath
 Senator Sorlie
 Senator Saumur
 Senator Morgan
 Senator Beck

SENATOR TRENBEATH, Chairman

Senator Sorlie moved that the report of the minority be substituted for that of the majority.

Senator Becker requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Sorlie that the report of the minority be adopted, the roll was called and there were: ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Hernett	Lips	Ringsak
Beck	Holand	Longmire	Roen
Chesrown	Kautzmann	Luick	Saumur
Dahlund	Kelly	Morgan	Sorlie
Ecker	Kisse	Mutch	Strinden
Forkner	Kjos	Nelson	Torgerson
George	Lashkowitz	Redlin	Trenbeath

Those voting in the negative were:

Becker	Larson	Rolfsrud	Tuff
Berube	Mahoney	Ruemmele	Urdahl
Bopp	Rait	Sinner	Van Horn
Jurgensen	Reichert	Solberg	Weber
Kadlec	Robinson	Thompson	Witteman

Absent and not voting:

Walz

So the motion was declared carried.

Senator Sorlie moved that the vote by which the motion of Senator Sorlie carried be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-SEVENTH DAY AFTER RECESS, FIFTY-EIGHTH DAY
AND FIFTY-NINTH DAY

Bismarck, March 3, 1965

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 58
Senate Bill No. 59
Senate Bill No. 105
Senate Bill No. 142
Senate Bill No. 161
Senate Bill No. 191
Senate Bill No. 196
Senate Bill No. 211
Senate Bill No. 219
Senate Bill No. 324

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 48
Senate Bill No. 65
Senate Bill No. 66
Senate Bill No. 98
Senate Bill No. 123
Senate Bill No. 136
Senate Bill No. 160
Senate Bill No. 173
Senate Bill No. 185
Senate Bill No. 200
Senate Bill No. 237

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was re-

ferred House Bill No. 852 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 871 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LUICK, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 873 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 878 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 914 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 914 be not re-referred to the Committee on Appropriations, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 918 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted.

Senator Lips made the substitute motion that House Bill No. 918 be placed on the calendar, which motion prevailed.

MOTIONS

Senator Lashkowitz moved that the Senate reconsider the action by which House Bill No. 701 was indefinitely postponed, which motion prevailed.

Senator Holand moved that House Bill No. 701 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Ruemmele
Beck	Kautzmann	Morgan	Saumur
Berube	Kelly	Rait	Sinner
Chesrown	Lashkowitz	Redlin	Strinden
Dahlund	Lips	Reichert	Trenbeath
Ecker	Longmire	Ringsak	Urdahl
George	Luick	Rolfstrud	Van Horn
Holand			

Those voting in the negative were:

Becker	Kisse	Robinson	Torgerson
Bopp	Kjos	Roen	Tuff
Forkner	Larson	Solberg	Weber
Hernett	Mutch	Sorlie	Witteman
Kadlec	Nelson	Thompson	

Absent and not voting:

Walz

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 4, 1965

Mr. President: I have the honor to request return of:

Senate Bill No. 53

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

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

MOTION

Senator Holand moved that the Senate reconsider its action in passing and adopting the amendments to Senate Bill No. 53, which prevailed.

Senator Holand moved that the Senate accede to the request of the House and that Senate Bill No. 53 be returned to the House, which motion prevailed.

Senator Lashkowitz moved that the vote by which House Bill No. 701 was passed be reconsidered and the motion to reconsider be laid on the table.

A division was requested, which request was granted and the motion was declared carried.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1965

Mr. Speaker: I have the honor to return:

Senate Bill No. 53

Which the House has requested.

GERALD L. STAIR, Secretary

REPORTS OF STANDING COMMITTEES

Mr. President: 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.

SENATOR LUICK, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 925 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 940 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 941 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 13 after the word "providing" insert the words "fifty percent of the"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 943 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 946 has had the same under consideration and the majority recommends that the same be indefinitely postponed.

For the majority:

Senator Ringsak
Senator Morgan
Senator Mutch
Senator Forkner
Senator Ecker

The minority recommends a do pass.

For the minority:

Senator Longmire
Senator Dahlund
Senator Reichert
Senator Tuff
Senator Larson

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report of the majority be adopted.

Senator Reichert moved that the report of the so-called minority be substituted for the report of the so-called majority, which motion prevailed.

MESSAGES FROM THE HOUSE

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 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 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

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 40
Senate Bill No. 45
Senate Bill No. 64
Senate Bill No. 75
Senate Bill No. 82
Senate Bill No. 96
Senate Bill No. 97
Senate Bill No. 110
Senate Bill No. 117
Senate Bill No. 128
Senate Bill No. 132
Senate Bill No. 176
Senate Bill No. 189
Senate Bill No. 197
Senate Bill No. 202

Senate Bill No. 205
 Senate Bill No. 210
 Senate Bill No. 220
 Senate Bill No. 222
 Senate Bill No. 235
 Senate Bill No. 269
 Senate Bill No. 289
 Senate Bill No. 336
 Senate Bill No. 342

Were delivered to the Governor for his approval at the hour of 9:15 o'clock a.m., March 4, 1965.

SENATOR BECK, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 51
 Senate Bill No. 239

Were delivered to the Governor for his approval at the hour of 9:30 o'clock a.m., March 4, 1965.

SENATOR BECK, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 21
 Senate Bill No. 47
 Senate Bill No. 83
 Senate Bill No. 84
 Senate Bill No. 85
 Senate Bill No. 101
 Senate Bill No. 102
 Senate Bill No. 131
 Senate Bill No. 138
 Senate Bill No. 156
 Senate Bill No. 195
 Senate Bill No. 261
 Senate Bill No. 272

Were delivered to the Governor for his approval at the hour of 11:55 o'clock, a.m., March 4, 1965.

SENATOR BECK, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "C"
 Senate Concurrent Resolution "T"
 Senate Concurrent Resolution "BB"

Were delivered to the Secretary of State at the hour of 9:40 o'clock a.m., March 4, 1965.

SENATOR BECK, Chairman

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MOTIONS

Senator Urdahl moved that the Senate reconsider the action by which House Bill No. 924 was indefinitely postponed, which motion prevailed.

Senator Holand moved that House Bill No. 924 be placed on the calendar, which motion prevailed.

Senator Holand moved that the Senate reconsider the action by which House Bill No. 503 was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Sorlie moved that House Bill No. 503 be amended as follows:

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.

Which motion prevailed.

Senator Sorlie moved that the rules be suspended and that House Bill No. 503 be placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 503, as amended from the floor, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfstrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:
Berube

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President. Your Committee on Natural Resources 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 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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 541 has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the word "directors" underscore the word "to"

In line 97 after the word "bind" insert the words "or microfilm"

In line 236 after the second word "Section" delete the numbers "55-02-01" and insert in lieu thereof the numbers "55-02-01.1"

In line 435 after the triple parentheses underscore the word "board"

In line 568 after the word "Boundary" delete the apostrophe

In line 578 add a period at the end of the line

In line 589 after the word "an" delete the word "action" and insert in lieu thereof the word "acting"

In line 678 after the first comma delete the word "construction" and insert in lieu thereof the word "constructing"

Delete lines 681 through 686

In line 699 after the word "employment" insert the words "provided, however, that the police powers shall only be on the park grounds"

In line 764 after the word "necessary" insert a comma

In line 765 after the word "bond" insert the word "fund"

In line 778 after the word "shall" insert the words "budget and"

In line 818 after the period delete the remainder of the line

Delete lines 819 through 828

In line 829 delete the words "such fiscal year"

In line 847 after the word "section" delete the numbers "55-08-08" and insert in lieu thereof the numbers "55-08-07"

In line 861 after the word "payment" delete the word "combing" and insert in lieu thereof the word "coming"

In line 893 after the word "provide" add a comma

In line 919 underscore the word "project"

In line 941 after the second word "following" insert the word "maximum"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 618 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Kelly moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 766 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 776 has had the same under consideration and recommends that the same do pass.

SENATOR LUICK, Chairman

Senator Jurgensen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 811 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR LUICK, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 589 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Hernet
Senator Forkner
Senator Strinden
Senator George
Senator Mutch

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 589 has had the same under consideration and a minority recommends that the same be amended as follows:

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.

For the minority:

Senator Sinner
Senator Mahoney
Senator Ecker
Senator Witteman

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Sinner moved that the report of the minority be substituted for that of the majority.

A division was requested, which request was granted, and the motion was declared carried.

Senator Mutch requested that copies of amended House Bill No. 589 be furnished to the Senators, which request was granted and copies thereof will be furnished.

POINTS OF PERSONAL PRIVILEGE

Senator Hernet: Mr. President and members of the Senate:

I arise on a point of personal privilege and ask that my remarks be printed in the Journal.

A matter has come to the foreground during this Session which greatly disturbs me and numerous other members of the Legislature. This is a matter which has always been in the background of legislative activity, but has only recently come to the point where the annoyance it causes has become almost unbearable to myself and other members of this body. In the event there still remains any-

one who has not anticipated who and what I am referring to let me simply say that I refer to lobbyists for particular interests and the tactics which they have adopted.

These particular individuals and interests whom I do not name simply because anyone who is at all familiar with the Legislature and legislative process knows who I mean, seem to have adopted a "public be damned" attitude under which the ends sought justify any means of attaining them. Illustrative of such means are veiled threats of withdrawal of business from legislators who happen to be in a business or profession, threats of opposition to completely unrelated legislation favored by an individual legislator, and even threats of removal of a particular enterprise headquarters to a different geographical location. All of these veiled threats are made for the sole purpose of securing a particular vote, either positive or negative on a particular bill.

I understand that our present corrupt practices laws apply only to persons running for office, and that our legislative lobbying laws are perhaps too loosely drawn to cover such activities. Perhaps it is time for a change in these laws. Let me refer you however to section 12-09-08 of our code which makes it a penitentiary offense to directly or indirectly, by menace, deceit, suppression of truth, or any other corrupt means, influence a member in giving or withholding his vote. While I am not a lawyer, it appears quite clear to me that some of the tactics employed in this building during the past 58 days should perhaps be examined in light of this law and any others which may apply. To me, such conduct is no less reprehensible than forging signatures to political petitions.

I was responsible for the suggested Rule change to allow spectators on the floor. I feel these people have abused the privilege. I have been in the Legislature 10 years. This is the worst I have ever seen. This intimidation has been so bad, I know of legislators who hate to come up here to vote on certain measures. We should not be subjected to such pressures.

These people to whom I refer do not necessarily represent the thinking of their entire membership and I am sure if the people of North Dakota knew what was going on up here they would not support them in their actions.

I wish to make it clear that I by no means wish to apply my remarks to all lobbyists in general, for the persons to whom I refer are but a relatively small segment of an otherwise forthright and valuable group. Let me simply state for the consideration of those of whom I speak, to quote an old adage, "If the shoe fits, put it on."

Senator Strinden:

I rise on a point of personal privilege and ask that my remarks be printed in the Journal so that in days to come my words will not be distorted.

I apologize to the Senate at this time. I respect and admire each and every one of them. I apologize for looking over and beyond you and to the battle ground beyond the rail where some of the generals of the REC have their battle guns aimed at certain members of this body. If you gentlemen feel that you are acting in the true tradition of America, I would suggest you review the Bill of Rights and the Constitution of the United States. I don't ask the immunity granted me by my place on this floor, and if you gentlemen wish to discuss this with me, I will be most happy to meet with you on your side of the rail for further discussion.

CONSIDERATION OF AMENDMENT

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 724 has had the same under consideration and a majority recommends that the same be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act relating to suppliers of electric service, authorizing anti-duplication contracts and providing for continuance of service in certain areas.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1. SECTION 1. DEFINITIONS.) As used in this Act, "electric
2 supplier" means any person, firm, corporation, cooperative,
2a association;
3 and any municipal corporation or other public body or agency
3a with respect
4 to operations outside its municipal or territorial limits; engaged
4a in the
5 transmission, distribution and sale of electric service at retail;
5a and
6 "distribution line" means an electric line normally constructed
6a and
7 operated at a voltage of not to exceed 15,000 volts.

8 SECTION 2. JURISDICTION.) The public service commis-
8a sion is hereby
9 granted additional jurisdiction to hear and determine all matters
9a and
10 controversies arising under this Act pursuant to procedures
10a provided by
11 chapter 28-32 of the North Dakota Century Code and on rea-
11a sonable notice
12 to the public as may be prescribed by regulation or rule of said
12a commission
13 and to order enforcement of the provisions hereof.

14 SECTION 3. ANTI-DUPLICATION CONTRACTS VALI-
14a DATED.)
15 Electric suppliers are authorized to enter into agreements with
15a each other
16 defining areas that each electric supplier can most economically,
16a efficiently,
17 feasibly and adequately serve. Such agreements shall have as
17a a principal
18 object the avoidance of duplication of electrical facilities. Such
18a contracts
19 shall be valid and enforceable upon approval of the public
19a service commission,
20 after hearing, and shall have the same force and effect as an
20a order of the
21 public service commission assigning the territory covered by
21a said agreement
22 to the respective contracting parties. Such contract may be
22a extended, modified
23 or renewed upon notice, hearing and approval of the public
23a service commission.
24 An order of the commission under this Act shall be subject to
24a appeal in
25 conformity with the provisions of 28-32, NDCC.

26 SECTION 4. EXTENSIONS. DUPLICATION OF
27 FACILITIES PROHIBITED.) In areas outside of municipali-
27a ties, not
28 governed by an approved anti-duplication agreement, no elec-
28a tric supplier
29 shall construct or extend facilities, or furnish or offer to furnish
29a electric
30 service, to any premises which are already receiving adequate
30a electric
31 from another electric supplier or which are not receiving such
31a service
32 but are located within 2640 feet of the distribution line of

32a another electric
 33 supplier, except with the consent in writing of such electric
 33a supplier. This
 34 section shall not preclude (a) the electric supplier, whose
 34a distribution line
 35 having available the type electric service required for the
 35a premises is located
 36 in closest proximity to premise not already being served, from
 36a furnishing
 37 electric service thereto, or (b) any electric supplier from
 37a extending electric
 38 service to its own property and facilities or to another electric
 38a supplier
 39 for resale, provided that extensions of lines pursuant to
 39a subdivision (b)
 40 shall not otherwise affect the electric supplier's right to extend
 40a electric
 41 service to unserved premises.

42 SECTION 5. MUNICIPAL ANNEXATION.) In case an area
 42a has been
 43 or shall be included, as a result of incorporation, annexation, or
 43a otherwise,
 44 within the boundaries of a city, town or village, all electric
 44a suppliers
 45 furnishing electric service or operating electric facilities in such
 45a area,
 46 prior to such inclusion, shall, subject to the provisions of section
 46a 3,
 47 of this Act, have the right to continue and reasonably extend
 47a the furnishing
 48 of electric service and to construct, maintain and operate
 48a electric facilities
 49 in such areas, and to utilize public lands and thoroughfares
 49a therein for
 50 such purpose but shall comply with lawful safety requirements
 50a as to the
 51 manner of constructing and maintaining electric facilities on
 51a such public
 52 lands and thoroughfares and subject to municipal taxes, fees
 52a and licenses.

53 SECTION 6. APPLICABILITY.) The provisions of this
 54 Act shall be applicable notwithstanding any other provisions of
 54a law,
 55 including without limitation section 49-02-01.1, North Dakota
 55a Century
 56 Code, or the terms of any certificate of public convenience and
 56a necessity
 57 issued by the public service commission or other regulatory
 57a body, or the
 58 grant, renewal or absence of any franchise or license or permit
 58a from any
 59 city, town or village. Nothing herein contained shall affect the
 59a right of a
 60 municipal corporation or other public body or agency (a) to
 60a construct or
 61 extend its facilities or furnish electric service to any premises
 61a within
 62 its boundaries, including any areas that may from time to time
 62a be included
 63 therein by annexation; or (b) to acquire electric facilities
 63a through the exercise
 64 of the right of eminent domain."

And renumber the lines accordingly.

For the majority:

Senator Hernettt
 Senator Forkner
 Senator Strinden
 Senator Mutch
 Senator Mahoney

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 724 has had the same under consideration and a minority recommends that the same be amended as follows:

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.

For the minority:

Senator Sinner
 Senator Witteman
 Senator Ecker
 Senator George

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Sinner moved that the report of the minority be substituted for that of the majority.

A recorded vote was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Sinner that the report of the minority be substituted for that of the majority, the roll was called and there were: ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kadlec	Redlin	Thompson
Berube	Kautzmann	Reichert	Tuff
Bopp	Larson	Rolfstrud	Urdahl
Chesrown	Lashkowitz	Ruemmele	Van Horn
Ecker	Nelson	Sinner	Weber
George	Rait	Solberg	Witteman
Jurgensen			

Those voting in the negative were:

Baeverstad	Kelly	Mahoney	Saumur
Becker	Kisse	Morgan	Sorlie
Dahlund	Kjos	Mutch	Strinden
Forkner	Lips	Ringsak	Torgerson
Hernettt	Longmire	Robinson	Trenbeath
Holand	Luick	Roen	Walz

So the motion was declared carried.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 726 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Hernettt
 Senator George
 Senator Forkner

Senator Strinden
 Senator Mahoney
 Senator Mutch

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 726 has had the same under consideration and a minority recommends that the same do pass.

For the minority:

Senator Sinner
 Senator Witteman
 Senator Ecker

SENATOR HERNETT, Chairman

Senator Solberg moved that the report of the minority be substituted for the report of the majority.

A division was requested, which request was granted, and the motion was declared carried.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 727 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted.

Senator Rait made the substitute motion that House Bill No. 727 be placed on the calendar.

Senator Rait requested a recorded vote, which request was granted.

ROLL CALL

The question being on the substitute motion of Senator Rait to put House Bill No. 727 on the calendar, the roll was called and there were: ayes, 19; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	George	Rait	Urdahl
Beck	Jurgensen	Rolfstrud	Van Horn
Berube	Kadlec	Solberg	Weber
Bopp	Larson	Thompson	Witteman
Ecker	Lashkowitz	Tuff	

Those voting in the negative were:

Becker	Kjos	Nelson	Saumur
Chesrown	Lips	Redlin	Sinner
Dahlund	Longmire	Reichert	Sorlie
Forkner	Luick	Ringsak	Strinden
Hernettt	Mahoney	Robinson	Torgerson
Holand	Morgan	Roen	Trenbeath
Kelly	Mutch	Ruemmele	Walz

Absent and not voting:

Kautzmann

So the motion was declared lost.

The question being on the motion of Senator Hernettt that the committee report be adopted, which motion prevailed.

Senator Forkner moved that the vote by which the motion of Senator Rait was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 3, 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

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 4, 1965

Mr. President: I have the honor to request return of:

Senate Bill No. 184

DONNELL HAUGEN, Chief Clerk

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

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 641; Representatives:

Jungtoth
Hertz
Boustad

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 944 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 611 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 613 has had the same under consideration and a majority recommends that the same be indefinitely postponed.

For the majority:

Senator Hernettt
Senator George
Senator Forkner
Senator Strinden
Senator Mahoney
Senator Mutch

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 613 has had the same under consideration and a minority recommends that the same be amended as follows:

In line 7 after the word "electronic" delete the comma and insert in lieu thereof the word "or" and after the word "electrical" delete the comma and the remainder of the line.

In line 8 delete the words "or hydraulic"

In line 32 after the word "locomotive" delete the words "or caboose car"

Renumber the lines accordingly.

For the minority:

Senator Sinner
Senator Witteman
Senator Ecker

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Ecker moved that the report of the minority be substituted for that of the majority.

A division was requested, which request was granted and the motion was declared lost.

The question being on the motion of Senator Hernettt that the report of the majority be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 703 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and 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 the fourth line of the title of the engrossed bill following the word "sections" insert the numbers "16-04-02, 16-08-01"

In the eighth line of the title following the word "the" insert the words "election of no-party candidates and the"

Following the enacting clause and before line 1, insert the following new sections:

"SECTION 1. AMENDMENT.) Section 16-04-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-04-02. STATE CANDIDATE'S PETITION REQUIRED TO GET NAME ON BALLOT — CONTENTS OF PETITION.) Every candidate for United States senator, United States representative, state officers, judges of the supreme court and district courts, shall not more than sixty days nor less than forty days prior to a primary election, present to the secretary of state a petition giving his name, post office address, the title of the office to which he aspires, and the party which he represents, except that in the petition for the office of judge of the supreme court, judge of the district court, state superintendent of public instruction, commissioner of labor, and tax commissioner no reference shall be made to party affiliation. Such petition shall contain the names of three percent of the total vote cast for the candidates of the party with which he affiliates, for the same position at the last general election, except that in no case shall more than three hundred names be required. In a case where there is a candidate for the no-party ballot or where there was no candidate of a party for a position at the preceding general election, the nominating petition shall contain at least three hundred names. Each name on the petition shall be that of a legal voter and shall be subscribed under a certified party heading.

SECTION 2. AMENDMENT.) Section 16-08-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-08-01. REFERENCE TO PARTY AFFILIATION IN PETITION AND AFFIDAVIT PROHIBITED FOR CERTAIN OFFICES.) No reference shall be made to a party ballot or to the party affiliation of a candidate in a petition and affidavit filed by or in behalf of a candidate for nomination in the primary election to an elective county office, the office of judge of the supreme court, judge of the district court, superintendent of public instruction, commissioner of labor, or tax commissioner."

In line 1 delete the numeral "1" and insert in lieu thereof the numeral "3"

In line 11 delete the numeral "2" and insert in lieu thereof the numeral "4"

In line 19 delete the numeral "3" and insert in lieu thereof the numeral "5"

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 at the general election in the year 1966, and every four years thereafter and shall possess the same qualifications for office as the commissioner of agriculture and labor. The term of the commissioner of labor shall commence on the second day of January following his election provided, however, that the initial commissioner of labor shall be appointed by the commissioner of agriculture and labor to serve a term commencing on the effective date of this Act at the will of the commissioner of agriculture and labor or until his successor is elected and duly qualified. The commissioner of labor shall receive an annual salary to be determined by legislative appropriation."

In line 38 delete the numeral "4" and insert in lieu thereof the numeral "6"

Delete lines 43 through 48 and renumber the subsections accordingly.

In line 56 delete "indus-" and insert in lieu thereof the word "industries."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 800 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 639 has had the same under consideration and recommends that the same be amended as follows:

In the title of the bill after the word "Act" delete the remainder of the line and all of lines 2 through 5 and insert in lieu thereof the following: "providing the commission shall make and enforce reasonable rules and regulations relating to motor vehicles and to transport workers to and from their places of employment or during the course of their employment."

Delete all of lines 1 through 20.

In line 21 after the word "SECTION" delete the figure "3" and insert in lieu thereof the figure "1"

In line 24 after the period delete the remainder of the line.

Delete all of lines 25 through 84.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 754 has had the same under consideration and a majority recommends that the same be amended as follows:

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 line 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.

For the majority:

Senator Hernettt
 Senator Sinner
 Senator Witteman

Senator Mahoney
Senator Ecker

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 754 has had the same under consideration and a minority recommends that the same be indefinitely postponed.

For the minority:

Senator Forkner
Senator Mutch
Senator Strinden
Senator George

SENATOR HERNETT, Chairman

Senator Forkner moved that the report of the minority be substituted for that of the majority.

Senator Forkner requested a division, which request was granted, and the motion was declared lost.

The question being on the motion of Senator Hernettt that the report of the majority be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "M" has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "N" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "O" has had the same under consideration and recommends that the same be amended as follows:

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."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "U" has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "X" has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR GEORGE, Chairman

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "O-1" has had the same under consideration and recommends that the same be amended as follows.

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "W" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "D-D" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that the Senate authorize that House Bills Nos. 501 and 945 may be brought in after the fifty-seventh day, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-EIGHTH DAY

Bismarck, March 4, 1965

The Senate convened at 2:00 p.m., the President presiding.
Prayer by Chaplain R. D. Lynne, Good Shepherd Lutheran, Bismarck.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-sixth day after recess and fifty-seventh day and recommends that the same be corrected as follows:

On page 690, line 54, delete the word "Senate" and insert in lieu thereof the word "Senator".

On page 696, line 14, delete the word "fills" and insert in lieu thereof the word "bills".

On page 696, line 37, delete the word "Senate" and insert in lieu thereof the word "House".

On page 706, after the word "to" insert the following words "and the emergency clause carried"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

EXECUTIVE SESSION

Senator Holand moved that the Senate resolve itself into an Executive Session to further consider a message from the Governor, which motion prevailed.

One message from the Governor was read by the Secretary requesting confirmation of the following executive appointment:

Wallace E. Warner of Wahpeton, as State Securities Commissioner, for a four year term beginning July 1, 1965.

The Senate in Executive Session thereupon advised and consented to the above appointment and confirmed the same.

The Executive Session was thereupon dissolved and the Senate resumed its regular session.

MOTION

Senator Jurgensen moved that the Senate reconsider the action by which House Bill No. 608 was indefinitely postponed, which motion prevailed.

Senator Jurgensen moved that House Bill No. 608 be placed at the foot of the calendar, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY

Bismarck, March 4, 1965

The Senate convened at 2:00 p.m., the President presiding.
Prayer by Chaplain R. D. Lynne, Good Shepherd Lutheran,
Bismarck.

Roll call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-seventh day after recess and finds the same correct.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign.

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

And the President signed the same in the presence of the Senate.

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

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

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 amendment 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

MOTION

Senator Holand moved that the rules be suspended and that the Senate allow the introduction of House Bill No. 947, which motion prevailed.

FIRST READING OF A HOUSE BILL

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.

MOTIONS

Senator Holand moved that the rules be suspended and that House Bill No. 947 be not referred to a committee but placed at the foot of the calendar, which motion prevailed.

Senator Sinner moved that mimeographed copies of House Bill No. 947 be substituted in lieu of printed copies thereof, which motion prevailed.

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.

GERALD L. STAIR, Secretary

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

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 926, 518, 530, 544, 577, 592, 650, 653, 657, 660, 674, 677, 691, 712, 717, 787, 789, 794, 797, 803, and 834, be dispensed with, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 926 as recommended by the Committee on Natural Resources and printed on page 721 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 518, as recommended by the Committee on Appropriations and printed on page 722 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 530, as recommended by the Committee on State and Federal Government and printed on page 722 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 544, as recommended by the Committee on Education and printed on page 722 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 577, as recommended by the Committee on Education and printed on page 723 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 592, as recommended by the Committee on Finance and Taxation and printed on page 723 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 650, as recommended by the Committee on Industry, Business and Labor and printed on page 731 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 653, as recommended by the Committee on Finance and Taxation and printed on pages 731 and 732 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 657, as recommended by the Committee on Industry, Business and Labor and printed on page 732 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 660, as recommended by the Committee on Finance and Taxation and printed on pages 732 and 733 of the Senate Journal, be adopted, which motion prevailed.

Senator Walz moved that the amendments to House Bill No. 674, as recommended by a minority of the Committee on Education and printed on page 733 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 677 and recommended by the Committee on Political Subdivisions and printed on page 734 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 691 and recommended by the Committee on Political Subdivisions and printed on page 734 of the Senate Journal, be adopted, which motion prevailed.

Senator Nelson moved that the amendments to House Bill No. 712 as recommended by the Committee on Transportation and printed on page 735 of the Senate Journal, be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 717 as recommended by the Committee on Political Subdivisions and printed on page 736 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 787, as recommended by the Committee on Education and printed on page 738 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 789, as recommended by the Committee on Finance and Taxation and printed on page 739 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 794, as recommended by the Committee on Finance and Taxation and printed on page 739 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 797, as recommended by the Committee on Industry, Business and Labor and printed on page 739 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 803, as recommended by the Committee on Education and printed on page 740 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 834, as recommended by the Committee on State and Federal Government and printed on page 741 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bills Nos. 914, 942, 706, 541, 589, 724, 753, 800, 639, 754, 806 and House Concurrent Resolutions "M", "O", "U", "X" and "O-1" be placed on sixth order for consideration of amendments, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 914, 942, 706, 541, 589, 724, 753, 800, 639, 754, 806 and House Concurrent Resolutions "M", "O", "U", "X" and "O-1, be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 914 as recommended by the Committee on State and Federal Government, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 942 as recommended by the Committee on Education, be adopted, which motion prevailed.

Senator Rolfsrud moved that the amendments to House Bill No. 706 as recommended by the Committee on Natural Resources, be adopted.

A recorded vote was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Rolfsrud that the amendments to House Bill No. 706 be adopted, the roll was called and there were: ayes, 32; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kadlec	Mahoney	Thompson
Berube	Kautzmann	Morgan	Torgerson
Bopp	Kelly	Rait	Trenbeath
Dahlund	Kisse	Reichert	Tuff
Forkner	Kjos	Robinson	Van Horn
Hernettt	Larson	Roen	Walz
Holand	Lashkowitz	Rolfsrud	Weber
Jurgensen	Lips	Solberg	Witteman

Those voting in the negative were:

Beck	Mutch	Ringsak	Sinner
Ecker	Nelson	Ruemmele	Sorlie
Longmire	Redlin	Saumur	Strinden
Luick			

Absent and not voting:

Baeverstad	Chesrown	George	Urdahl
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So the motion was declared carried.

Senator Holand moved that the Senate recess until 10:00 a.m., March 5, 1965, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The Senate convened at 10:00 a.m., pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

March 4, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bills Nos. 162 and 181.

These bills have now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 698.

The President appointed as a Conference Committee on House Bill No. 698, Senators:

Holand
Becker
Mahoney

MOTION

Senator Lips moved that the Senate accede with the request of the House and that Senate Bill No. 184 be returned to the House, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Ringsak moved that the amendments to House Bill No. 541 as recommended by the Committee on State and Federal Government, and printed on page 751 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 589 as recommended by the Committee on Industry, Business and Labor and printed on page 752 of the Senate Journal, be adopted, which motion prevailed.

Senator Ecker moved that the amendments to House Bill No. 724 as recommended by the minority of the Committee on Industry, Business and Labor and printed on page 756 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 753 as recommended by the Committee on Industry, Business and Labor, and printed on pages 760 and 761 of the Senate Journal, be adopted, which motion prevailed.

Senator Sinner moved that the amendments to House Bill No. 800 as recommended by the Committee on Industry, Business and Labor, and printed on pages 761 and 762 of the Senate Journal, be adopted.

Senator Sinner made the substitute motion that consideration of the amendments to House Bill No. 800 be placed at the foot of the sixth order, which motion prevailed.

Senator Ecker moved that the amendments to House Bill No. 639 as recommended by the Committee on Industry, Business and Labor, and printed on page 763 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 754 as recommended by the Committee on Industry, Business and Labor and printed on page 763 of the Senate Journal, be adopted, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 806 as recommended by the Committee on Appropriations and printed on page 764 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Concurrent Resolution "M" as recommended by the Committee on Education and printed on pages 764, 765, and 766 of the Senate Journal, be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Concurrent Resolution "O" as recommended by the Committee on Education and printed on pages 766 and 767 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Concurrent Resolution "U" as recommended by the Committee on State and Federal Government and printed on page 767 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Concurrent Resolution "X" as recommended by the Committee on State and Federal Government and printed on pages 767 and 768 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Concurrent Resolution "O-1" as recommended by the Committee on State and Federal Government and printed on page 768 of the Senate Journal, be adopted, which motion prevailed.

The question being on the motion of Senator Sinner that the amendments to House Bill No. 800 be adopted, which had been moved to the foot of the sixth order, which motion prevailed.

MESSAGES FROM THE HOUSE

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. 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 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

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Holand moved that the President appoint Conference Committees to act with like committees from the House on House Bills Nos. 531, 585, 641, 697, 566, 506, 507, 516, 547, 822, 840, 913 and 728, which motion prevailed.

The President appointed the following Conference Committees:

House Bill No. 531, Senators:

Longmire
Mutch
Larson

House Bill No. 585, Senators:

Longmire
Torgerson
Walz

House Bill No. 641, Senators:

Ringsak
Ruemmele
Larson

House Bill No. 697, Senators:

Longmire
Torgerson
Solberg

House Bill No. 566, Senators:

Chesrown
Strinden
Reichert

House Bill No. 506, Senators:

Sorlie
Beck
Van Horn

House Bill No. 507, Senators:

Kautzmann
Robinson
Rolfsrud

House Bill No. 516, Senators:

Kelly
Kjos
Lashkowitz

House Bill No. 547, Senators:

Hernett
Forkner
Sinner

House Bill No. 822, Senators:

Redlin
Ruemmele
Bopp

House Bill No. 840, Senators:

Mutch
Morgan
Ecker

House Bill No. 913, Senators:

Dahlund
Forkner
Reichert

House Bill No. 728, Senators:

Nelson
Dahlund
Tuff

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Nelson

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber

Holand	Mahoney	Sinner	Witteman
Absent and not voting:			
Nelson			

So the bill passed and the title was agreed to.

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 second time.

Senator Holand: Mr. President. I rise to ask what the chair's ruling is as to whether this bill, House Bill No. 866, requires a majority or a two-thirds vote.

Lt. Governor: There was a request for an Attorney General's opinion which states it requires a two-thirds vote. On the other hand I have copies of the initiated measure passed at the last election, and also statements on behalf of the people that believe it only requires a majority. Their position is that we have an initiated measure which referred to specifically a certain arbitration board and that House Bill No. 866, if passed, would not go into effect until this arbitration board ceases to be in effect and that along with two or three others is the reason. There is a doubt in my mind. I am going to rule that it only requires a majority.

Senator Holand: Mr. President. At this time I am going to appeal from the decision of the chair for the following reasons, which I would like to have recorded in the Journal. As the chair has indicated there has been an Attorney General's opinion requested on this matter. When it came to my attention a few days ago on March 4 I wrote to the Attorney General summarizing the contents of House Bill No. 866, and asked for an opinion as to whether or not it required a two-thirds vote for passage. I shall not read the Attorney General's opinion in detail but will simply state the last sentence, which reads: "House Bill 866 does in fact amend or repeal a portion of the initiated measure and therefore requires a two-thirds majority for passage."

Lt. Governor: You wish to file the opinion — perhaps that would be best.

Senator Holand: Yes. I think it would be best to print it in the Journal.

Lt. Governor: Then I have some opinions I will file which shows reasons why these people feel a majority is sufficient, and we will have this in the record.

Senator Holand: May I inquire — you state you are filing some opinions of others — may I inquire who?

Lt. Governor: I read them over and this was submitted to me by an attorney for the Brotherhood of Railroad --. I believe perhaps we should have a vote on the ruling of the chair. If you vote aye, you vote to uphold the chair. If you vote nay, you vote not to uphold the ruling of the chair.

The question was then called on whether the ruling of the chair should be upheld, and the nay votes prevailed, and the ruling of the chair was not upheld.

MOTION

Senator Holand moved that House Bill No. 866 be indefinitely postponed.

Senator Sinner made the substitute motion that House Bill No. 866 be placed at the foot of the calendar, which motion was declared lost.

A division was requested on the motion of Senator Sinner, which request was granted, and the motion was again declared lost.

The question being on the motion of Senator Holand that House Bill No. 866 be indefinitely postponed, which motion prevailed.

STATE OF NORTH DAKOTA

Helgi Johanneson

Attorney General

Bismarck, North Dakota 58501

March 4, 1965

Honorable Donald C. Holand

Senator

State Capitol

Bismarck, North Dakota

Dear Senator Holand:

Your letter dated March 3, 1965, provides as follows:

"HB 866 now before the Senate, among other things, would require a five-man rail crew on all branch line operations.

"In the last general election, the voters enacted and approved initiated Measure No. 3 (copy attached) which: (a) repealed statutes requiring the employment of specified numbers of men; (b) retained job guarantees for third brakemen under Senate Bill 94 of the 1959 Session; and (c) authorized job and pay protection provided by Arbitration Board No. 282, supplemental awards and collective bargaining agreements.

"Under Section 25 of the Constitution 'no measure enacted or approved by a vote of the electors shall be repealed or amended . . . except . . . upon roll call of two-thirds . . .'

"It appears that H.B. 866, in the words of State vs Baker, 299 N. W. 574, 'is legislation on the same subject', deals with 'matters involved in the Initiative Measure', and is 'at variance with the expressed will of the people,' (see p. 579) in the following respects: (a) it seeks enactment of a law requiring the employment of specified numbers of men in express variance with the peoples' will; (b) puts a 5-man crew back on, commencing Feb. 1966 upon termination of Award 282, but is at variance because it ignores voted approval regarding 'supplemental awards and collective bargaining agreements' in Measure No. 3; and (c) would require 5-man crews on all branch lines by statute whereas the people enacted and approved a measure eliminating 5-man crews on all branch lines by statute."

"Your opinion as to whether or not this bill requires a $\frac{2}{3}$ vote would be appreciated. The matter will be on the Senate Calendar for action tomorrow."

We have stated an initiated measure which only repeals another law does not affect subsequent legislatures. Initiated measure No. 3 which was approved in the 1964 General Election was basically a repealer. However, it did contain some affirmative provisions. It would be a question of fact whether HB 866 amends such provisions. While the matter is not free from doubt, Section 25 of the Constitution makes it obvious that the direct acts of the electors shall be given special preference. Consequently, it is our view that HB 866 does in fact amend or repeal a portion of the initiated measure and therefore requires a two-thirds majority for passage.

We hope this information will be of some assistance.

Yours very truly,
Helgi Johanneson
Attorney General

The following was submitted by the Lt. Governor for the record:
BE IT ENACTED BY THE PEOPLE OF THE STATE OF NORTH DAKOTA:

SECTION 1: The object of this measure is to permit the railroads in the State of North Dakota to operate their trains and equipment

and provide job protection for employees in conformity with the settlement of issues relating to the number of employees on freight trains and self-propelled equipment resulting from the procedures prescribed by the Congress in Public Law 88-108 and the Railway Labor Act, including the award of Arbitration Board No. 282 appointed by President John F. Kennedy, subsequent supplemental awards and collective bargaining agreements.

1. H.B. 866 does not go into effect until after award 282 ceases to be in effect.
2. H.B. 866 would not become effective until after any extension of award 282 ceases to be effective.
3. There is no collective bargaining agreement concerning this subject matter at present and to presume that there would be is just speculation.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Those voting in the negative were:

Ringsak

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.

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, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Holand	Reichert	Trenbeath
Becker	Kisse	Ringsak	Tuff
Berube	Larson	Robinson	Van Horn
Dahlund	Lips	Roen	Walz
Ecker	Mahoney	Ruemmele	Weber
George	Mutch	Saumur	Witteman
Hernett	Redlin	Torgerson	

Those voting in the negative were:

Baeverstad	Kautzmann	Morgan	Solberg
Bopp	Kelly	Nelson	Sorlie

Chesrown	Kjos	Rait	Strinden
Forkner	Lashkowitz	Rolfstrud	Thompson
Jurgensen	Longmire	Sinner	Urdahl
Kadlec	Luick		

So the bill passed and the title was agreed to.

Senator Dahlund moved that the vote by which House Bill No. 927 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended on page 639 of the Senate Journal, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended on page 640 of the Senate Journal, the roll was called and there were: ayes, 39; nays, 10; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mahoney	Sinner
Beck	Kautzmann	Morgan	Sorlie
Berube	Kelly	Rait	Thompson
Chesrown	Kisse	Reichert	Torgerson
Dahlund	Kjos	Ringsak	Trenbeath
Ecker	Larson	Robinson	Tuff
George	Lashkowitz	Roen	Urdahl
Hernett	Lips	Rolfstrud	Van Horn
Holand	Longmire	Ruemmele	Witteman
Jurgensen	Luick	Saumur	

Those voting in the negative were:

Becker	Mutch	Solberg	Walz
Bopp	Nelson	Strinden	Weber
Forkner	Redlin		

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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
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 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

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 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

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kelly	Redlin	Strinden
Beck	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Ecker	Larson	Robinson	Trenbeath

Forkner	Lashkowitz	Roen	Tuff
George	Lips	Rolfstrud	Urdahl
Hernett	Longmire	Ruemmele	Van Horn
Holand	Luick	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Sorlie	Witteman
Kautzmann	Rait		

Those voting in the negative were:

Becker	Bopp	Mahoney	Solberg
Berube	Dahlund	Morgan	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended on page 640 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:

Urdahl

So the bill passed and the title was agreed to.

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 second time.

Senator Longmire moved that House Bill No. 556 be amended as follows:

In line 36, after the word "title" insert the words "chiropractic physician".

Which motion was lost.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 647 of the Senate Journal, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Van Horn

George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman

Absent and not voting:

Urdahl

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.

Was read the second time.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

Senator Holand moved that House Bill No. 814 be placed at the foot of the calendar, which motion prevailed.

Senator Holand requested that the Secretary be instructed to prepare mimeographed copies of House Bill No. 814 and that copies be placed on our desks, which request was granted.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff

Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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.

Was read the second time.

Senator Kautzmann moved that House Bill No. 888 be amended as follows:

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 number the lines accordingly.

Which motion prevailed.

Senator Kautzmann moved that the rules be suspended and that House Bill No. 888 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, from the floor, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

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:

Kautzman
Robinson
Rolfstrud 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

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 21; nays, 28; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Lashkowitz	Rolfsrud	Urdahl
Bopp	Lips	Sinner	Van Horn
Ecker	Mahoney	Solberg	Walz
Jurgensen	Rait	Thompson	Weber
Kadlec	Reichert	Tuff	Witteaman
Larson			

Those voting in the negative were:

Baeverstad	Hernett	Luick	Roen
Beck	Holand	Morgan	Ruemmele
Becker	Kautzmann	Mutch	Saumur
Chesrown	Kelly	Nelson	Sorlie
Dahlund	Kisse	Redlin	Strinden
Forkner	Kjos	Ringsak	Torgerson
George	Longmire	Robinson	Trenbeath

So the bill was lost.

Senator Kelly moved that the vote by which House Bill No. 29 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND 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 second time.

Senator Strinden moved that Senate Concurrent Resolution "AA" be adopted, which motion prevailed.

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 second time.

Senator Longmire moved that Senate Concurrent Resolution "EE" be adopted, which motion prevailed.

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 second time.

Senator Weber moved that Senate Concurrent Resolution "FF" be adopted, which motion prevailed.

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

MESSAGES FROM THE HOUSE

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
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 as follows:

AMENDMENTS TO SENATE BILL No. 7

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

AMENDMENTS TO SENATE BILL No. 8

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.

AMENDMENTS TO SENATE BILL No. 38

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.

AMENDMENTS TO SENATE BILL No. 39

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 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 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, the secretary of state shall place the question of subdistricting 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 subdistricted.

SECTION 5. FORM OF BALLOT.) The ballots used for the question of subdistricting 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 subdistricted 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 subdistricting 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 subdistricting 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 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.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 99

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.

AMENDMENTS TO SENATE BILL No. 103

On line 7 delete the words "to benefit" and insert in lieu thereof the following language "not encompassed by a fire district"

AMENDMENTS TO SENATE BILL No. 116

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 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.

AMENDMENTS TO SENATE BILL No. 158

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

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 159

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.

AMENDMENTS TO SENATE BILL No. 169

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.

AMENDMENTS TO SENATE BILL No. 228

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.

AMENDMENTS TO SENATE BILL No. 238

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.

AMENDMENTS TO SENATE BILL No. 244

On line 2 after the numeral 1. delete all language beginning with the word "No" and ending with 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.

AMENDMENTS TO SENATE BILL No. 266

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.

AMENDMENTS TO SENATE BILL No. 270

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.

AMENDMENTS TO SENATE BILL No. 283

In line 93: Delete the word "fifteen" and insert in lieu thereof the word "thirty"

AMENDMENTS TO SENATE BILL No. 323

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.

DONNELL HAUGEN, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 512. A Bill for an Act making an appropriation for the operation and maintenance of the State Hall Insurance Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Becker	Kadlec	Mutch	Solberg
Berube	Kautzmann	Nelson	Sorlie
Bopp	Kjos	Rait	Thompson
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney		

Those voting in the negative were:

Beck	Kisse	Robinson	Trenbeath
George	Redlin	Strinden	Walz
Kelly	Reichert	Torgerson	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteaman

Absent and not voting:

Mutch

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 48
 Senate Bill No. 58
 Senate Bill No. 59
 Senate Bill No. 65
 Senate Bill No. 66
 Senate Bill No. 98
 Senate Bill No. 105
 Senate Bill No. 123
 Senate Bill No. 136
 Senate Bill No. 142
 Senate Bill No. 160
 Senate Bill No. 173
 Senate Bill No. 185
 Senate Bill No. 191
 Senate Bill No. 196
 Senate Bill No. 200
 Senate Bill No. 211
 Senate Bill No. 237
 Senate Bill No. 324
 Senate Bill No. 219

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., March 5, 1965.

SENATOR BECK, Chairman

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 607 - 620 - 670 - 713

House Bill No. 831 - 870 - 883 - 903

And the President signed the same in the presence of the Senate.

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

MOTION

Senator Reichert moved that a committee of two be appointed to escort former Lt. Gov. Ray Schnell to the rostrum for a few remarks, which motion prevailed.

The President appointed Senators Reichert and Roen to escort former Lt. Gov. Ray Schnell to the rostrum, and Mr. Schnell was escorted to the rostrum and invited to address the Senate.

Mr. Schnell:

Mr. President, Members of the Senate, Friends. It is indeed a pleasure to be here again after some years since I have been presiding over this body. I notice there are only three Senators here — Sorlie, Luick, Baeverstad, that were here at the time I was presiding over this body. I see a good many changes during the years since I served here as Lt. Governor — then we had one Democrat senator and look what the Republicans have lost here in the last few years.

I notice that you have things a great deal easier than we did in the days when I was here. You know we had to pass laws and make them stick and now all this body has to do is play with one man and maybe it wouldn't work out all right.

I appreciate the introduction — all the glories and honors that have been piled on me and I don't know how much more I would be able to take — father of the year in 1959, man of the year 1963, and national man of the year in agriculture in 1965. I don't want to claim any credit for lots of things — all I want to claim is that I was smart enough to marry the right kind of a girl that brought up a good family, good respectful family that stick to you and work together, and those are the things that brought me most of these honors. Don't want to claim credit myself — my family and my good wife have been a great help to me. Although I appreciate the honor and hope someday I will be able to live up to all the glories and honors that have been bestowed upon me.

I especially appreciate the introduction of my good friend Senator Reichert. You know we had a kind of understanding that in our last campaign that we would not go out here and do any mud slinging of any kind, and I was real quiet about it — a little bit too quiet for my own good. If I had come out and said a few things probably you folks in the minority of this body would have a different floor leader — but he used a lot of tricks — and I want to remind you of them — might be of some value to some of you. You know he never paid anybody any tips — any waitresses — never paid any tips — not to anybody, and when he left he would say "be sure to vote Republican".

About ten days ago I had the pleasure of judging the Iowa state hereford show for the 19th year in succession and as a usual custom you get a chance to pick your own associate judge, so they asked me if it would be all right if they let Lyndon Johnson's ranch manager be my assistant — I says all right — this is about as close as a Goldwater Republican will ever get to the President of the United States.

It worked out all right. We were both on the program at the banquet the night before the sale, and he said I would be a good candidate for Secretary of Agriculture — I guess nobody has wanted it.

I have been gone a lot and I haven't followed your work too close and I am not here to give you advice, but I have been around the

country and other states quite a bit, and when we have a snow storm it lasts 48 hours and then be all over; some of the places, like Oregon and Washington they have floods that last for 30 days, and a lot of people were wiped out completely, lots of cattle lost on the west coast that we don't hear about. Yesterday I heard about a snowstorm in Iowa, part of Nebraska and South Dakota, and they have no snow removal equipment and everything was at just a standstill.

I appreciate being here and I thank you for the honor of being introduced.

Senator Reichert moved that the remarks of former Lt. Gov. Schnell be printed in the Journal, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Jurgensen	Morgan	Sorlie
Bopp	Kadlec	Rait	Thompson
Chesrown	Kautzmann	Redlin	Trenbeath
Dahlund	Larson	Roen	Tuff
Ecker	Lashkowitz	Ruemmele	Urdahl
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Wittman

Those voting in the negative were:

Baeverstad	Kisse	Reichert	Rolfstrud
Beck	Kjos	Ringsak	Strinden
Forkner	Mutch	Robinson	Torgerson
Kelly	Nelson		

Absent and not voting:

Becker	Mahoney	Van Horn
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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.

Was read the second time.

Senator Lashkowitz moved that House Bill No. 568 be placed at the foot of the calendar, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Solberg
Becker	Kautzmann	Rait	Sorlie
Berube	Kelly	Redlin	Strinden
Bopp	Kjos	Reichert	Thompson
Chesrown	Larson	Ringsak	Torgerson
Dahlund	Lashkowitz	Robinson	Trenbeath

Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Morgan	Saumur	Walz
Holand	Mutch	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Beck	Kisse	Mahoney
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So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen		Sinner	Witteman

Absent and not voting:

Beck	Mahoney
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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.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Nelson	Solberg
Berube	Kelly	Rait	Sorlie
Bopp	Kisse	Redlin	Strinden
Chesrown	Kjos	Reichert	Thompson
Dahlund	Larson	Ringsak	Torgerson
Ecker	Lashkowitz	Robinson	Trenbeath
Forkner	Lips	Roen	Tuff
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Jurgensen	Morgan	Saumur	Weber
Kadlec	Mutch	Sinner	Witteman

Absent and not voting:

Beck	Holand	Mahoney	Urdahl
Becker			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Rait	Strinden
Chesrown	Kjos	Redlin	Thompson
Dahlund	Larson	Reichert	Torgerson
Ecker	Lashkowitz	Ringsak	Trenbeath
Forkner	Lips	Robinson	Tuff
George	Longmire	Roen	Van Horn
Hernett	Luick	Rolfsrud	Walz
Jurgensen	Morgan	Ruemmele	Weber
Kadlec		Sinner	Witteman

Absent and not voting:

Beck	Holand	Saumur	Urdahl
Becker	Mahoney		

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Rait	Strinden
Chesrown	Kjos	Redlin	Thompson
Dahlund	Larson	Reichert	Torgerson
Ecker	Lashkowitz	Ringsak	Trenbeath
Forkner	Lips	Robinson	Tuff
George	Longmire	Roen	Van Horn
Hernett	Luick	Rolfsrud	Walz
Jurgensen	Morgan	Ruemmele	Weber
Kadlec		Sinner	Witteman

Absent and not voting:

Beck	Holand	Saumur	Urdahl
Becker	Mahoney		

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Morgan	Thompson
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kisse	Reichert	Tuff
Chesrown	Larson	Ringsak	Urdahl
Dahlund	Lashkowitz	Roen	Van Horn
Ecker	Lips	Rolfsrud	Walz
George	Longmire	Sinner	Weber
Hernett	Luick	Solberg	Witteman
Jurgensen			

Those voting in the negative were:

Baeverstad	Mutch	Robinson	Sorlie
Forkner	Nelson	Ruemmele	Strinden
Kelly	Redlin	Saumur	Torgerson
Kjos			

Absent and not voting:

Becker	Holand	Mahoney
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So the bill passed and the title was agreed to.

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 second time.

Senator Sinner moved that House Bill No. 714 be placed at the foot of the calendar, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 37; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Solberg
Berube	Kelly	Redlin	Sorlie
Bopp	Kjos	Reichert	Thompson
Chesrown	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman
Kadlec			

Those voting in the negative were:

Baeverstad	Mutch	Robinson	Torgerson
Kisse	Nelson	Strinden	

Absent and not voting:

Becker	Holand	Mahoney	Trenbeath
Dahlund			

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 716. A Bill for an Act to create and enact sub-amended by the 1963 Session Laws, relating to group insurance for section 18 of section 15-29-08 of the North Dakota Century Code, as teachers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting 4.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Sorlie
Beck	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman
Kautzmann			

Absent and not voting:

Becker	Dahlund	Holand	Mahoney
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So the bill passed and the title was agreed to.

MOTION

Senator Trenbeath moved that House Bill No. 714 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Sorlie
Beck	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Morgan	Saumur	Walz
Jurgensen	Mutch	Sinner	Weber
Kadlec	Nelson	Solberg	Witteman
Kautzmann			

Absent and not voting:

Becker	Dahlund	Holand	Mahoney
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So the bill passed and the title was agreed to.

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 second time.

Senator Ringsak moved that House Bill No. 731 be placed at the foot of the calendar, 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.

Was read the second time.

Senator Ringsak moved that House Bill No. 771 be amended as follows:

In line 2 of the title, after the word "any" delete the words "person or".

In line 3 of the bill, delete the words "person or"

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 771 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on final passage of House Bill No. 771, as amended from the floor, the roll was called and there were: ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Lashkowitz	Saumur	Urdahl
Bopp	Mahoney	Sinner	Van Horn
Ecker	Rait	Solberg	Walz
Jurgensen	Reichert	Thompson	Weber
Kadlec	Ringsak	Tuff	Witteman
Larson	Ruemmele		

Those voting in the negative were:

Baeverstad	Hernett	Longmire	Robinson
Beck	Holand	Luick	Roen
Becker	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Strinden
Dahlund	Kisse	Nelson	Torgerson
Forkner	Kjos	Redlin	Trenbeath
George	Lips		

Absent and not voting:

Rolfstrud

So the bill was lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Berube Rolfstrud

So the bill passed and the title was agreed to.

MOTION

Senator Becker moved that House Bill No. 854 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Was read the second time.

Senator Weber moved that House Bill No. 854 be amended as follows:

Delete line 9.

Renumber the lines and subsections accordingly.

Which motion was lost.

ROLL CALL

The question being on the final passage of House Bill No. 854, the roll was called and there were: ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Hernett	Lips	Thompson
Becker	Holand	Longmire	Torgerson
Berube	Jurgensen	Mahoney	Tuff
Bopp	Kadlec	Mutch	Urdahl
Chesrown	Kautzmann	Rait	Van Horn
Dahlund	Kjos	Reichert	Walz
Forkner	Larson	Sinner	Weber
George	Lashkowitz	Sorlie	Witteaman

Those voting in the negative were:

Beck	Morgan	Robinson	Solberg
Ecker	Nelson	Rolfsrud	Strinden
Kelly	Redlin	Ruemmele	Trenbeath
Luick	Ringsak	Saumur	

Absent and not voting:

Kisse Roen

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 transmit:

Senate Concurrent Resolution "AA" - "EE" - "FF"

Which the Senate has passed and your favorable consideration is requested.

GERALD L. STAIR, Secretary

MESSAGE FROM THE HOUSE

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 98 ayes, 2 nays, 9 absent and not voting.

Also to House Bill No. 654; by a vote of 98 ayes, No nays, 11 absent and not voting.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 18

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 6

Senate Bill No. 15

Senate Bill No. 18
 Senate Bill No. 22
 Senate Bill No. 52
 Senate Bill No. 151
 Senate Bill No. 182
 Senate Bill No. 203
 Senate Bill No. 217
 Senate Bill No. 221
 Senate Bill No. 250
 Senate Bill No. 295
 Senate Bill No. 297
 Senate Bill No. 308
 Senate Bill No. 312
 Senate Bill No. 328
 Senate Bill No. 332

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: 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 be indefinitely postponed.

For the majority:

Senator Ringsak
 Senator Dahlund
 Senator Morgan
 Senator Mutch
 Senator Forkner

The minority recommends a do pass.

For the minority:

Senator Longmire
 Senator Reichert
 Senator Ecker
 Senator Tuff
 Senator Larson

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Longmire made the substitute motion that House Bill No. 945 be placed on the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson

Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman

Absent and not voting:
Kautzmann

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.

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, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Ecker	Mahoney	Ringsak	Sorlie
Hernett	Mutch	Roen	Van Horn
Kadlec	Nelson	Ruemmele	Walz
Longmire	Rait	Saumur	Weber
Luick	Reichert	Sinner	Witteman

Those voting in the negative were:

Beck	George	Lashkowitz	Strinden
Becker	Holand	Lips	Thompson
Berube	Jurgensen	Morgan	Torgerson
Bopp	Kelly	Redlin	Trenbeath
Chesrown	Kisse	Robinson	Tuff
Dahlund	Kjos	Rolfsrud	Urdahl
Forkner	Larson	Solberg	

Absent and not voting:
Baeverstad Kautzmann

So the bill was declared lost.

Senator Kisse moved that the vote by which House Bill No. 785 was lost be reconsidered and the motion to reconsider be laid on the table, 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.

Was read the second time.

Senator Becker moved that House Bill No. 809 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Solberg
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson

Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Mahoney	Ruemmele	Walz
Holand	Morgan	Saumur	Witteman
Jurgensen	Mutch	Sinner	

Those voting in the negative were:

Luick	Sorlie	Weber
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Absent and not voting:

Baeverstad	Chesrown	Kautzmann
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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.

Was read the second time.

Senator Lips moved that House Bill No. 836 be placed at the foot of the calendar, which motion prevailed.

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 second time.

Senator Lashkowitz moved that House Bill No. 841 be amended as follows:

In line 5, after the word "fees" insert the following words "and deposit the same"

Which motion prevailed.

Senator Lashkowitz moved that the rules be suspended and that House Bill No. 841 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 841, as amended from the floor, the roll was called and there were: ayes, 16; nays, 32; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mahoney	Sinner
Berube	Larson	Ringsak	Thompson
Bopp	Lashkowitz	Robinson	Van Horn
Jurgensen	Lips	Saumur	Walz

Those voting in the negative were:

Beck	Holand	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Chesrown	Kisse	Redlin	Torgerson
Dahlund	Kjos	Reichert	Trenbeath
Ecker	Longmire	Roen	Tuff
Forkner	Luick	Rolfsrud	Urdahl
George	Morgan	Ruemmele	Weber
Hernett	Mutch	Solberg	Witteman

Absent and not voting:

Kautzmann

So the bill was declared lost.

Senator Becker moved that the vote by which House Bill No. 841 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Rait	Sorlie
Beck	Kelly	Redlin	Strinden
Becker	Kisse	Reichert	Thompson
Berube	Kjos	Ringsak	Torgerson
Bopp	Larson	Robinson	Trenbeath
Dahlund	Lashkowitz	Roen	Tuff
Ecker	Lips	Rolfstrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand	Morgan	Solberg	Witteman
Jurgensen			

Those voting in the negative were:

Chesrown Mutch

Absent and not voting:

Kautzmann Nelson

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.

Was read the second time.

Senator Lips moved that House Bill No. 925 be amended as follows:

In line 4 after the word "conditions" delete the words "or purposes", and after the word "mill" insert the words "upon majority vote of the people"

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 925 be placed on second reading and final passage as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 925, as amended from the floor, the roll was called and there were: ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Hernett	Longmire	Sinner
Beck	Holand	Luick	Sorlie
Becker	Jurgensen	Mahoney	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Dahlund	Larson	Reichert	Trenbeath
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Ruemmele	Walz
George		Saumur	Witteman

Those voting in the negative were:

Chesrown	Mutch	Robinson	Tuff
Kadlec	Nelson	Rolfstrud	Van Horn
Kjos	Ringsak	Solberg	Weber
Morgan			

Absent and not voting:

Kautzmann

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:

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Sorlie
Beck	Kadlec	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Berube	Kisse	Reichert	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Robinson	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfstrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Hernett	Mahoney	Sinner	Witteaman
Holand	Morgan		

Those voting in the negative were:

Mutch

Absent and not voting:

Kautzmann Solberg

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Roen	Van Horn
Forkner	Longmire	Rolfstrud	Walz
George	Luick	Ruemmele	Weber
Hernett	Mahoney	Saumur	Witteaman
Holand	Morgan	Sinner	

Absent and not voting:

Kautzmann Thompson

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Longmire	Sinner
Becker	Jurgensen	Luick	Sorlie
Berube	Larson	Reichert	Thompson
Chesrown	Lashkowitz	Robinson	Urdahl
Dahlund	Lips	Roen	Weber
George			

Those voting in the negative were:

Beck	Kisse	Redlin	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Ecker	Mahoney	Rolfsrud	Tuff
Forkner	Morgan	Ruemmele	Van Horn
Hernett	Mutch	Saumur	Walz
Kadlec	Nelson	Solberg	Witteman
Kelly	Rait	Strinden	

Absent and not voting:

Kautzmann

So the bill was declared lost.

Senator Ringsak moved that the vote by which House Bill No. 946 was lost 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.

Was read the second time.

Senator Urdahl moved that House Bill No. 924 be amended as follows:

In the fourth line of the title of the bill after the word "Dakota" insert the words "and providing an effective date"

Following the last line of the bill, insert the following new section:

"SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall not become effective unless and until it shall be determined during the biennium beginning July 1, 1965 and ending June 30, 1967, by resolution of the emergency commission at a meeting attended by legislative members thereof, that after consideration of all other appropriations from and obligations of the general fund and the need of maintaining a reasonable operating balance in such fund, sufficient moneys are available in the general fund to permit the expenditure of the funds appropriated in section 1 of this Act."

Which motion prevailed.

Senator Ringsak moved that House Bill No. 924 be amended as follows:

In the last line of the title delete the period and insert the following "and for the construction of an all-faith chapel at the Grafton State school."

1 SECTION 3. APPROPRIATION.) There is hereby appropri-
 2 ated out of any moneys in the general fund in the state
 3 treasury, not otherwise appropriated, the sum of \$250,000.00,
 4 or so much thereof as may be necessary, for the construction,
 5 furnishing, and equipping of an all-faiths chapel at the Grafton
 6 state school at Grafton, North Dakota, said funds to remain
 7 available for expenditure until June 30, 1968, and expended in
 8 the manner provided for in section 2 of this Act.
 9 SECTION 4. EFFECTIVE DATE OF APPROPRIATION.)
 10 The funds appropriated by section 3 of this Act shall
 11 not be made available until it is determined by the emergency

12 commission, based upon information provided by the director of
 13 the department of accounts and purchases, that the general fund
 14 has a cash balance of ten million dollars.

Which motion was declared lost.

Senator Urdahl moved that the rules be suspended and that House Bill No. 924 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 924 as amended from the floor, the roll was called and there were: ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Lashkowitz	Ruemmele	Tuff
Bopp	Mahoney	Sinner	Urdahl
George	Rait	Solberg	Van Horn
Hernett	Redlin	Sorlie	Walz
Jurgensen	Reichert	Thompson	Weber
Larson	Rolfsrud	Trenbeath	Witteman

Those voting in the negative were:

Beck	Holand	Longmire	Robinson
Becker	Kadlec	Luick	Roen
Chesrown	Kelly	Morgan	Saumur
Dahlund	Kisse	Mutch	Strinden
Ecker	Kjos	Nelson	Torgerson
Forkner	Lips	Ringsak	

Absent and not voting:

Baeverstad Kautzmann

So the bill was declared lost.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

FIRST READING OF A SENATE RESOLUTION

Senate Resolution No. 6. A senate resolution expressing appreciation to the management and employees of radio station KFYR and KBOM and to KFYR-TV for their fine coverage of committee hearings and floor debate in the Senate upon important tax matters.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that Senate Resolution No. 6 be not printed as a bill, but printed in the Journal, not referred to committee, and placed on second reading and final passage, which motion prevailed.

SENATE RESOLUTION NO. 6

Introduced by Committee on Delayed Bills

A senate resolution expressing appreciation to the management and employees of radio stations KFYR and KBOM and to KFYR-TV for their fine coverage of committee hearings and floor debate in the Senate upon important tax matters.

- 1 WHEREAS, the legislative assembly in its
- 2 current session is faced with important problems in meeting
- 3 the state financial needs; and
- 4 WHEREAS, the public is vitally concerned
- 5 with possible steps which may be taken to solve such problems;
- 6 and
- 7 WHEREAS, broadcasts of committee hearings
- 8 and floor debate on important problems facing the legislative
- 9 assembly can go far toward keeping the public informed; and
- 10 WHEREAS, radio station KFYR and KBOM and KFYR-TV
- 11 have recently carried live broadcasts of committee hearings
- 12 and floor debate upon matters of key importance;
- 13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
- 14 OF THE STATE OF NORTH DAKOTA:
- 15 That the Senate of the state of North Dakota hereby goes
- 16 on record as expressing appreciation to the management and
- 17 employees of radio stations KFYR and KBOM and to KFYR-TV
- 17a for
- 18 the valuable public service they have provided to the citizens
- 19 of the state in carrying live broadcasts of recent committee
- 20 hearings and floor debate upon important tax matters.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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 labora-

tories department and investing its functions and duties with other state departments.

Was read the first time.

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.

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.

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.

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.

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.

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.

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.

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.

House Concurrent Resolution "Y-1". A concurrent Resolution suggesting early announcement of Reseal Programs by the United States department of agriculture.

Was read the first time.

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.

House Concurrent Resolution "B-2". A concurrent resolution requesting the Secretary of Agriculture and the United States Con-

gress 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.

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.

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.

MOTION

Senator Longmire moved that the rules be suspended and that House Concurrent Resolutions "Y", "E-1", "N-1", "P-1", "S-1", "T-1", "U-1", "V-1", "W-1", "Y-1", "A-2", "B-2", "C-2", and "D-2", be not referred to committee but placed on second passage reading and final passage, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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 and referred to the Legislative Research Resolutions Committee.

MOTION

Senator Holand moved that the vote by which House Bills Nos. 856, 857, 908, 539, 623, 632, 832, 556, 900, 664, 888, 512, 520, 542, 578, 634, 684, 699, 700, 705, 714, 715, 716, 771, 777, 779, 813, 854, 918, 925, 940, 943, and 924 were passed, be reconsidered and the motion to reconsider be laid on the table which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kadlec	Rait	Strinden
Beck	Kelly	Redlin	Thompson
Becker	Kisse	Reichert	Torgerson
Bopp	Kjos	Ringsak	Trenbeath
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Morgan	Solberg	Witteaman
Jurgensen	Nelson	Sorlie	

Absent and not voting:

Berube	Kautzmann	Mutch	Sinner
Dahlund	Mahoney		

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.

Was read the second time.

Senator Sorlie moved that House Bill No. 776 be amended as follows:

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.

Which motion prevailed.

Senator House moved that the rules be suspended and that House Bill No. 776 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 776, as amended from the floor, the roll was called and there were: ayes, 37; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Solberg
Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mutch	Saumur	Witteman
Jurgensen			

Those voting in the negative were:

Hernett	Morgan	Thompson	Weber
Larson	Reichert	Tuff	

Absent and not voting:

Berube	Kautzmann	Mahoney	Sinner
Dahlund			

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that the rules be suspended and that House Bills Nos.

947	914	Senate Resolution No. 6
926	942	and
518	706	House Concurrent Resolutions
530	814	"Y"
544	568	"E-1"
577	731	"N-1"
592	809	"P-1"
650	836	"S-1"
653	541	"T-1"
657	589	"U-1"
660	724	"V-1"
674	753	"W-1"
677	639	"Y-1"
691	754	"A-2"
712	806	"B-2"
	"M"	"C-2"

717	"M"	"D-2"
787	"O"	
789	"U"	
794	"X"	
803	"O-1"	
797	800	
834	945,	

be placed on the calendar for second reading and final passage, which motion prevailed.

Senator Hernett moved that House Bills Nos. 726 and 944 be placed below House Bill No. 724 on the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 34; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Holand	Longmire	Thompson
Becker	Jurgensen	Rait	Trenbeath
Berube	Kadlec	Reichert	Tuff
Bopp	Kelly	Ringsak	Urdahl
Chesrown	Kisse	Rolfsrud	Van Horn
Ecker	Kjos	Ruemmele	Walz
Forkner	Larson	Saumur	Weber
George	Lashkowitz	Solberg	Witteman
Hernett	Lips		

Those voting in the negative were:

Baeverstad	Mutch	Robinson	Strinden
Luick	Nelson	Sorlie	Torgerson
Morgan	Redlin		

Absent and not voting:

Dahlund	Mahoney	Roen	Sinner
Kautzmann			

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Was read the second time.

Senator Lips moved that House Concurrent Resolution "Z" be placed at the foot of the calendar, which motion prevailed.

SECOND 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 second time.

Senator Van Horn moved that Senate Concurrent Resolution "DD" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Ringsak moved that House Bill No. 608 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 947. A Bill for an Act relating to the acquisition of Fort Abraham Lincoln by the state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan	Solberg
Beck	Jurgensen	Mutch	Sorlie
Becker	Kadlec	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Ecker	Larson	Robinson	Urdahl
Forkner	Lashkowitz	Rolfsrud	Van Horn
George	Lips	Ruemmele	Weber
Hernett	Luiek	Saumur	Witteman

Those voting in the negative were:

Ringsak

Absent and not voting:

Dahlund	Longmire	Roen	Torgerson
Kautzmann	Mahoney	Sinner	Walz

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 721 of the Senate Journal, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl

Forkner	Lips	Rolfsrud	Van Horn
George	Luick	Ruemmele	Weber
Hernett	Morgan	Saumur	Witteman
Holand			

Absent and not voting:

Dahlund	Longmire	Ringsak	Torgerson
Kautzmann	Mahoney	Sinner	Walz

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 722 of the Senate Journal, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Solberg
Beck	Kelly	Rait	Sorlie
Becker	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Hernett	Morgan	Ruemmele	Weber
Holand	Mutch	Saumur	Witteman
Jurgensen			

Absent and not voting:

Chesrown	Kautzmann	Mahoney	Torgerson
Dahlund	Longmire	Sinner	Walz

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 722 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Sorlie
Beck	Kelly	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Morgan	Saumur	Weber
Jurgensen	Mutch	Solberg	Witteman

Absent and not voting:

Chesrown	Kautzmann	Mahoney	Sinner
Dahlund			

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 722 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Sorlie
Beck	Kadlec	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kisse	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Roen	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Morgan	Solberg	Witteman

Absent and not voting:

Dahlund	Mahoney	Ringsak	Sinner
Kautzmann			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the chair, the President presiding.

MESSAGES TO THE HOUSE

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 return:

House Bill No. 539 - 556 - 623 - 632

House Bill No. 832 - 888 - 900 - 925
Which the Senate has amended.

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

SIGNING OF BILLS

The Secretary announced that the President 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

And the President signed the same in the presence of the Senate.

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

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
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

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 723 of the Senate Journal, the roll was called and there were: ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Hernett	Luick	Sorlie
Beck	Holand	Mahoney	Strinden
Becker	Jurgensen	Mutch	Thompson
Berube	Kautzmann	Redlin	Torgerson
Bopp	Kelly	Reichert	Trenbeath
Chesrown	Kjos	Roen	Tuff
Ecker	Lashkowitz	Rolfstrud	Urdahl
Forkner	Lips	Ruemmele	Witteman
George	Longmire	Saumur	

Those voting in the negative were:

Kadlec	Morgan	Ringsak	Van Horn
Kisse	Nelson	Robinson	Walz
Larson	Rait	Solberg	Weber

Absent and not voting:

Dahlund	Sinner
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So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE BILL No. 44

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "O"

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.

DONNELL HAUGEN, Chief Clerk

MESSAGE FROM THE HOUSE

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

SECOND READING OF HOUSE BILLS

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 723 of the Senate Journal, the roll was called and there were: ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Jurgensen	Lips	Ruemmele
Becker	Kadlec	Longmire	Saumur
Chesrown	Kautzmann	Luick	Sorlie
Ecker	Kelly	Mahoney	Strinden
George	Kisse	Rait	Trenbeath
Hernett	Kjos	Redlin	Tuff
Holand	Lashkowitz	Roen	Urdahl

Those voting in the negative were:

Baeverstad	Morgan	Robinson	Van Horn
Berube	Mutch	Rolfsrud	Walz
Bopp	Nelson	Solberg	Weber
Forkner	Reichert	Thompson	Witteman
Larson	Ringsak	Torgerson	

Absent and not voting:

Dahlund Sinner

So the bill passed and the title was agreed to and the emergency clause was lost.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 731 of the Senate Journal, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan		Witteaman

Absent and not voting:

Dahlund Sinner

So the bill passed and the title was agreed to.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended on pages 731 and 732 of the Senate Journal, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Nelson	Sorlie
Beck	Kelly	Rait	Strinden
Becker	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Chesrown	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Jurgensen	Morgan	Solberg	Witteaman
Kadlec	Mutch		

Absent and not voting:

Dahlund Holand Sinner

So the bill passed and the title was agreed to.

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 second time.

Senator Mutch moved that House Bill No. 657 be placed at the foot of the calendar, 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.

Was read the second time.

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, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Solberg
Beck	Jurgensen	Morgan	Thompson
Becker	Kadlec	Nelson	Tuff
Berube	Kisse	Rait	Urdahl
Ecker	Kjos	Robinson	Walz
Forkner	Larson	Rolfstrud	Weber
Hernett	Lips	Ruemmele	Wittman

Those voting in the negative were:

Bopp	Lashkowitz	Reichert	Strinden
Chesrown	Longmire	Ringsak	Torgerson
George	Luick	Roan	Trenbeath
Kautzmann	Mutch	Saumur	Van Horn
Kelly	Redlin	Sorlie	

Absent and not voting:

Dahlund Sinner

So the bill passed and the title was agreed to.

Senator Becker moved that the vote by which House Bill No. 660 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the chair, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

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, 23; nays, 22; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kadlec	Mahoney	Urdahl
Becker	Kelly	Rait	Van Horn
Berube	Larson	Roan	Walz
Bopp	Lashkowitz	Rolfstrud	Weber
Ecker	Lips	Solberg	Wittman
Jurgensen	Longmire	Thompson	

Those voting in the negative were:

Baeverstad	Kisse	Reichert	Sorlie
Forkner	Kjos	Ringsak	Strinden
George	Luick	Robinson	Torgerson
Hernett	Morgan	Ruemmele	Trenbeath
Holand	Mutch	Saumur	Tuff
Kautzmann	Redlin		

Absent and not voting:

Chesrown	Dahlund	Nelson	Sinner
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So the bill was lost.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page-734 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Strinden
Beck	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Jurgensen	Mahoney	Saumur	Weber
Kadlec	Morgan	Solberg	Wittezman
Kautzmann	Mutch	Sorlie	

Absent and not voting:

Becker	Dahlund	Nelson	Sinner
Chesrown	Holand		

So the bill passed and the title was agreed to.

Senator Ecker 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. 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 second time.

Senator Weber moved that House Bill No. 691 be placed at the foot of the calendar, 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.

Was read the second time.

Senator Mutch moved that House Bill No. 712 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 736 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Strinden
Beck	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff

Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Jurgensen	Mahoney	Saumur	Weber
Kadlec	Morgan	Solberg	Witteman
Kautzmann	Mutch	Sorlie	
Absent and not voting:			
Becker	Dahlund	Nelson	Sinner
Chesrown	Holand		

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 738 of the Senate Journal, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Strinden
Beck	Kisse	Redlin	Thompson
Berube	Kjos	Reichert	Torgerson
Bopp	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Jurgensen	Mahoney	Saumur	Weber
Kadlec	Morgan	Solberg	Witteman
Kautzmann	Mutch	Sorlie	

Absent and not voting:

Becker	Dahlund	Nelson	Sinner
Chesrown	Holand		

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 739 of the Senate Journal, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kelly	Redlin	Strinden
Beck	Kjos	Reichert	Thompson
Berube	Larson	Ringsak	Torgerson
Bopp	Lashkowitz	Robinson	Trenbeath
Ecker	Lips	Roen	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Morgan	Saumur	Walz
Jurgensen	Mutch	Solberg	Weber
Kadlec	Rait	Sorlie	Witteman
Kautzmann			

Absent and not voting:

Becker	Dahlund	Kisse	Nelson
Chesrown	Holand	Mahoney	Sinner

So the bill passed and the title was agreed to.

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.

Was read the second time.

Senator Torgerson moved that House Bill No. 794 be placed at the foot of the calendar, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 740 of the Senate Journal, the roll was called and there were: ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Rait	Strinden
Beck	Kelly	Redlin	Thompson
Berube	Kjos	Ringsak	Torgerson
Bopp	Larson	Robinson	Trenbeath
Ecker	Lashkowitz	Roen	Tuff
Forkner	Lips	Rolfsrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Jurgensen	Morgan	Solberg	Weber
Kadlec	Mutch	Sorlie	Witteman

Absent and not voting:

Becker	Holand	Mahoney	Reichert
Chesrown	Kisse	Nelson	Sinner
Dahlund			

So the bill passed and the title was agreed to and the emergency clause carried.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 739 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Sorlie
Beck	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Ecker	Lashkowitz	Robinson	Trenbeath
Forkner	Lips	Roen	Tuff
George	Longmire	Rolfsrud	Urdahl
Hernett	Luick	Ruemmele	Van Horn

Jurgensen	Morgan	Saumur	Walz
Kadlec	Mutch	Solberg	Weber
Kautzmann			Witteman

Absent and not voting:

Becker	Dahlund	Mahoney	Sinner
Chesrown	Holand	Nelson	

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 740 and 741 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kelly	Rait	Sorlie
Beck	Kisse	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Ringsak	Torgerson
Ecker	Lashkowitz	Robinson	Trenbeath
Forkner	Lips	Roen	Tuff
George	Longmire	Rolfsrud	Urdahl
Hernett	Luick	Ruemmele	Van Horn
Jurgensen	Morgan	Saumur	Walz
Kadlec	Mutch	Solberg	Weber
Kautzmann			Witteman

Absent and not voting:

Becker	Dahlund	Mahoney	Sinner
Chesrown	Holand	Nelson	

So the bill was passed and the title was agreed to.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 62

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 25
 Senate Bill No. 62
 Senate Bill No. 118
 Senate Bill No. 198
 Senate Bill No. 236
 Senate Bill No. 255
 Senate Bill No. 256
 Senate Bill No. 273
 Senate Bill No. 285
 Senate Bill No. 330
 Senate Bill No. 335
 Senate Bill No. 354
 Senate Bill No. 357

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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 99 ayes, No nays, 10 absent and not voting:

Also on House Bill No. 585; vote: 77 ayes, 24 nays, 8 absent and not voting.

DONNELL HAUGEN, Chief Clerk

MOTIONS

Senator Ringsak moved that the rules be suspended and that House Bill No. 914 be not referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 914. A Bill for an Act to establish the North Dakota heritage commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Rait	Thompson
Beck	Kelly	Reichert	Torgerson
Berube	Kjos	Ringsak	Trenbeath
Bopp	Larson	Roen	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Saumur	Van Horn
George	Longmire	Solberg	Walz
Hernett	Luick	Sorlie	Weber
Jurgensen	Morgan	Strinden	Witteman
Kadlec			

Those voting in the negative were:

Kisse	Redlin	Robinson	Ruemmele
Mutch			

Absent and not voting:

Becker	Dahlund	Mahoney	Sinner
Chesrown	Holand	Nelson	

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended on page 747 of the Senate Journal, the roll was called and there were: ayes, 33; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kadlec	Redlin	Sorlie
Beck	Kautzmann	Ringsak	Strinden
Berube	Kelly	Robinson	Torgerson
Bopp	Kisse	Roen	Trenbeath
Ecker	Kjos	Rolfsrud	Tuff
Forkner	Lips	Ruemmele	Urdahl
George	Longmire	Saumur	Walz
Hernett	Mutch	Solberg	Witteman
Jurgensen			

Those voting in the negative were:

Larson	Morgan	Reichert	Van Horn
Lashkowitz	Rait	Thompson	Weber
Luick			

Absent and not voting:

Becker	Dahlund	Mahoney	Sinner
Chesrown	Holand	Nelson	

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.

Was read the second time.

Senator Longmire moved that House Bill No. 706 be placed at the foot of the calendar, 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.

Was read the second time.

Senator Van Horn moved that House Bill No. 814 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 568. A Bill for an Act relating to the prevention of consumer fraud and unlawful credit practices.

Was read the second time.

Senator Lashkowitz moved that House Bill No. 568 be amended as follows:

In line 34 after the word "advertiser" and before the period insert the words "provided that advertisements relating to offer or sales of securities shall state that such issue or issues have been approved by the securities commissioner of the state of North Dakota"

And renumber the lines accordingly.

A division was had, and the motion was declared carried.

Senator Ringsak moved that the rules be suspended and that House Bill No. 568 be placed on second reading and final passage as amended from the floor, which motion prevailed.

The question being on the final passage of House Bill No. 568, as amended from the floor, Senator Ringsak moved that House Bill No. 568 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 731. A Bill for an Act to amend and reenact section 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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 24; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Lashkowitz	Reichert	Tuff
Bopp	Lips	Roen	Urdahl
Hernett	Luick	Rolfsrud	Van Horn
Holand	Mahoney	Solberg	Walz
Jurgensen	Morgan	Thompson	Weber
Larson	Rait	Trenbeath	Witteman

Those voting in the negative were:

Baeverstad	Kadlec	Longmire	Ruemmele
Beck	Kautzmann	Mutch	Saumur
Becker	Kelly	Redlin	Sorlie

Forkner	Kisse	Ringsak	Strinden
George	Kjos	Robinson	Torgerson
Absent and not voting:			
Chesrown	Ecker	Nelson	Sinner
Dahlund			

So the bill was declared lost.

Senator Kelly moved that the vote by which House Bill No. 731 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost on a division.

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 second time.

Senator Becker moved that House Bill No. 809 be placed at the foot of the calendar, which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. President: 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 Holand
 Senator Becker
 Senator Mahoney

For the House:
 Rep. Backes
 Rep. Meschke
 Rep. Davis

Senator Holand moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a new Conference Committee on House Bill No. 698, Senators:

Torgerson
 Chesrown
 Thompson

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Trenbeath moved that the Senate do not concur in the House amendments to Senate Bill No. 169 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 169, Senators:

Robinson
 Roen
 Rolfsrud

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The Senate reconvened pursuant to recess taken, at the call of the chair, the President presiding.

MESSAGES TO THE HOUSE

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

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 54

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 54

Senate Bill No. 93

Senate Bill No. 299

Senate Bill No. 306

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA

Executive Office
Bismarck

March 8, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

As of March 6, 1965, I signed the following Senate Bills:

Senate Bill No. 21	Senate Bill No. 138
Senate Bill No. 40	Senate Bill No. 156
Senate Bill No. 45	Senate Bill No. 176
Senate Bill No. 51	Senate Bill No. 189
Senate Bill No. 64	Senate Bill No. 195
Senate Bill No. 75	Senate Bill No. 197
Senate Bill No. 82	Senate Bill No. 202
Senate Bill No. 83	Senate Bill No. 205
Senate Bill No. 84	Senate Bill No. 210
Senate Bill No. 85	Senate Bill No. 220
Senate Bill No. 96	Senate Bill No. 222
Senate Bill No. 97	Senate Bill No. 235
Senate Bill No. 101	Senate Bill No. 239
Senate Bill No. 102	Senate Bill No. 261
Senate Bill No. 110	Senate Bill No. 269
Senate Bill No. 117	Senate Bill No. 272
Senate Bill No. 128	Senate Bill No. 289
Senate Bill No. 131	Senate Bill No. 336
Senate Bill No. 132	Senate Bill No. 342

These bills have now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

MOTIONS

Senator Holand moved that the vote by which House Bills Nos. 618, 776, 811, 947, 926, 518, 530, 544, 577, 592, 650, 653, 660, 717, 787, 789, 803, 797, 834, 914 and 942 and Senate Concurrent Resolution "DD" were passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Van Horn moved that House Concurrent Resolutions "W-1" and "B-2" be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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 second time.

Senator Van Horn moved that House Concurrent Resolution "W-1" be adopted, which motion prevailed.

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 second time.

Senator Van Horn moved that House Concurrent Resolution "B-2" be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Lips moved that House Bill No. 836 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Ringsak moved that House Concurrent Resolution "U" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

Senator Kautzmann moved that House Bill No. 541 be amended as follows:

In line 734 of the engrossed bill 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"

Which motion prevailed.

Senator Kautzmann moved that the rules be suspended and that House Bill No. 541 be placed on second reading and final passage as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 541, as amended on page 751 of the Senate Journal, and from the floor, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Sinner
Beck	Kadlec	Morgan	Solberg
Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Trenbeath
Dahlund	Kjos	Reichert	Tuff
Ecker	Larson	Ringsak	Urdahl
Forkner	Lashkowitz	Robinson	Van Horn
George	Lips	Roen	Walz
Hernett	Longmire	Rolfsrud	Weber
Holand	Luick	Saumur	Witteaman

Absent and not voting:

Chesrown	Ruemmele	Thompson	Torgerson
Nelson			

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 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.

Was read the second time.

Senator Mutch moved that House Bill No. 589 be placed at the foot of the calendar, which motion prevailed.

MOTION

Senator Hernett moved that House Bills Nos. 724, 726 and 944 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

Senator Hernett moved that the Senate reconsider the action by which the amendments to House Bill No. 753, as printed on pages 760 and 761 of the Senate Journal, were adopted, which motion prevailed.

Senator Hernett moved that House Bill No. 753 be amended as follows:

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.

Senator Mutch made the substitute motion that House Bill No. 753 be placed at the foot of the calendar, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 763 of the Senate Journal, the roll was called and there were: ayes, 20; nays, 24; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Larson	Rolfsrud	Urdahl
Bopp	Lashkowitz	Sinner	Van Horn
Ecker	Mahoney	Solberg	Walz
Jurgensen	Rait	Strinden	Weber
Kadlec	Reichert	Tuff	Witteman

Those voting in the negative were:

Beck	Holand	Longmire	Ringsak
Becker	Kautzmann	Luick	Robinson
Dahlund	Kelly	Morgan	Rpen
Forkner	Kisse	Mutch	Saumur
George	Kjos	Nelson	Sorlie
Hernett	Lips	Redlin	Trenbeath

Absent and not voting:

Baeverstad	Ruemmele	Thompson	Torgerson
Chesrown			

So the bill was declared lost.

MOTION

Senator Forkner moved that House Bill No. 754 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 764 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Trenbeath
Bopp	Kisse	Reichert	Tuff
Dahlund	Kjos	Ringsak	Urdahl
Ecker	Larson	Robinson	Van Horn
Forkner	Lashkowitz	Roen	Walz
George	Lips	Rolfsrud	Weber
Hernett	Longmire	Saumur	Witteman
Holand	Luick		

Absent and not voting:

Chesrown	Nelson	Sinner	Torgerson
Morgan	Ruemmele	Thompson	

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Lips	Sorlie
Beck	Jurgensen	Longmire	Trenbeath
Becker	Kadlec	Mahoney	Tuff
Berube	Kautzmann	Rait	Urdahl
Bopp	Kelly	Reichert	Van Horn
Dahlund	Kisse	Rolfsrud	Walz
Ecker	Kjos	Saumur	Weber
George	Larson	Sinner	Witteman
Hernett	Lashkowitz		

Those voting in the negative were:

Forkner	Mutch	Ringsak	Solberg
Luick	Nelson	Robinson	Strinden
Morgan	Redlin	Roen	

Absent and not voting:

Chesrown	Ruemmele	Thompson	Torgerson
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So the resolution was declared adopted.

MESSAGES FROM THE HOUSE

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:

Backes
Meschke
Davis, on House Bill No. 698

Representatives:

Winge

Rosendahl

Rundle, on Senate Bill No. 169

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 as follows:

AMENDMENTS TO SENATE BILL No. 12

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

AMENDMENTS TO SENATE BILL No. 24

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.

AMENDMENTS TO SENATE BILL No. 42

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.

AMENDMENTS TO SENATE BILL No. 53

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, 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.

DONNELL HAUGEN, Chief Clerk

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

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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 second time.

ROLL CALL

The question being on the final passage of the resolution, as amended, on page 766 and 769 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Trenbeath
Dahlund	Kjos	Ringsak	Tuff
Ecker	Larson	Robinson	Urdahl
Forkner	Lashkowitz	Roen	Van Horn
George	Lips	Rolfsrud	Walz
Hernett	Longmire	Saumur	Weber
Holand	Luick	Sinner	Witteman
Jurgensen	Mahoney		

Those voting in the negative were:

Mutch

Absent and not voting:

Becker	Reichert	Thompson	Torgerson
Chesrown	Ruemmele		

So the resolution 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.

Was read the second time.

Senator Ringsak moved that House Concurrent Resolution "X" be adopted, 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.

Was read the second time.

Senator Ringsak moved that House Concurrent Resolution "O-1" be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Strinden and Senator Mutch requested that they be excused from voting on House Bill No. 800 because of personal interests therein.

Senator Lips moved that Senator Strinden and Senator Mutch be permitted to vote on House Bill No. 800, which motion prevailed.

The question being on the final passage of the bill, as amended, on page 761 and 762 of the Senate Journal, the roll was called and there were: ayes, 42; nays, 2; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Sinner
Beck	Kadlec	Morgan	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Trenbeath
Bopp	Kisse	Redlin	Tuff
Dahlund	Kjos	Reichert	Urdahl
Ecker	Larson	Ringsak	Van Horn
Forkner	Lashkowitz	Robinson	Walz
George	Lips	Roen	Weber
Hernett	Longmire	Saumur	Witteman
Holand	Luick		

Those voting in the negative were:

Mutch Solberg

Absent and not voting:

Chesrown	Ruemmele	Thompson	Torgerson
Rolfstrud			

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 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 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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the chair, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 139

Senate Bill No. 352

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 147

Senate Bill No. 346

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 3

Senate Bill No. 11

Senate Bill No. 17

Senate Bill No. 139

Senate Bill No. 147

Senate Bill No. 187

Senate Bill No. 251

Senate Bill No. 307

Senate Bill No. 346

Senate Bill No. 352

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 second time.

Senator Longmire moved that House Bill No. 945 be amended as follows:

Delete lines C142 through C185.

Renumber the lines accordingly.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 945, as amended, be placed on second reading and final passage, which motion prevailed.

Senator Sinner moved that the rules be suspended and that the reading of the proposed amendments of Senator Ringsak to House Bill No. 945, be dispensed with, which motion prevailed.

Senator Ringsak moved that House Bill No. 945 be amended as follows:

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 C174 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

And renumber the sections and lines accordingly.

A recorded vote was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Ringsak to amend House Bill No. 945, the roll was called and there were: ayes, 20; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Mutch	Roen
Beck	Kautzmann	Nelson	Ruemmele
Becker	Kelly	Redlin	Sorlie
Dahlund	Luick	Ringsak	Strinden
Ecker	Morgan	Robinson	Trenbeath

Those voting in the negative were:

Bopp	Kjos	Rait	Tuff
Forkner	Larson	Reichert	Urdahl
George	Lashkowitz	Rolfsrud	Van Horn
Holand	Lips	Saumur	Walz
Jurgensen	Longmire	Sinner	Weber
Kadlec	Mahoney	Solberg	Witteman
Kisse			

Absent and not voting:

Berube	Chesrown	Thompson	Torgerson
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So the motion was declared lost.

The question being on the final passage of House Bill No. 945, as amended from the floor, Senator Longmire requested a call of the Senate, which request was granted.

Senator Longmire moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Sinner moved that House Bill No. 945 be further amended as follows:

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.

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 945 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

Senator Sinner moved that House Bill No. 945 be placed at the foot of the calendar, which motion prevailed.

Senator Lips moved that House Concurrent Resolution "Z" be placed just below House Bill No. 836 on the calendar, 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.

Was read the second time.

Senator Dahlund moved that House Bill No. 608 be amended as follows:

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.

Which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

Senator Ringsak moved that House Bill No. 608 be further amended as follows:

In line 21, delete the words "department of accounts and purchases" and insert in lieu thereof the words "secretary of state".

Which motion prevailed.

Senator Dahlund moved that the rules be suspended and that House Bill No. 608 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 608, as amended, from the floor, the roll was called and there were: ayes, 33; nays, 16; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kadlec	Rait	Sorlie
Berube	Kautzmann	Redlin	Trenbeath
Bopp	Kelly	Reichert	Tuff
Chesrown	Kjos	Ringsak	Urdahl
Dahlund	Larson	Rolfsrud	Van Horn
Ecker	Lashkowitz	Ruemmele	Walz
George	Luick	Sinner	Weber
Hernett	Morgan	Solberg	Witteman
Jurgensen			

Those voting in the negative were:

Baeverstad	Kisse	Mutch	Saumur
Becker	Lips	Nelson	Strinden
Forkner	Longmire	Robinson	Thompson
Holand	Mahoney	Roen	Torgerson

So the bill passed and the title was agreed to.

Senator Dahlund moved that the vote by which House Bill No. 608 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 3 - 11 - 17 - 139 - 147

Senate Bill No. 187 - 251 - 307 - 346 - 352

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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 FROM THE HOUSE

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

MOTION

Senator Sinner moved that House Bill No. 945 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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, 25-09-11, 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, from the floor, the roll was called and there were: ayes, 32; nays, 17; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Jurgensen	Longmire	Sorlie
Becker	Kadlec	Mahoney	Thompson
Berube	Kautzmann	Rait	Tuff
Bopp	Kelly	Reichert	Urdahl
Chesrown	Kisse	Rolfstrud	Van Horn
Ecker	Larson	Saumur	Walz
George	Lashkowitz	Sinner	Weber
Holand	Lips	Solberg	Witteman

Those voting in the negative were:

Baeverstad	Luick	Redlin	Ruemmele
Dahlund	Morgan	Ringsak	Strinden
Forkner	Mutch	Robinson	Torgerson
Hernett	Nelson	Roen	Trenbeath
Kjos			

So the bill was declared lost for lack of a two-thirds majority.

Senator Forkner moved that the vote by which House Bill No. 945 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

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 second time.

Senator Longmire moved that House Bill No. 657 be amended as follows:

In lines 8, 10 and 11 delete the triple parentheses.

Delete lines 22 through 30.

Renumber the lines accordingly.

Which motion was declared lost on a division.

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, 34; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Rait	Thompson
Beck	Jurgensen	Redlin	Trenbeath
Berube	Kadlec	Reichert	Tuff
Bopp	Kelly	Roen	Urdahl
Chesrown	Kjos	Rolfstrud	Van Horn
Ecker	Larson	Ruemmele	Walz

Forkner	Lashkowitz	Sinner	Weber
George	Luick	Solberg	Wittman
Hernett	Mahoney		

Those voting in the negative were:

Becker	Lips	Nelson	Sorlie
Dahlund	Longmire	Ringsak	Strinden
Kautzmann	Morgan	Robinson	Torgerson
Kisse	Mutch	Saumur	

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 6
 Senate Bill No. 15
 Senate Bill No. 18
 Senate Bill No. 22
 Senate Bill No. 52
 Senate Bill No. 151
 Senate Bill No. 182
 Senate Bill No. 203
 Senate Bill No. 217
 Senate Bill No. 221
 Senate Bill No. 250
 Senate Bill No. 295
 Senate Bill No. 297
 Senate Bill No. 308
 Senate Bill No. 312
 Senate Bill No. 328
 Senate Bill No. 332

Were delivered to the Governor for his approval at the hour of 3:00 o'clock p.m., March 6, 1965.

SENATOR BECK, Chairman

MESSAGE FROM THE HOUSE

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Torgerson moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a new Conference Committee on House Bill No. 698, Senators:

Torgerson
Strinden
Thompson

MESSAGE TO THE HOUSE

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

SECOND READING OF A HOUSE BILL

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 second time.

Senator Lips moved that House Bill No. 691 be indefinitely postponed, which motion prevailed.

MOTIONS

Senator Hernett moved that the Senate accede to the request of the House and that Senate Bill No. 161 be returned to the House which motion prevailed.

Senator Kadlec moved that the Senate reconsider the action by which House Bill No. 731 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Kelly requested a call of the Senate, which request was granted, and a call of the Senate was held, and the same was dispensed with by the Chair as all Senators were present.

ROLL CALL

The question being on the final passage of House Bill No. 731, the roll was called and there were: ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Larson	Roen	Tuff
Bopp	Lashkowitz	Rolfsrud	Urdahl
Chesrown	Lips	Sinner	Van Horn
Hernett	Luick	Solberg	Walz
Holand	Mahoney	Thompson	Weber
Jurgensen	Rait	Trenbeath	Witteaman
Kadlec	Reichert		

Those voting in the negative were:

Baeverstad	George	Morgan	Ruemmele
Beck	Kautzmann	Mutch	Saumur
Becker	Kelly	Nelson	Sorlie
Dahlund	Kisse	Redlin	Strinden
Ecker	Kjos	Ringsak	Torgerson
Forkner	Longmire	Robinson	

So the bill passed and the title was agreed to.

Senator Kadlec 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.

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

REPORT OF A STANDING COMMITTEE

Mr. President: 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 indefinitely postponed.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted.

Senator Holand made the substitute motion that Senate Concurrent Resolution "E" be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Holand moved that Senate Concurrent Resolution "E" be amended as follows:

In line 1, after the word "the" insert the words "teachers' insurance fund board of trustees in cooperation with the"

In lines 2 and 3 delete the words "in conjunction with the teachers' insurance and retirement fund board of trustees"

In line 19, after the word "the" insert the words "teachers' insurance fund board of trustees in cooperation with the"

In lines 19 and 20 delete the words "in conjunction with the teachers' insurance and retirement fund board of trustees"

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "E" be properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

The question being on the final passage of Senate Concurrent Resolution "E", as amended from the floor.

Senator Longmire moved that Senate Concurrent Resolution "E" be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: 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.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "H" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Longmire moved that Senate Concurrent Resolution "H" be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: 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.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "J" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Longmire moved that Senate Concurrent Resolution "J" be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "G-G" has had the same under consideration and recommends the same do pass.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "G-G" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Longmire moved that House Concurrent Resolution "G-G" be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "Z-1" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution "Z-1" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Longmire moved that House Concurrent Resolution "Z-1" be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Nelson moved that the Senate reconsider the action by which the amendments to House Bill No. 712 were adopted, which motion prevailed.

The question being on the motion of Senator Nelson that the amendments to House Bill No. 712 be adopted, which motion prevailed.

Senator Mutch moved that the rules be suspended and that House Bill No. 712 be placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 735 of the Senate Journal, the roll was called and there were: ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Ruemmele
Beck	Kautzmann	Mutch	Saumur
Becker	Kelly	Nelson	Sinner
Chesrown	Kisse	Redlin	Sorlie
Dahlund	Kjos	Reichert	Trenbeath
Ecker	Larson	Ringsak	Tuff
Forkner	Lips	Robinson	Walz
George	Longmire	Roen	Weber
Hernett	Luick	Rolfstrud	Witteman
Holand			

Those voting in the negative were:

Berube	Lashkowitz	Rait	Urdahl
Bopp	Mahoney	Solberg	Van Horn
Kadlec			

Absent and not voting:

Strinden	Thompson	Torgerson
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So the bill passed and the title was agreed to, and the emergency clause carried.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee from the Senate, Representatives:

Shablow
Meschke
and Reimers on House Bill No. 698.

DONNELL HAUGEN, Chief Clerk

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "E"
And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck 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 transmit:
Senate Concurrent Resolution "E" - "H" - "J" - "GG"
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 Concurrent Resolution "Z-1"
Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

MOTIONS

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

Senator Holand moved that the Senate accede to the request of the House and that House Concurrent Resolution "P-1" be returned to the House, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

The Committee on Delayed Bills introduced:

Senate Concurrent Resolution "H-H". A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

Was read the first time.

The Committee on Delayed Bills introduced:

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 the first time.

MOTION

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolutions "H-H" and "I-I" be not printed as bills, but printed in the Journal, not referred to committee and placed on second reading and final passage, and placed at the foot of the calendar, which motion prevailed.

SENATE CONCURRENT RESOLUTION "H-H"

Introduced by Committee on Delayed Bills

A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

1 WHEREAS, a Statehood Anniversary Committee
2 was appointed pursuant to House Concurrent Resolution "U"
3 of the Thirty-eighth Legislative Assembly; and

4 WHEREAS, there remains work still to be
5 done by such committee, principally in the field of obtain-
6 ing and placing portraits of Rough Rider Award recipients;

7 NOW THEREFORE, BE IT RESOLVED BY THE
8 SENATE OF THE STATE OF NORTH DAKOTA, THE
9 HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

10 That the existence of the North Dakota Statehood
11 Anniversary Committee be, and the same hereby is, continued
12 during the 1965-1967 biennium, for the purpose of completing
13 its work.

SENATE CONCURRENT RESOLUTION "I-I"

Introduced by Committee on Delayed Bills

A concurrent resolution urging the United States department of agriculture to maintain its present grain grading standards for durum wheat.

1 WHEREAS, the United States department of
2 agriculture presently maintains grain grading standards for
3 durum wheat providing that, for commodity credit corporation
4 loan purposes, such wheat shall have a moisture content of
5 not more than fourteen and one-half percent; and

6 WHEREAS, the United States department of
7 agriculture is contemplating changing the grain grading
8 standards to provide that the moisture content of durum wheat
9 for commodity credit corporation loan purposes shall not be
10 more than thirteen and one-half percent; and

11 WHEREAS, such change in the durum wheat
12 grain grading standards will force many North Dakota farmers
13 and farmers of other states to delay harvesting operations
14 for some varieties of durum wheat in order that the moisture
15 content of such wheat may be reduced to the thirteen and one-
16 half percent level, and thus expose the late maturing durum
17 wheat to adverse weather conditions, and in some cases cause
18 the wheat to crack and result in broken kernels which further
19 affects the grading standards; and

20 WHEREAS, the result of changing the durum
21 wheat grain grading standards may further depress the econom-
22 ic conditions of the North Dakota durum wheat farmer, and
23 farmers of other states, and cause additional hardship to
24 the farm economy;

25 NOW, THEREFORE, BE IT RESOLVED BY THE
26 SENATE OF THE STATE OF NORTH DAKOTA, THE
27 HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

28 That the United States department of agriculture is
29 hereby urged and requested to maintain the present grain
30 grading standards for durum wheat and permit a moisture
31 content of fourteen and one-half percent for commodity credit
32 corporation loan purposes; and

33 BE IT FURTHER RESOLVED, that the
34 secretary of state is hereby directed to forward copies of
35 this resolution to the United States secretary of agriculture
36 and to each member of the North Dakota congressional
37 delegation.

MOTION

Senator Holand moved that the rules be suspended and that the Senate authorize the introduction of House Bills Nos. 948 and 949, which motion prevailed.

FIRST 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.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 948 be not referred to committee but placed on second reading and final passage and at the foot of the calendar, which motion prevailed.

FIRST 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.

Was read the first time and referred to the Committee on Education.

MOTION

Senator Holand moved that the rules be suspended and that the Senate authorize the introduction of House Concurrent Resolution "X-1", which motion prevailed.

FIRST 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.

Was read the first time.

MOTIONS

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "X-1" be not referred to committee but placed on second reading and final passage, and at the foot of the calendar, which motion prevailed.

Senator Holand moved that House Concurrent Resolutions "Y", "E-1", "N-1", "S-1", "T-1", "U-1", "V-1", "Y-1", "A-2", "C-2" and "D-2" be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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 second time.

Senator Longmire moved that House Concurrent Resolution "Y" be adopted, which motion prevailed.

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 second time.

Senator Longmire moved that House Concurrent Resolution "E-1" be adopted, which motion prevailed.

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 second time.

Senator Longmire moved that House Concurrent Resolution "N-1" be adopted, 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.

Was read the second time.

Senator Lips moved that House Concurrent Resolution "S-1" be indefinitely postponed which motion prevailed.

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 second time.

Senator Longmire moved that House Concurrent Resolution "T-1" be indefinitely postponed, which motion prevailed.

House Concurrent Resolution "U-1". A concurrent resolution requesting the Secretary of the Interior to retain jurisdiction of Sully Hill Park.

Was read the second time.

Senator Mahoney moved that House Concurrent Resolution "U-1" be adopted, which motion prevailed.

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 second time.

Senator Mahoney moved that House Concurrent Resolution "V-1" be adopted, which motion prevailed.

House Concurrent Resolution "Y-1". A concurrent Resolution suggesting early announcement of Reseal Programs by the United States department of agriculture.

Was read the second time.

Senator Morgan moved that House Concurrent Resolution "Y-1" be adopted, which motion prevailed.

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 second time.

Senator Longmire moved that House Concurrent Resolution "A-2" be adopted, 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.

Was read the second time.

Senator Lips moved that House Concurrent Resolution "C-2" be amended as follows:

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.

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Concurrent Resolution “C-2” be placed on second reading and final passage, as amended, which motion prevailed.

Senator Lips moved that House Concurrent Resolution “C-2”, as amended, be adopted, 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.

Was read the second time.

Senator George moved that House Concurrent Resolution “D-2” be amended as follows:

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.

Which motion prevailed.

Senator George moved that the rules be suspended and that House Concurrent Resolution “D-2” be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Concurrent Resolution “D-2”, as amended from the floor, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Rolfstrud
Beck	Jurgensen	Mahoney	Sinner
Becker	Kadlec	Morgan	Solberg
Berube	Kautzmann	Mutch	Thompson
Bopp	Kelly	Nelson	Trenbeath
Chesrown	Kisse	Rait	Tuff
Dahlund	Kjos	Redlin	Urdahl
Ecker	Larson	Reichert	Van Horn
Forkner	Lashkowitz	Ringsak	Walz
George	Lips	Robinson	Weber
Hernett	Longmire	Roen	Witteman

Absent and not voting:

Ruemmele	Sorlie	Strinden	Torgerson
Saumur			

So the resolution was declared adopted.

MESSAGES FROM THE HOUSE

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 to House Bill No. 728 and passed the bill by a vote of: ayes, 60; nays, 44; absent and not voting, 5.

Also to 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 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 concurred in the Senate amendments to House Bills Nos. 539, 556, 623, 832, 888 and 900.

DONNELL HAUGEN, Chief Clerk

MOTION

Senator Morgan moved that the Senate reconsider the action by which House Concurrent Resolution "Y" was passed, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Ringsak moved that House Concurrent Resolution "Y" be amended as follows:

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.

Senator Mahoney made the substitute motion that House Concurrent Resolution "Y" be placed at the foot of the calendar, which motion prevailed.

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 has requested.

GERALD L. STAIR, Secretary

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 739 of the Senate Journal, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Rolfstrud
Beck	Jurgensen	Mahoney	Saumur
Becker	Kadlec	Morgan	Sinner
Berube	Kautzmann	Mutch	Solberg
Bopp	Kelly	Nelson	Sorlie
Chesrown	Kisse	Rait	Tuff
Dahlund	Kjos	Redlin	Urdahl
Ecker	Larson	Reichert	Van Horn
Forkner	Lashkowitz	Ringsak	Walz
George	Lips	Robinson	Weber
Hernett	Longmire	Roen	Witteman

Absent and not voting:

Ruemmele	Thompson	Torgerson	Trenbeath
Strinden			

So the bill passed and the title was agreed to, and the emergency clause carried.

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.

Was read the second time.

Senator Longmire moved that House Bill No. 706 be amended back to its original printed form.

A roll call vote was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Longmire to amend House Bill No. 706 the roll was called and there were: ayes, 14; nays, 31; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kelly	Nelson	Saumur
Ecker	Longmire	Redlin	Sinner
George	Luick	Reichert	Sorlie
Jurgensen	Mutch		

Those voting in the negative were:

Baeverstad	Holand	Mahoney	Trenbeath
Becker	Kadlec	Morgan	Tuff
Berube	Kautzmann	Rait	Urdahl
Bopp	Kisse	Robinson	Van Horn
Chesrown	Kjos	Roen	Walz
Dahlund	Larson	Rolfstrud	Weber
Forkner	Lashkowitz	Ruemmele	Witteman
Hernett	Lips	Solberg	

Absent and not voting:

Ringsak	Strinden	Thompson	Torgerson
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So the motion was declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 706, as amended, on page 750 of the Senate Journal, the roll was called and there were: ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Luick	Sinner
Beck	Holand	Mahoney	Solberg
Becker	Kadlec	Morgan	Sorlie
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kelly	Reichert	Tuff
Chesrown	Kisse	Robinson	Urdahl
Dahlund	Kjos	Roen	Van Horn
Ecker	Larson	Rolfstrud	Walz
Forkner	Lashkowitz	Ruemmele	Weber
George	Lips	Saumur	Witteman

Those voting in the negative were:

Jurgensen	Mutch	Nelson	Redlin
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Absent and not voting:

Ringsak	Strinden	Thompson	Torgerson
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So the bill was passed and the title was agreed to.

Senator Dahlund 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.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mahoney	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Redlin	Tuff
Chesrown	Kjos	Reichert	Urdahl
Ecker	Larson	Robinson	Van Horn
Forkner	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Sinner	Witteman
Jurgensen	Luick		

Those voting in the negative were:

Beck	Holand	Mutch	Roen
Becker	Kautzmann	Rait	Rolfsrud
Dahlund	Morgan	Ringsak	Trenbeath

Absent and not voting:

Strinden	Thompson	Torgerson
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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.

Was read the second time.

Senator Ringsak moved that the Senate reconsider the action by which the amendments to House Bill No. 568, as printed on page 832, were adopted, which motion prevailed.

The question being on the motion of Senator Lashkowitz that House Bill No. 568 be amended, which motion lost.

ROLL CALL

The question being on the final passage of House Bill No. 568, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Saumur
Beck	Kadlec	Mutch	Sinner
Becker	Kautzmann	Nelson	Solberg
Berube	Kelly	Rait	Sorlie
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Lips	Roen	Walz
George	Longmire	Rolfsrud	Weber
Hernett	Luick	Ruemmele	Witteman
Holand	Mahoney		

Absent and not voting:

Strinden	Thompson	Torgerson
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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.

Was read the second time.

Senator Becker moved that House Bill No. 809 be amended as follows:

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.

Which motion prevailed.

Senator Becker moved that the rules be suspended and that House Bill No. 809 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 809, as amended from the floor, the roll was called and there were: ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Ruemmele
Beck	Jurgensen	Mahoney	Saumur
Becker	Kadlec	Morgan	Sinner
Berube	Kautzmann	Nelson	Solberg
Bopp	Kelly	Rait	Sorlie
Chesrown	Kisse	Redlin	Tuff
Dahlund	Kjos	Reichert	Urdahl
Ecker	Larson	Ringsak	Van Horn
Forkner	Lashkowitz	Robinson	Walz
George	Lips	Roen	Weber
Hernett	Longmire	Rolfsrud	Witteman

Those voting in the negative were:

Mutch Trenbeath

Absent and not voting:

Strinden Thompson Torgerson

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

MESSAGES 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"

House Concurrent Resolution "Y-1" - "A-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 Concurrent Resolution "M" - "O" - "X" - "O-1" - "C-2"

House Concurrent Resolution "D-2"

Which the Senate has amended.

GERALD L. STAIR, Secretary

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Resolution No. 6. A senate resolution expressing appreciation to the management and employees of radio station KFYZ and KBOM and to KFYZ-TV for their fine coverage of committee hearings and floor debate in the Senate upon important tax matters.

Was read the second time.

Senator Holand moved that Senate Resolution No. 6 be adopted, which motion prevailed.

MOTION

Senator Lips moved that House Bill No. 836 and House Concurrent Resolution "Z" be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

Senator Sinner moved that the title to House Bill No. 589 be amended as follows:

In lines 5 and 6 of the title delete the words "making principal contractor liable for payroll of subcontractor;"

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 589 be placed on second reading and final passage as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 589, as amended from the floor and on page 752 of the Senate Journal, the roll was called and there were: ayes, 26; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Mahoney	Tuff
Becker	Jurgensen	Rait	Urdahl
Berube	Kadlec	Reichert	Van Horn
Bopp	Larson	Rolfsrud	Walz
Dahlund	Lashkowitz	Sinner	Weber
Ecker	Lips	Solberg	Witteaman
George	Longmire		

Those voting in the negative were:

Beck	Kelly	Mutch	Roen
Chesrown	Kisse	Nelson	Ruemmele
Forkner	Kjos	Redlin	Saumur
Holand	Luick	Ringsak	Sorlie
Kautzmann	Morgan	Robinson	

Absent and not voting:

Strinden	Thompson	Torgerson	Trenbeath
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So the bill passed and the title was agreed to.

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 second time.

Senator Hernettt requested a call of the Senate, which request was granted.

Senator Hernettt moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Hernettt moved that the rules be suspended and that the reading of the proposed amendments to House Bill No. 724 be dispensed with, which motion prevailed.

Senator Hernettt moved that House Bill No. 724 be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act relating to suppliers of electric service, authorizing anti-duplication contracts and providing for continuance of service in certain areas.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. DEFINITIONS.) As used in this Act, "electric
2 supplier" means any person, firm, corporation, cooperative,
2a association;
3 and any municipal corporation or other public body or agency
3a with respect
4 to operations outside its municipal or territorial limits; engaged
4a in the
5 transmission, distribution and sale of electric service at retail;
5a and
6 "distribution line" means an electric line normally constructed
6a and
7 operated at a voltage of not to exceed 15,000 volts.
8 SECTION 2. JURISDICTION.) The public service commis-
8a sion is hereby
9 granted additional jurisdiction to hear and determine all mat-
9a ters and
10 controversies arising under this Act pursuant to procedures
10a provided by
11 chapter 28-32 of the North Dakota Century Code and on reason-
11a able notice
12 to the public as may be prescribed by regulation or rule of said
12a commission
13 and to order enforcement of the provisions hereof.
14 SECTION 3. ANTI-DUPPLICATION CONTRACTS VALI-
14a DATED.)
15 Electric suppliers are authorized to enter into agreements with
15a each other
16 defining areas that each electric supplier can most economically,
16a efficiently,
17 feasibly and adequately serve. Such agreements shall have as
17a a principal
18 object the avoidance of duplication of electrical facilities. Such
18a contracts
19 shall be valid and enforceable upon approval of the public
19a service commission,
20 after hearing, and shall have the same force and effect as an
20a order of the
21 public service commission assigning the territory covered by
21a said agreement

22 to the respective contracting parties. Such contract may be
22a extended, modified
23 or renewed upon notice, hearing and approval of the public
23a service commission.
24 An order of the Commission under this Act shall be subject to
24a appeal in
25 conformity with the provisions of 28-32, NDCC.
26 SECTION 4. EXTENSIONS. DUPLICATIONS OF
27 FACILITIES PROHIBITED.) In areas outside of municipali-
27a ties, not
28 governed by an approved anti-duplication agreement, no elec-
28a tric supplier
29 shall construct or extend facilities, or furnish or offer to furnish
29a electric
30 service, to any premises which are already receiving adequate
30a electric service
31 from another electric supplier or which are not receiving such
31a service
32 but are located within 2640 feet of the distribution line of an-
32a other electric
33 supplier, except with the consent in writing of such electric
33a supplier. This
34 section shall not preclude (a) the electric supplier, whose dis-
34a tribution line
35 having available the type electric service required for the
35a premise is located
36 in closest proximity to the premise not already being served,
36a from furnishing
37 electric service thereto, or (b) any electric supplier from ex-
37a tending electric
38 service to its own property and facilities or to another electric
38a supplier
39 for resale, provided that extensions of lines pursuant to sub-
39a division (b)
40 shall not otherwise affect the electric supplier's right to extend
40a electric
41 service to unserved premises.
42 SECTION 5. MUNICIPAL ANNEXATION.) In case an area
42a has been
43 or shall be included, as a result of incorporation, annexation,
43a or otherwise,
44 within the boundaries of a city, town or village, all electric
44a suppliers
45 furnishing electric service or operating electric facilities in such
45a area,
46 prior to such inclusion, shall, subject to the provisions of sec-
46a tion 3,
47 of this Act, have the right to continue and reasonably extend
47a the furnishing
48 of electric service and to construct, maintain and operate elec-
48a tric facilities
49 in such areas, and to utilize public lands and thoroughfares
49a therein for
50 such purpose but shall comply with lawful safety requirements
50a as to the
51 manner of constructing and maintaining electric facilities on
51a such public
52 lands and thoroughfares and subject to municipal taxes, fees
52a and licenses.
53 SECTION 6. APPLICABILITY.) The provisions of this
54 Act shall be applicable notwithstanding any other provisions
54a of law,
55 including without limitation section 49-02-01.1, North Dakota
55a Century

56 Code, or the terms of any certificate of public convenience and
 56a necessity
 57 issued by the public service commission or other regulatory
 57a body, or the
 58 grant, renewal or absence of any franchise or license or permit
 58a from any
 59 city, town or village. Nothing herein contained shall affect the
 59a right of a
 60 municipal corporation or other public body or agency (a) to
 60a construct or
 61 extend its facilities or furnish electric service to any premises
 61a within
 62 its boundaries, including any areas that may from time to time
 62a be included
 63 therein by annexation; or (b) to acquire electric facilities
 63a through the exercise
 64 of the right of eminent domain."

And renumber the lines accordingly.

A recorded vote was requested by Senator Rait, which request was granted.

ROLL CALL

The question being on the motion of Senator Hernettt to amend House Bill No. 724, the roll was called and there were: ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kelly	Mutch	Saumur
Becker	Lips	Redlin	Sorlie
Dahlund	Longmire	Ringsak	Strinden
Forkner	Luick	Robinson	Torgerson
Hernettt	Mahoney	Roen	Trenbeath
Holand	Morgan	Ruemmele	Walz

Those voting in the negative were:

Baeverstad	Kadlec	Nelson	Thompson
Berube	Kautzmann	Rait	Tuff
Bopp	Kisse	Reichert	Urdahl
Chesrown	Kjos	Rolfsrud	Van Horn
Ecker	Larson	Sinner	Weber
George	Lashkowitz	Solberg	Witteman
Jurgensen			

So the motion was declared lost.

Senator Sinner moved that House Bill No. 724 be amended as follows:

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.

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 724 be placed on second reading and final passage as amended, which motion prevailed.

Senator Mutch moved that House Bill No. 724 be placed at the foot of the calendar, which motion was lost.

ROLL CALL

The question being on the final passage of House Bill No. 724, as amended on page 756 of the Senate Journal, and from the floor, the

roll was called and there were: ayes, 30; nays, 19; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Solberg
Berube	Kautzmann	Rait	Thompson
Bopp	Kisse	Redlin	Tuff
Chesrown	Kjos	Reichert	Urdahl
Dahlund	Larson	Rolfsrud	Van Horn
Ecker	Lashkowitz	Ruemmele	Walz
George	Mahoney	Sinner	Weber
Jurgensen			Witteaman

Those voting in the negative were:

Beck	Kelly	Mutch	Sorlie
Becker	Lips	Ringsak	Strinden
Forkner	Longmire	Robinson	Torgerson
Hernett	Luick	Roen	Trenbeath
Holand	Morgan	Saumur	

So the bill passed and the title was agreed to.

Senator Weber moved that the vote by which House Bill No. 724 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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 second time.

Senator Reichert moved that House Bill No. 726 be amended as follows:

In line 39, insert triple parentheses before the word "Rural" and in line 48 insert triple parentheses after the period.

A division was had and the motion was declared carried.

Senator Reichert moved that the rules be suspended and that House Bill No. 726 be placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 726, as amended from the floor, the roll was called and there were: ayes, 34; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kisse	Rait	Thompson
Bopp	Kjos	Redlin	Tuff
Chesrown	Larson	Reichert	Urdahl
Dahlund	Lashkowitz	Rolfsrud	Van Horn
Ecker	Luick	Ruemmele	Walz
George	Mahoney	Sinner	Weber
Jurgensen			Witteaman

Those voting in the negative were:

Beck	Kelly	Ringsak	Strinden
Forkner	Lips	Robinson	Torgerson
Hernett	Longmire	Roen	Trenbeath
Holand	Mutch	Saumur	

So the bill passed and the title was agreed to.

PERSONAL PRIVILEGE

Senator Robinson: Mr. President, I rise on a point of personal privilege. I am going to start by telling the people in this audience here that I have been a REA user since 1947 approximately. You

gentlemen over on the other side of the aisle know that I voted against REA on each bill today and I am going to try and tell you why, and incidentally I want my remarks recorded in the Journal.

Every year I get a card from REA. I just received one telling what my share of cooperative earnings are. My card this year said \$669.00. To date of this total earnings I have only received this postcard. That's the only way we have seen any distributed earnings in cash except last year they got around to paying me a check of \$213.00. Don't know whether this is conscience money or what, but I know that my votes on these issues here today are going to be used against me in my county if I should choose to run for the Senate again. My money that I have paid into REA, and which has been diverted into what they call distributive cooperative earnings, has been used to campaign for Democrats in my county, and has been used indirectly against the campaign of Congressman Don Short in the last election, and I presume it will be used to defeat me two years from now if I should choose to run again. I haven't made up my mind on this.

Now, gentlemen, we voted on something that is very serious and it is private power versus public power. That's the issue. I would like to call your attention to an editorial from the Chicago Tribune wherein they state that the rural cooperatives want to triple federal power production by 1980, and this is one of the means they are taking to do this. Another thing is the Basin plant being built at Stanton, North Dakota, whereby the people of North Dakota are going to subsidize the people of Iowa with North Dakota lignite reserves by applying postage stamp rates on electricity. In other words my friend at Stanton is going to pay exactly the same rate if they use power from the plant as the people will pay living in Iowa. Maybe that's right, maybe it isn't. That's the way government is delivering mail. I would like to read to you the article from the Chicago Tribune.

RURAL COOPERATIVES WANT TO TRIPLE FEDERAL POWER PRODUCTION BY 1980

From the Chicago Tribune

The rural electric cooperative movement has raised its sights again: This time the goal is a three-fold expansion in federal power production by 1980. Clyde T. Ellis, general manager of the National Rural Electric Cooperative Assn. and a perennial critic of private utility companies, cited this goal the other day in a speech to members of his association.

Mr. Ellis might have been able to offer valid reasons for his proposal if he had confined himself to the self-interests of the cooperatives. They already enjoy a public subsidy because of their statutory right to borrow money from the government at two per cent when the government must pay double that rate of interest to provide it.

If they can persuade the taxpayer to finance more ventures like the Tennessee Valley Authority, which are able to undersell private companies because of their subsidy, so much the better for the cooperatives. They won't have to put up the money; they're exempt from corporate taxes.

Instead, Mr. Ellis tried to defend his program on broader grounds, suggesting that it was for the good of the country and that it would provide the American consumer with a better "yardstick" for measuring what he calls the "overcharges" of private utility companies. The result was a speech fairly dripping with nonsense.

The very fact that public power projects are subsidized by the general taxpayer in many and often immeasurable ways (the TVA has devoured more than \$1.4 billion in public money) makes them

useless as a yardstick for anything except perhaps chicanery. The Tennessee River has been defined as a river which flows through seven states and drains 43; Mr. Ellis would extend similar subsidies to other areas.

Specifically, he would like the government to build enormous steam generating plants in the Appalachian coal country to provide a market for coal which is now going begging to provide "cheap" power for the East Coast. If such a program were to promise an adequate yield on the money invested, private companies would long since have considered it. Their failure to do anything merely indicates that it would be an uneconomic project.

The federal government would have to pay interest on the money spent to finance it, and would forfeit the taxes it might collect from a private company.

From bad reasoning, Mr. Ellis descends to worse. He compares the consumer electric rates in Boston (where he says the charge for 250 kilowatt hours is \$9.91) with those in Portland, Ore., (\$5.35). And he attributes Portland's advantage to the fact that Boston's power is produced by private companies which have opposed public power, whereas in Portland "the influence of the Bonneville Power Administration is strong."

Portland's advantage has nothing to do with the efficiency of public power or "overcharges" in Boston. The Oregonians can thank the rest of the country for financing the development of the Columbia River, and they can thank nature for making hydroelectric power available to them. It is nearly always cheaper than steam-generated power.

(Here I will take issue with this editorial because the way to build steam generating plants with lignite coal which is far cheaper than what they can do with hydro-electric power in North Dakota.)

Finally, Mr. Ellis is unhappy because private power production has grown much faster than federal power production. The federal share, he says, has dropped to 15 per cent, and this isn't adequate as a yardstick.

We don't understand how the booming growth of private companies is supposed to prove that they charge too much or that the regulation of their rates by the federal and state governments is "inefficient." It seems to us to prove exactly the opposite, and maybe that is why Mr. Ellis doesn't like the present yardstick. No matter how much it is bent, stretched, or otherwise distorted, it still doesn't show what he would like it to show.

Now folks, I have another little piece of paper that came to my attention in the last day or two and this is an article from Helena, Montana.

Gov. Tim Babcock vetoed Thursday a bill which would have protected rural electric cooperatives from being forced out of an area they had served before it was annexed to a city.

The Republican governor said the measure would change the concept of rural electrification and "would, in the long run, be detrimental to the cooperatives and their memberships."

The governor also appeared before a special joint session of the legislature and asked lawmakers to consider using a three-cent cigarette tax to finance state construction. The Democratic-controlled body is considering using income and corporation tax receipts for a building program.

Several Democratic lawmakers criticized Babcock for vetoing a

bill aimed at controlling air pollution. They accused him of being influenced by industrial interests and of opposing the best interests of the ordinary citizen.

The Montana legislature was supposed to adjourn its 60-day session Thursday but probably will continue into next week.

I bet you the bill we just passed today won't be vetoed. I have some complaints to make about REA — I should be making them to the REA Board of Directors. I don't go to their meetings, I don't feel welcome, there are no members of my party on that board. Now, I think it is plain to many people in North Dakota and it is no secret to anybody that REA in North Dakota is getting ambitious. I believe they have done a great deal of good for the people of our state, and for the people of Rural America. They have done me a lot of good, but I still think there is room for private power and I would say that maybe REA should leave private power people like they have been for many years. They have been doing well. America needs them. We need their taxes. We certainly don't feel bashful about collecting them, but I am wondering why my cooperative and other cooperatives in the state feel need for public relations personnel. That's a question I would like answered. I don't know. They should spend a little time on me. Their public relations with me are terrible. There was an article in the Minot paper about a week ago from someone up in Renville or Bottineau county. He said that the REA associations are carrying on an advertising campaign during the legislature and I have seen a few of them. I am wondering what that costs me as a user of REA electricity. I would like to have that answered.

Now it has been brought out on the floor that there has been pressure put on the members of this legislature, such as most people have never experienced in the history of this state, and I certainly don't approve of that kind of tactics. I will say this, however, that I was approached by one person during this session and he asked me in a nice way if I would vote for the REA bills, and I told him I was going to listen to the testimony and then make up my mind. I made no promises, and anybody connected with REA knows who that was, it was Julius Mattson, member of the Board of Directors of the Statewide Rural Electrification Association, and a past director of the National Board. I hope in my rambling way here that I made my position clear on this matter. I don't mean to be derogatory to R.E.A. people, but there have been some things going on in REA for many years that I don't like, and I believe that the people of North Dakota don't like, and I think must be straightened out.

SECOND READING OF A HOUSE BILL

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson

Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "O" and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Concurrent Resolution "O", Senators:

Ringsak
Forkner
Reichert

Senator Luick moved that the Senate do not concur in the House amendments to Senate Bill No. 24 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 24, Senators:

Sorlie
Beck
Solberg

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 42 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 42, Senators:

Kisse
Nelson
Van Horn

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 23 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 23, Senators:

Saumur
Kautzmann
Bopp

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 28 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 28, Senators:

Lips
Torgerson
Witteman

Senator Nelson moved that the Senate do not concur in the House amendments to Senate Bill No. 172 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 172, Senators:

Kjos
Forkner
Reichert

Senator Ringsak moved that the Senate do not concur in the House amendments to Senate Bill No. 340 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 340, Senators:

Ringsak
Morgan
Ecker

Senator Luick moved that the Senate do not concur in the House amendments to Senate Bill No. 8 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 8, Senators:

Kelly
Kjos
Lashkowitz

Senator Ringsak moved that the Senate do not concur in the House amendments to Senate Bill No. 38 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 38, Senators:

Ringsak
Mutch
Tuff

Senator George moved that the Senate do not concur in the House amendments to Senate Bill No. 39 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 39, Senators:

Chesrown
Strinden
Reichert

Senator Ringsak moved that the Senate do not concur in the House amendments to Senate Bill No. 99 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 99, Senators:

Longmire
Kelly
Larson

Senator Roen moved that the Senate do not concur in the House amendments to Senate Bill No. 228 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 228, Senators:

Trenbeath
Ruemmele
Urdahl

Senator Chesrown moved that the Senate do not concur in the House amendments to Senate Bill No. 238 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 238, Senators:

Ringsak
Torgerson
Walz

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 244 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 244, Senators:

Becker
Torgerson
Weber

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 749 - 829 - 837 - 922

House Concurrent Resolution "J" - "K" - "V" - "W" - "W-1"

House Concurrent Resolution "B-2"

And the President signed the same in the presence of the Senate.

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

MESSAGES FROM THE HOUSE

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
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 No. 577, 592, 660, 776, 787, 789, 803 and 942.

DONNELL HAUGEN, Chief Clerk

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 274

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 16
 Senate Bill No. 26
 Senate Bill No. 30
 Senate Bill No. 87
 Senate Bill No. 141
 Senate Bill No. 194
 Senate Bill No. 243
 Senate Bill No. 263
 Senate Bill No. 274
 Senate Bill No. 318
 Senate Bill No. 348
 Senate Bill No. 360

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Resolution No. 6
 Senate Memorial Resolution No. 2
 Senate Concurrent Resolution "L"
 Senate Concurrent Resolution "N"
 Senate Concurrent Resolution "P"
 Senate Concurrent Resolution "S"
 Senate Concurrent Resolution "Y"

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck 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 refused to concur in the House amendment 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

To act on Senate Concurrent Resolution "O", Senators:
Ringsak
Forkner
Reichert

GERALD L. STAIR, Secretary

MESSAGE FROM THE GOVERNOR

March 9, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

As of yesterday, March 8, 1965, I signed:

Senate Bill No. 105

This bill has now been filed with the Secretary of State.

Sincerely,
WILLIAM L. GUY
Governor

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 57, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 57 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 36; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Saumur
Beck	Kadlec	Morgan	Sinner
Becker	Kautzmann	Mutch	Solberg
Berube	Kelly	Nelson	Sorlie
Bopp	Kisse	Reichert	Thompson
Chesrown	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Tuff
George	Lips	Roen	Van Horn
Holand	Longmire	Rolfsrud	Weber

Those voting in the negative were:

Ecker	Lashkowitz	Redlin	Urdahl
Forkner	Mahoney	Strinden	Walz
Hernett	Rait	Trenbeath	Witteman

Absent and not voting:

Ruemmele

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 130, which motion prevailed.

Senator Walz moved that the rules be suspended and that Senate Bill No. 130 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 163.

Senator Forkner made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 163 and that a conference committee be appointed.

A division was had and the motion of Senator Forkner was declared carried.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 163, Senators:

Strinden
Kautzmann
Lashkowitz

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 7 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 7, Senators:

Lips
Saumur
Bopp

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 164, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 164 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Saumur
Beck	Kadlec	Mutch	Sinner
Becker	Kautzmann	Nelson	Solberg
Berube	Kelly	Rait	Sorlie
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Weber
Hernett	Luick	Ruemmele	Witteman
Holand	Mahoney		

Absent and not voting:

Strinden Torgerson Walz

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 6

Senate Memorial Resolution No. 2

Were delivered to the Secretary of State at the hour of 1:30 o'clock p.m., March 6, 1965.

SENATOR BECK, Chairman

MESSAGES FROM THE HOUSE

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

Rustad

Johnson of Barnes on Senate Bill No. 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

And 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

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

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 passed unchanged.

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 return:

Senate Bill No. 179 - 298 - 300

Senate Concurrent Resolution "A"

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 179

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.

AMENDMENTS TO SENATE BILL No. 298

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.

AMENDMENTS TO SENATE BILL No. 300

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "A"

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.

DONNELL HAUGEN, Chief Clerk

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 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

MESSAGES TO THE HOUSE

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.

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 16 - 26 - 30 - 87

Senate Bill No. 141 - 194 - 243 - 263

Senate Bill No. 274 - 318 - 348 - 360

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "L" - "N" - "P" - "S" - "Y"

Senate Resolution No. 6

Senate Memorial Resolution No. 2

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

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 inform you that the Senate has refused to concur in the House amendments to Senate Bills Nos. 7 and 163 and the President has appointed as a conference committee to act with a like committee from the House,

To act on Senate Bill No. 7, Senators:

Lips
Saumur
Bopp

To act on Senate Bill No. 163, Senators:

Strinden
Kautzmann
Lashkowitz

GERALD L. STAIR, Secretary

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 212, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 212 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kjos	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfstrud	Walz
Hernett	Mahoney	Ruemmele	Weber
Holand	Morgan	Saumur	Witteaman
Jurgensen		Sinner	

Absent and not voting:

Baeverstad Kisse Van Horn

So the bill passed and the title was agreed to.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 215, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 215 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kjos	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Baeverstad	Kisse	Roen
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So the bill passed and the title was agreed to.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 271, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 271 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kjos	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Rolfstrud	Urdahl
George	Luick	Ruemmele	Van Horn
Hernett	Mahoney	Saumur	Walz
Holand	Morgan	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Baeverstad	Kisse	Roen
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So the bill passed and the title was agreed to.

Senator George moved that the Senate do concur in the House amendments to Senate Bill No. 305, which motion prevailed.

Senator George moved that the rules be suspended and that Senate Bill No. 305 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Rolfstrud	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		Witteman

Absent and not voting:

Baeverstad Roen

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

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.

Was read the second time.

The question being on the motion of Senator Hernett that the amendments to House Bill No. 753, as printed on pages 838 and 839 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernett moved that the rules be suspended and that House Bill No. 753 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 753, as amended from the floor, the roll was called and there were: ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Jurgensen	Mahoney	Strinden
Becker	Kadlec	Morgan	Thompson
Berube	Kautzmann	Nelson	Torgerson
Bopp	Kelly	Rait	Trenbeath
Chesrown	Kjos	Redlin	Tuff
Dahlund	Larson	Reichert	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Sorlie	Witteman

Those voting in the negative were:

Forkner	Mutch	Robinson	Rolfstrud
Kisse	Ringsak	Roen	Solberg

Absent and not voting:

Baeverstad

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended on page 763 of the Senate Journal, the roll was called and there were: ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mahoney	Tuff
Berube	Kautzmann	Rait	Urdahl
Bopp	Larson	Rolfstrud	Van Horn
Chesrown	Lashkowitz	Sinner	Walz
Ecker	Lips	Solberg	Weber
Hernett	Longmire	Thompson	Witteman
Jurgensen			

Those voting in the negative were:

Becker	Kisse	Redlin	Saumur
Dahlund	Kjos	Reichert	Sorlie
Forkner	Luick	Ringsak	Strinden
George	Morgan	Robinson	Torgerson
Holand	Mutch	Roen	Trenbeath
Kelly	Nelson	Ruemmele	

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

MOTION

Senator Forkner moved that the House be requested to return House Bill No. 657, which motion prevailed.

Senator Becker moved that the House be requested to return House Bill No. 589, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "H-H". A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

Was read the second time.

Senator Forkner moved that Senate Concurrent Resolution "HH" be adopted, which motion prevailed.

PERSONAL PRIVILEGE

Senator Forkner: Mr. President, I rise on a point of personal privilege and I want my remarks printed in the Journal.

Report of the Legislative Members of the Statehood Anniversary Committee to the 39th Legislative Assembly, made pursuant to House Concurrent Resolution "U" of the 38th Legislative Assembly:

The legislative members of the Statehood Anniversary Committee, appointed pursuant to House Concurrent Resolution "U" of the 38th Legislative Assembly, herewith submit their report and financial statement.

The legislative members of the committee wish to sincerely thank the citizen members of the committee, who did the lion's share of the work of the committee.

In the area of recommendations, we recommend that portraits be obtained of each of the six Rough Rider Award designees for display in a suitable location within the capitol.

It is further our recommendation that the Diamond Jubilee Committee be retained for the coming biennium in order that its work may be completed.

A financial state of the activities of the committee is attached hereto.

Senator Forkner
 Senator Bopp
 Representative Link
 Representative Miller
 Representative Streibel

Now, Mr. President, Members of the Senate. In the part that I just read to you, we insert the six Rough Rider Awards at the request of the Governor who would like to have portraits of these people painted and hung some place in the capitol. I might state this committee is not to be confused with the Territorial Centennial Committee. That committee was organized with an appropriation from the State Legislature. This committee, the Statehood Anniversary Committee did not have any funds voted to them, and they operated at the start on nothing and they ended up with something, and I am going to give you the Diamond Jubilee Committee's financial report at this time.

DIAMOND JUBILEE COMMITTEE

March 5, 1965

DIAMOND JUBILEE FINANCIAL REPORT

RECEIPTS:

Copyrights	\$ 571.74
Medals, regular sales	27,112.75
Medals, job lot sales	1,022.20
Souvenir buttons	53.50
Cook books	3.80
Souvenir books	1,262.50
Anniversary stickers	14.50
	<hr/>
	\$30,040.99

DISBURSEMENTS:

Phone	\$ 224.55
Meeting expenses (meals)	24.58
Secretarial help	86.00
Legal fees	16.00
Postage	44.99
Avertising	470.11

(Includes \$142.55 paid to Outdoor Advertising Group, c/o Bacon Signs)

Administration	500.00
Office supplies	708.75
Bank charges	13.10
Coins for resale	7,165.50
Refunds for coins	8,841.25
Freight charges on refunds	21.76
Buttons for resale	150.72
Souvenir books	5,000.00
Cook book preparation	202.00
Diamond Jim diamonds	30.00

\$23,593.05

Receipts

\$30,040.99

Disbursement

23,593.05

Net Profit

\$ 6,447.94

RECONCILIATION:

Bank balance as per 2/28/65 statement	\$5,437.94
Plus deposit of March 3, 1965	1,010.00

\$6,447.94

Now I have another report that I am not going to read to you, it will be printed in the Journal. That is the report of another committee — the officers and executive committee of the North Dakota Diamond Jubilee Committee.

REPORT
of the
Officers and Executive Committee
of the
NORTH DAKOTA
DIAMOND JUBILEE COMMITTEE
to the
THIRTY-NINTH LEGISLATIVE ASSEMBLY
Pursuant to
HOUSE CONCURRENT RESOLUTION "U"
(1963 Session Laws)

March 5, 1965

ANNIVERSARY OF STATEHOOD
REPORT TO THE
THIRTY-NINTH LEGISLATIVE ASSEMBLY
PURSUANT TO HOUSE CONCURRENT RESOLUTION "U"
1963 SESSION LAWS

The following report of activities commemorating the seventy-fifth anniversary of North Dakota is submitted in accordance with House Concurrent Resolution "U".

The Speaker of the House appointed Representatives Link, Miller, and Streibel, and the President of the Senate appointed Senators Forkner and Bopp to an interim committee, to work with a citizens' committee, to formulate and execute plans to observe North Dakota's seventy-fifth anniversary.

A forty-two member citizens' committee, representing nearly every walk of life, was organized and a joint meeting was held December 13, 1963. From their ranks, the committee elected George H. Engelter, chairman; Robert Moses, executive vice chairman; James Hawley, secretary; and Sam Tolchinsky, treasurer. James Connolly and Richard Crockett, Fargo, and Robert Huey, Bismarck, were also named to the executive committee.

Subcommittees and their chairmen were:

Finance, John Tkach

Publicity, John Hjelle

Research, Paul Ewald and Bob Huey

Special Events, Evan Shark and Irving Iverson.

The chairmen and members of these committees are to be commended for their excellent work. It would take several hours to enumerate all the activities and accomplishments of this citizens' committee. Perhaps it is enough to say that the committee did spearhead a successful statewide commemoration and ended the year with money in the bank.

For the sake of brevity, only the main activities of each committee are reported.

FINANCE: Produced and distributed a commemorative medal. Obtained royalties on the copywritten Diamond Jubilee design and commissions on sales of anniversary souvenirs. Budgeted funds for the entire committee and redeemed the commemorative medals at the end of the year. A financial statement is being submitted by the legislative members.

PUBLICITY: Distributed the Governor's Proclamation to all news media. Produced and distributed a taped program which was broadcast to all schools in North Dakota on November 2, 1964. Distributed Diamond Jubilee materials at the New York World's Fair and the National Plowing Contest. Promoted a statewide daily newspaper special marking the 75th anniversary of statehood. Distributed a Diamond Jubilee booklet in color with a chronology of North Dakota history to all schools and libraries in the state. Distributed the Diamond Jubilee design in mat and photo form to all media and encouraged use of the design on letterheads, mailing machine labels, magazine covers, and other publications. A special packet of information and materials was mailed to every community to assist them in planning anniversary celebrations and raising funds.

RESEARCH: Like an iceberg, only a small portion of this committee's activities were evident to the public. A considerable amount of historic and factual information was provided to the other committees and the media through the members of this committee. In addition to research, the committee members also contributed much publicity and valuable advice to the other subcommittees.

SPECIAL EVENTS: Through the efforts of this subcommittee, nearly every state association and organization used the 75th anniversary as their convention theme. State and county fairs, youth groups, women's clubs, farm groups, fraternities, churches, and others held programs commemorating our jubilee year. Miss North Dakota, Karen Kopseng, added a welcome touch of beauty and grace to many events on behalf of the Diamond Jubilee. Dozens of towns and cities staged special parades and anniversary celebrations, paying tribute to our state and particularly to the pioneering spirits who settled this great country.

One special activity of the Diamond Jubilee Committee deserves separate mention. That is the highly successful effort to give special recognition to every citizen born in North Dakota in 1889, seventy-five years ago. With the help of the North Dakota Press Association, nearly 450 pioneer citizens had their names published in our newspapers. Each of them received an attractive "Diamond Jim" or "Diamond Lil" certificate and a simulated diamond stickpin which was usually presented at a local celebration in their honor. If the committee had done nothing else during the year, this alone would certainly justify their existence.

The legislative and citizens' committees were incorporated as a nonprofit Diamond Jubilee Committee. The Diamond Jubilee

Committee hereby concludes their duties and turns the balance of the committee bank account over to the Thirty-ninth Legislature for disposition.

In closing I might say that this \$6,447.94 is deposited in a bank downtown on C.D.'s and the credit card has three signatures, George Engelter who was president of this committee, myself as chairman of the legislative committee, and Sam Tolchinsky, and the reason we would like to have this committee remain intact is that we want to see that these six Rough Rider Awards pictures are taken, and then we would like to remain as an ex-officio committee for the next two years to receive any suggestions that any member of the legislature, or anybody else might have, as to how these funds might be used. Now one of the things that was suggested was that the funds might be given to the Heritage Foundation in case that is set up. Another suggestion was that this committee could build a lighted water fountain out in front of the capitol for display during the summer months, and if we could get the water hot enough we could keep it running in the winter too. We would like to have suggestions of anybody that would be helpful in commemorating these pioneers. I hope you will go along with seeing that this committee remains intact.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the President appoint Conference Committees to act with like committees from the House on House Bills Nos. 544, 653, 518, 650, and 925, which motion prevailed.

The President appointed the following Conference Committees:

House Bill No. 544, Senators:

Roen
Trenbeath
Urdahl

House Bill No. 653, Senators:

Nelson
Chesrown
Witteman

House Bill No. 518, Senators:

Luick
Robinson
Lashkowitz

House Bill No. 650, Senators:

Strinden
Hernett
Sinner

House Bill No. 925, Senators:

Lips
Redlin
Lashkowitz

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 3
Senate Bill No. 11
Senate Bill No. 17
Senate Bill No. 25
Senate Bill No. 54
Senate Bill No. 62
Senate Bill No. 93
Senate Bill No. 118
Senate Bill No. 139
Senate Bill No. 147
Senate Bill No. 187
Senate Bill No. 198
Senate Bill No. 236
Senate Bill No. 251

Senate Bill No. 255
 Senate Bill No. 256
 Senate Bill No. 273
 Senate Bill No. 285
 Senate Bill No. 299
 Senate Bill No. 306
 Senate Bill No. 307
 Senate Bill No. 330
 Senate Bill No. 335
 Senate Bill No. 346
 Senate Bill No. 352
 Senate Bill No. 354
 Senate Bill No. 357

Were delivered to the Governor for his approval at the hour of 3:00 o'clock p.m., March 6, 1965.

SENATOR BECK, Chairman

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

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:

Meyer
 Erickson of Ward
 Rivinius on Senate Bill No. 7

Also Representatives:

Powers of Cass
 Williamson
 Larsen of Grand Forks on Senate Bill No. 163

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 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

MOTION

Senator Lashkowitz moved that the rules be suspended and that the Senate authorize the introduction of Senate Memorial Resolution No. 3, which motion prevailed.

FIRST READING OF A SENATE MEMORIAL RESOLUTION

The Committee on Delayed Bills (by request of Senator Lashkowitz) introduced:

Senate Memorial Resolution No. 3. A memorial resolution in memory of Earl C. Reineke.

Was read the first time.

MOTION

Senator Lashkowitz moved that the rules be suspended and that Senate Memorial Resolution No. 3 be not printed as a bill, but printed in the Journal, not referred to committee, and placed on second reading and final passage, which motion prevailed.

SENATE MEMORIAL RESOLUTION No. 3

Introduced by Senator Lashkowitz

A memorial resolution in memory of Earl C. Reineke.

- 1 WHEREAS, God in His infinite wisdom has seen fit to
- 1a summon
- 2 from our midst a friend and an outstanding citizen of North
- 3 Dakota, Mr. Earl C. Reineke; and
- 4 WHEREAS, Mr. Earl C. Reineke was one of the
- 5 founders of WDAY-Fargo Radio and brought national recogni-
- 5a tion
- 6 to the city of Fargo and the state of North Dakota; and
- 7 WHEREAS, Earl C. Reineke, by his pioneering,
- 8 has rendered outstanding service to his fellow men by his
- 9 distinguished career in radio and television and established a
- 10 record of excellence in the fields of entertainment and public
- 11 service; and
- 12 WHEREAS, Earl C. Reineke was held in the highest
- 13 esteem by members of the legislative assembly;
- 14 NOW, THEREFORE BE IT RESOLVED BY THE
- 15 SENATE OF THE STATE OF NORTH DAKOTA:
- 16 That we express our deep sorrow and extend to Mrs. Earl C.
- 17 Reineke, and all members of her family our sincere sympathy
- 17a and
- 18 condolences in this their time of sorrow; and
- 19 BE IT FURTHER RESOLVED, that the secretary of state for-
- 19a ward
- 20 an enrolled copy of this resolution to Mrs. Earl C. Reineke.

SECOND READING OF A SENATE MEMORIAL RESOLUTION

Senate Memorial Resolution No. 3. A memorial resolution in memory of Earl C. Reineke.

Was read the second time.

Senator Lashkowitz moved that Senate Memorial Resolution No. 3 be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 103, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 103 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 158, which motion prevailed on a division.

Senator Lashkowitz moved that the rules be suspended and that Senate Bill No. 158 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 41; nays, 8; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kautzmann	Morgan	Sorlie
Becker	Kelly	Nelson	Strinden
Berube	Kisse	Rait	Thompson
Bopp	Kjos	Redlin	Torgerson
Chesrown	Larson	Reichert	Tuff
Dahlund	Lashkowitz	Rolfstrud	Urdahl
Ecker	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Solberg	Witteman
Kadlec			

Those voting in the negative were:

Baeverstad	Hernett	Ringsak	Roen
Forkner	Mutch	Robinson	Trenbeath

So the bill passed and the title was agreed to.

Senator Forkner moved that the vote by which Senate Bill No. 158 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 159, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 159 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Solberg
Beck	Jurgensen	Mahoney	Sorlie
Becker	Kautzmann	Nelson	Thompson
Berube	Kelly	Rait	Trenbeath
Chesrown	Kisse	Redlin	Tuff
Dahlund	Kjos	Reichert	Urdahl
Ecker	Larson	Roen	Van Horn
Forkner	Lashkowitz	Ruemmele	Walz
George	Lips	Saumur	Weber
Hernett	Longmire	Sinner	Witteman

Those voting in the negative were:

Bopp	Morgan	Ringsak	Torgerson
Kadlec	Mutch	Robinson	

Absent and not voting:

Rolfstrud	Strinden
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So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do concur in the House amendments to Senate Bill No. 266, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 266 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn

Forkner	Lips	Rolfsrud	Walz
George	Longmire	Ruemmele	Weber
Hernett	Luick	Saumur	Witteman
Holand	Mahoney	Sinner	

Those voting in the negative were:

Mutch

Absent and not voting:

Strinden

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 503 - 512 - 520 - 540

House Bill No. 542 - 578 - 634 - 664

House Bill No. 688 - 690 - 699

And the President signed the same in the presence of the Senate.

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 FROM THE HOUSE

House Chamber
Bismarck, March 5, 1965

Mr. President: I have the honor to return:

House Bill No. 589 - 657

Which the Senate requested.

DONNELL HAUGEN, Chief Clerk

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 270, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 270 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 47; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie

Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen		Sinner	Wittman

Those voting in the negative were:

Dahlund Morgan

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 283, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 283 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Wittman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do concur in the House amendments to Senate Bill No. 323, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 323 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Rait	Solberg
Becker	Kautzmann	Redlin	Sorlie
Berube	Kisse	Reichert	Thompson
Bopp	Kjos	Ringsak	Torgerson
Chesrown	Larson	Robinson	Tuff

Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		

Those voting in the negative were:

Beck	Kelly	Nelson	Trenbeath
Forkner	Mutch	Strinden	

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 44, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 44 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 12, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 12 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Solberg
Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Rait	Strinden
Berube	Kautzmann	Redlin	Thompson
Bopp	Kelly	Reichert	Trenbeath
Chesrown	Kisse	Ringsak	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Rolfsrud	Van Horn
Forkner	Lips	Ruemmele	Walz

George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman

Those voting in the negative were:

Kjos	Nelson	Robinson	Torgerson
Mutch			

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 53, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 53 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MOTION

Senator Strinden moved that the Conference Committee on Senate Bill No. 163 be dissolved because the same was improperly messaged to the Senate as amended, when in fact the bill had not been amended by the House, but passed unchanged, which motion prevailed.

The Secretary of the Senate was then instructed to request the House to ask for the return of Senate Bill No. 163 so that the bill can be properly messaged to the Senate.

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

SECOND READING OF A SENATE CONCURRENT RESOLUTION
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 the second time.

Senator Becker moved that Senate Concurrent Resolution "I-I" be adopted, 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.

Was read the second time.

Senator Sorlie moved that House Bill No. 948 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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 second time.

Senator Holand moved that House Concurrent Resolution "X-1" be adopted, 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.

Was read the second time.

The question being on the motion of Senator Ringsak to amend House Concurrent Resolution "Y", such amendments being printed on pages 863 and 864 of the Senate Journal, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Concurrent Resolution "Y" be placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senator Ringsak moved that House Concurrent Resolution "Y" be adopted, which motion prevailed.

MOTION

Senator Lips moved that House Concurrent Resolution "Z" be placed at the head of the calendar, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Education to whom was referred House Bill No. 949 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman

Senator Roen moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 949 be placed on the sixth order for consideration of the amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Roen moved that the amendments to House Bill No. 949 be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 949 be placed on second reading and final passage, as amended, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

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

MESSAGE FROM THE HOUSE

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

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

Senate Bill No. 163

Which the House requested.

GERALD L. STAIR, Secretary

MOTION

Senator Lips moved that the Senate accede to the request of the House and that Senate Bill No. 163 be returned to the House, which motion prevailed.

Senator Trenbeath moved that the Senate reconsider the action by which House Bill No. 945 was lost, which motion was declared carried.

A division was requested, which request was granted, and the motion was again declared carried.

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.

Was read the second time.

Senator Longmire moved that the rules be suspended and that the reading of the proposed amendments to House Bill No. 945 be dispensed with, which motion prevailed.

Senator Longmire moved that House Bill No. 945 be amended as follows:

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 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

And renumber the sections and lines accordingly.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 945 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 945, as amended from the floor, the roll was called and there were: ayes, 40; nays, 9; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson

Bopp	Kisse	Reichert	Trenbeath
Chesrown	Larson	Robinson	Tuff
Ecker	Lashkowitz	Rolfstrud	Urdahl
George	Lips	Ruemmele	Van Horn
Hernett	Longmire	Saumur	Walz
Holand	Luick	Sinner	Weber
Jurgensen	Mahoney	Solberg	Witteman

Those voting in the negative were:

Baeverstad	Kjos	Mutch	Roen
Dahlund	Morgan	Ringsak	Torgerson
Forkner			

So the bill passed and the title was agreed to.

Senator Longmire: I want to explain my vote and to thank the Senators for letting this come up time and time again. I did not do this for the sake of a personal point or anything of that kind, because I have felt from the beginning that this is good for the State, good for the people of the State that this be done. I certainly did not want to criticize you who feel that all of these institutions could not be transferred at this time because I feel they are sincere, but I do thank all of the Senators for their indulgence in letting this come back time and time again for reconsideration. I think all of us two years from now that will come back here can be proud of the fact that we had a part in this mental health program.

MESSAGE FROM THE HOUSE

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

MESSAGES TO THE HOUSE

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 Concurrent Resolution "X-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. 753 - 754
House Concurrent Resolution "Y"
Which the Senate has amended.

GERALD L. STAIR, Secretary

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

PERSONAL PRIVILEGE ON SENATE BILL No. 163

Senator Lashkowitz:

Mr. President and Gentlemen of the Senate — I rise to a point of personal privilege and ask that my remarks be printed in the Journal.

I believe that a clearing of the air is necessary concerning Senate Bill No. 163 and I hope that I can set the record straight. This measure has a long history, dating back to 1957. During the summer of 1957 the city of Fargo suffered a tragic tornado disaster involving loss of life, severe injuries and millions of dollars in property damage. While the people of Fargo were repairing their homes after the tornado heavy rainfall occurred resulting in crops of oppressive mosquitoes that harassed those people reconstructing their homes and working outdoors. As a result the city government took strong measures to combat these mosquitoes and brought in a converted W.W. II B-17 bomber which flew slightly above the roof-tops spraying the city. This program cost approximately \$25,000.

Fortunately this spraying took place without mishap. Since then the CAB and FAA forbid aircraft from flying over cities below 1,000 feet, and spraying is impractical and even dangerous in municipalities. After this experience, efforts have been made to pellatize most areas and to undertake some mosquito control, however it is necessary to control areas adjacent to cities, towns or villages that are affected in order to have an effective mosquito control program. Consequently this type of legislation has been presented.

Several sessions ago a mosquito control bill was introduced and was unsuccessful in the House. Now the present version, Senate Bill No. 163, has been carefully prepared by attorney John Zuger of Bismarck for the League of North Dakota Municipalities which is sponsoring this bill.

This afternoon the question was asked why there was no vote of the people on this bill. The answer is quite simple — this is a health measure and the judgment of the governing board is regarded as adequate in making a health determination.

This is based on the principle that applies to water mains, sewers and combined sewers and storm sewers which can be installed by a governing body of cities, towns or villages with no right of protest. The principle involved is that the public health is greater than the concern of the would-be protestant.

Now in the legislation at hand, Senate Bill 163, provisions had been made for 50% of the free-holders to petition for a mosquito or vector control district. This requirement of a 50% petition of

free-holders is comparable to the right of protest. The Senate committee on Social Welfare and Veterans Affairs felt that this 50% figure was too high and would perhaps make the provisions of the legislation unavailable to those who might desire to use it. Consequently this committee recommended that the number of petitions be reduced from 50% to 20% of the proposed area. We are pleased to accede to this proposed amendment which was adopted by the Senate before it was passed over to the House.

Senate Bill 163 serves the purpose of municipalities, cities, towns and villages and adjoining townships and combinations thereof who may wish to associate themselves voluntarily by petition to accomplish this health program. This program would be available to areas less than county-wide in size. To be sure county-wide health districts can work in the field of vector or mosquito control. However, where there are no county-wide or multi-county districts, the proposals of Senate Bill 163 would be available to those communities who may wish to use it. As a matter of fact, it could be used in areas which do have county-wide health districts which do not choose to undertake a vector control program or do not have the resources for such a program.

Lest there be any misconception concerning the need for mosquito control, allow me to point out some recent experiences of communities in our nation. In the summer and fall of 1964, Houston, Texas suffered a severe encephalitis epidemic. There were reportedly, according to Mayor Louie Welch, 1300 or 1400 reported cases of this disease; 19 deaths; many 1,000's of unreported cases were suspected and indeterminate 100's and perhaps 1,000's of cases involving brain damage. I should like to quote from a letter from Mayor Welch of Houston addressed to myself on January 29, 1965 wherein he states in part — "In my opinion, a mosquito control district should be organized in a wider area than the limits of a municipality. . . . The problem spills over the boundaries of any city, as you know, and can best be met by coordinated efforts of a city and all the surrounding area."

I have in my hand a number of articles setting forth some of the tragic details of the Houston epidemic. Here we have an article from the Houston Chronicle with a headline "Siege of Encephalitis Engulfs 393, Likely Kills 19 in 10 Days" by Stan Redding and I quote "It was 4 p.m., Thursday, August 20, when Houston learned it was at war with an army of minute but deadly foes. By then, the casualty list was long — including two deaths — and the enemy was well-entrenched. The war has been raging for 10 days now — in hospitals, in laboratories, in the streets, along the bayous, in backyards. Now, 393 suspected cases are reported, with 19 deaths. The city's foe: The Culex mosquito, the female of which transmits a virus that causes St. Louis encephalitis." The Houston epidemic even came to the attention of the nation's press and I quote from the Wall Street Journal of Monday, August 31, 1964 in an article headlined "Encephalitis Epidemic Continues in Texas; Authorities in Houston Believe Peak is Hit" — "The encephalitis epidemic in Texas continued to spread as authorities pressed their drive to kill the mosquitoes that transmit the often fatal "sleeping sickness." But health officers in Houston said they believed the epidemic was at its peak and "we should see a decline late this week." The Public Health Service's communicable disease center in Atlanta warned all state health departments to be alert for any further encephalitis outbreaks. And in Chicago, the American Medical Association said outbreaks of the disease could appear elsewhere. At latest count, the number of suspected cases totaled more than 400 in Houston, where the outbreak is the most serious, with deaths of 19 elderly people there attributed to the disease. In Plainview, Texas, 600 miles away, more than 40 people are thought to have the disease and at least one death has been linked to the outbreak.

In addition, confirmed cases of the disease have been reported in Florida and suspected cases are under investigation in Illinois and Arizona."

Then later the Houston Post in an article dated October 18, 1964 headlined "City Blood Tests Show — Mosquito Control Efforts Paid Off" by Moselle Boland says "Mosquito control in a small area, even if it is surrounded by a raging encephalitis epidemic, protects residents of the area from the disease, Dr. Joseph Melnick said Saturday."

Then later after the epidemic had been brought under control and the city of Houston assessed the overall economic impact, not to mention the terrible incalculable effects on human beings, the Houston newspapers spoke of this phase of the problem. In an article in the Houston Chronicle of November 5, 1964 headlined "Encephalitis Cost Area An Estimated \$1 Million" — it states as follows: "The encephalitis (sleeping sickness) outbreak here cost the community an estimated \$1 million, said Dr. C. A. Pigford, city health director. His figure includes \$122,000 for chemicals and about \$200,000 for salaries of various governmental agency workers in the fight. Businessmen, he estimates, lost about \$500,000 in revenue because of the outbreak and fear among out-of-town people and local residents who stayed away from stores. "The cost of Jefferson Davis Hospital was about \$90,000, he said, in treating patients with the illness. It cost other hospitals about \$100,000 he said. The September outbreak here was suspected to have taken 32 lives (19 confirmed)."

In an article in the Houston Post of November 6, 1964 headlined "Epidemic Cost was \$1 Million" it states as follows in part "The recent encephalitis outbreak cost Houston an estimated \$1,099,850, not counting the contribution in labor and equipment of the city's pest control companies, Dr. C. A. Pigford, the city health officer, said Tuesday. He estimated the loss in business to hotels, restaurants and places of entertainment at \$500,000. . . . Pigford said the Civil Defense department spent \$133,000; the State Health Department \$20,000 and the U. S. Public Health Service an estimated \$30,800. The other costs were accumulated for such things as salaries and donated services, he said."

Gentlemen of the Senate, from this information we can clearly see that Senate Bill 163 deals with a serious health problem that has appeared in our nation from time to time in epidemic proportions. Encephalitis is commonly called "sleeping sickness" and concerns the body's nervous system. The disease is transmitted through the bite of infected mosquitoes. The disease has stricken people at all age levels.

What we are doing here, gentlemen, in Senate Bill 163, is providing the people of North Dakota, whether they live in cities, towns, villages or on farms, to associate themselves together voluntarily for purposes of protecting the public health.

Make no mistake about it, this is not candy cigarette legislation, this deals with the health and safety of people and we are legislating with the purpose of protecting people against an insidious killer disease. I trust that the information that has been set before you in these brief remarks will be helpful to you in explaining your positive position on this vital legislation when you get back to your home communities.

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 507 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were: ayes, 32; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Baeverstad	Kadlec	Rait	Solberg
Becker	Kautzmann	Redlin	Sorlie
Bopp	Larson	Reichert	Strinden
Dahlund	Lashkowitz	Robinson	Thompson
George	Lips	Rolfsrud	Trenbeath
Hernett	Longmire	Ruemmele	Tuff
Holand	Luick	Saumur	Urdahl
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Beck	Kelly	Mutch	Torgerson
Berube	Kisse	Nelson	Van Horn
Chesrown	Kjos	Ringsak	Walz
Ecker	Mahoney	Roen	Weber
Forkner			

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Kelly moved that the report be adopted, which motion prevailed.

Senator Lashkowitz moved that the rules be suspended and that House Bill No. 516 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Kadlec	Nelson	Solberg
Becker	Kautzmann	Rait	Sorlie
Berube	Kjos	Redlin	Strinden
Bopp	Larson	Reichert	Thompson
Dahlund	Lashkowitz	Robinson	Trenbeath
Forkner	Lips	Roen	Tuff
George	Longmire	Rolfsrud	Urdahl
Hernett	Luick	Ruemmele	Van Horn
Holand	Morgan	Sinner	Weber
Jurgensen			Witteman

Absent and not voting:

Beck	Kelly	Mutch	Torgerson
Chesrown	Kisse	Ringsak	Walz
Ecker	Mahoney	Saumur	

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 531 has had the same under consideration and recommends:

That the Senate recede from its 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

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 531 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Beck	Kadlec	Rait	Sorlie
Becker	Kautzmann	Redlin	Strinden
Berube	Kjos	Reichert	Thompson
Bopp	Larson	Robinson	Torgerson
Dahlund	Lashkowitz	Roen	Trenbeath
Ecker	Lips	Rolfsrud	Tuff
Forkner	Longmire	Ruemmele	Urdahl
George	Luick	Saumur	Walz
Hernett	Morgan	Sinner	Weber
Holand	Nelson	Solberg	Witteman
Jurgensen			

Absent and not voting:

Baeverstad	Kelly	Mahoney	Ringsak
Chesrown	Kisse	Mutch	Van Horn

So the bill passed and the title was agreed to.

MOTION

Senator Walz moved that the House be requested to return House Bill No. 822, which motion prevailed.

MESSAGES 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

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 945 - 949

Which the Senate has amended.

GERALD L. STAIR, Secretary

REPORT OF SELECT COMMITTEES

Mr. President: 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 Hernett
Senator Forkner
Senator Sinner

For the House:

Rep. Burk
Rep. Krenz
Rep. Bilden

Senator Hernett moved that the report be adopted, which motion prevailed.

Mr. President: 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

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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

Senator Strinden moved that the report be adopted, which motion prevailed.

Senator Strinden moved that the rules be suspended and that House Bill No. 650 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Nelson	Strinden
Beck	Kadlec	Rait	Thompson
Berube	Kautzmann	Redlin	Torgerson
Bopp	Kelly	Reichert	Trenbeath
Chesrown	Kjos	Robinson	Tuff
Dahlund	Larson	Rolfstrud	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
Forkner	Lips	Saumur	Walz
George	Longmire	Sinner	Weber
Hernett	Luick	Solberg	Witteman
Holand	Morgan	Sorlie	

Absent and not voting:

Becker	Mahoney	Ringsak	Roen
Kisse	Mutch		

So the bill passed and the title was agreed to.

Mr. President: Your Conference Committee to whom was referred House Bill No. 671 has had the same under consideration and recommends:

That the House concurs 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

Senator Torgerson moved that the report be adopted.

Senator Holand requested a call of the Senate, which request was granted.

The President announced that all Senators were present and the call of the Senate was dispensed with.

The question being on the motion of Senator Torgerson to adopt the Conference Committee report on House Bill No. 671, which motion prevailed.

Senator Torgerson moved that the rules be suspended and that House Bill No. 671 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Sinner
Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfsrud	Walz
Hernett	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteaman

Those voting in the negative were:

Strinden

So the bill passed and the title was agreed to.

MOTION

Senator Ruemmele moved that the Senate reconsider the action by which the motion of Senator Walz requesting the return of House Bill No. 822, which motion prevailed.

The question being on the motion of Senator Walz that the House be requested to return House Bill No. 822.

A division was had and the motion was declared carried.

MESSAGES FROM THE HOUSE

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

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 Bills Nos. 530, 677, 717, 797, 834, 914, and House Concurrent Resolutions "U", "M", "O", "O-1", "C-2", and "D-2".

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 refused to concur in the Senate amendments 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", Representatives:

Christensen
Gronhovd
Davis

DONNELL HAUGEN, Chief Clerk

MOTION

Senator Lips moved that the Senate reconsider the action by which House Bill No. 841 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff

Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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 — and indefinitely postponed same.

Also on House Bill No. 839 — and indefinitely postponed same.

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 amendment to 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

REPORT OF A SELECT COMMITTEE

Mr. President: 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 requested that his name be deleted from this report.

Senator Thompson

For the House:

Rep. Meschke

Rep. Shablow

Rep. Reimers

Senator Torgerson moved that the report be adopted.

Senator Holand moved that the rules be suspended and that the reading of the amendments proposed in the report of the Conference Committee be dispensed with, which motion prevailed.

Senator Holand moved that the rules be suspended and that the amendments to House Bill No. 698 be not printed separately inasmuch as they now appear beginning at page 1277 of the House Journal, which motion prevailed.

PERSONAL PRIVILEGE

Senator Holand: Mr. President. I rise to a point of personal privilege and request that my remarks be printed in the Journal.

It was acknowledged by both Democrats and Republicans at the opening of the legislative session that it would be the responsibility of the Democrat Party to present a tax program for the state of North Dakota. This was an obligation that the Democrats seemed willing to accept.

Early in the session such a program was presented through the Governor's message. In this message he proposed an orderly method for the gradual elimination of personal property taxes. In doing so he was concurring in the recommendations of the LRC which had studied the subject for two years on a bi-partisan basis and which had decided that it would be impossible in this session to eliminate all personal property taxes, but had agreed that the first step should be taken on an experimental basis in order to clear the way for further elimination in the next session.

Three weeks later, for reasons known only to the Democrats but which we believe to be political, they changed their approach completely and decided that all personal property taxes should be eliminated quickly. At this point the Republicans took the position that we should carefully analyze their proposal of total elimination to determine whether or not they had considered the many ramifications involved in such a sweeping program.

We Senators spent some six hours in a Committee Hearing listening to the testimony of the Tax Commissioner and the many other people, pro and con. We Republican Senators also spent many additional hours discussing the merits and de-merits of the Democrat Tax Package after which we concluded that they were certainly attempting to move too far too fast. The Governor had admitted in his message to the legislature that we do not have adequate personnel to conduct reliable tax research in any office in the State of North Dakota, yet the program that they recommended touches all kinds of taxing problems ranging from drastic shifting of taxes from one class of taxpayer to another to problems of bonding.

We found that the program would call for the raising of over 30 million in new taxes in a biennium, most of which would have to be paid for by the average laboring and salary people of North Dakota. We found that chain stores, among others, would be freed of personal property tax obligations at the expense of the average income taxpayer. We found that under their proposal our state

income tax would be completely federalized so that our income tax laws of the future would virtually be written in Washington. We found that they would give no credit on state income tax on federal income taxes paid. We found that they had no sound ideas as to how much money their tax program would produce. We found that real estate taxes would most certainly be increased. We found that their method of re-distribution of the replacement tax money was unfair. We found that their tax proposal would broaden the sales tax to include just about all sales and services under the sun.

Many other objections led us to believe that the Democrat Tax package was not workable and should not be enacted into law.

We Republicans recognize the inequities under our personal property taxing system. We believe that every effort should be made to eliminate these inequities. We agreed with the Governor that the first sensible step in this direction was to eliminate the tax on household goods and we thought that we could go even one step further and eliminate the item of miscellaneous farm machinery, in this session, as well as to eliminate the sales tax on repair of farm machinery.

These Republican ideas were embodied in a Republican tax proposal wherein we suggested that the sales tax be raised to 3% without broadening. This program would have met the needs of the state for the next two years and would have accomplished elimination of the items that we have mentioned. The Republican proposal was flatly rejected by the Democrats. This put the issue into Conference Committee. In these Conference Committees we have done our level best to suggest areas for reconsideration by the Democrats. Our every suggestion has been flatly rejected. It was even suggested that they consider the possibility of fixing a later date, January 1, 1967, for total elimination of personal property taxes in order to provide a reasonable time to review the many problems that we have presented but this suggestion was also rejected. It appears that the Democrat objective is to eliminate all personal property taxes in the year 1966 regardless of the consequences and especially without regard to the effect it may have on the average wage earner of North Dakota.

After several Conference Committees had failed to come up with any workable compromise agreement, the Democrat conferees were asked whether they would accept their own tax package as introduced. They have even refused this suggestion because with each day that passes they acknowledge serious and glaring faults with their own proposal. It is unfortunate but true that if more time were allowed to lapse they could not help but find many other areas which they themselves could not buy.

As the matter now stands an overwhelming majority of the Republican Senators still strongly disapprove the Democrat Tax Package. They believe that it is unfair and unworkable. Several of the Republican Senators, however, who were concerned about the unjust criticism now being leveled at the Senators for delaying and who feel that this stalemate might go on for weeks or even months, have decided that they would give their votes in support of the bill in order to bring the issue out in the open. They have been assured, and I believe that it is true, that if this program is passed by the North Dakota Legislature and signed by the Governor, it will be referred to the people of North Dakota for their final say as to whether or not it should become the law of the State. I am confident that when and if this comes to pass the people of North Dakota will soundly defeat the program and that we will be back in legislative session to do what we should have done in the first place.

MOTION

Senator Ecker moved that the Conference Committee on House Bill No. 698 be not adopted.

The President ruled the motion of Senator Ecker out of order.

The question being on the motion of Senator Torgerson that the report of the Conference Committee on House Bill No. 698 be adopted, which motion prevailed.

Senator Thompson moved that the rules be suspended and that House Bill No. 698 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the chair, the President presiding.

PERSONAL PRIVILEGE

Senator Morgan:

Mr. President, Gentlemen of the Senate, I have a short statement I would like to make and I ask that my remarks be printed in the Journal.

I, too, rise on a point of personal privilege. It is my thought that this is a livestock state, and we are asking for the livestock industry to be enlarged. I feel that there are inequities between the livestock industries and other agricultural industries in the way of taxation. It is my thought, Mr. President, that the only way this can be corrected is the total elimination of the personal property tax.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Lashkowitz	Reichert	Tuff
Berube	Luick	Rolfstrud	Urdahl
Bopp	Mahoney	Saumur	Van Horn
Jurgensen	Morgan	Sinner	Walz
Kadlec	Nelson	Solberg	Weber
Kisse	Rait	Thompson	Wittman
Larson			

Those voting in the negative were:

Beck	George	Lips	Roen
Becker	Hernett	Longmire	Ruemmele
Chesrown	Holand	Mutch	Sorlie
Dahlund	Kautzmann	Redlin	Strinden
Ecker	Kelly	Ringsak	Torgerson
Forkner	Kjos	Robinson	Trenbeath

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

Senate Bill No. 80
 Senate Bill No. 287
 Senate Bill No. 321
 Senate Bill No. 331
 Senate Bill No. 338
 Senate Bill No. 363
 Senate Concurrent Resolution "U"

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 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

CONSIDERATION OF MESSAGES FROM THE HOUSE

The following amendments to Senate Concurrent Resolution "A" were inadvertently omitted from the message received from the House as printed on page 890 of the Senate Journal.

FURTHER AMENDMENTS TO SENATE CONCURRENT RESOLUTION "A"

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."

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 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, 42; 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

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 16
 Senate Bill No. 26
 Senate Bill No. 30
 Senate Bill No. 87
 Senate Bill No. 141
 Senate Bill No. 194
 Senate Bill No. 243
 Senate Bill No. 263
 Senate Bill No. 274
 Senate Bill No. 318
 Senate Bill No. 348
 Senate Bill No. 360

Were delivered to the Governor for his approval at the hour of 2:15 o'clock p.m., March 6, 1965.

SENATOR BECK, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "L"
 Senate Concurrent Resolution "N"
 Senate Concurrent Resolution "P"
 Senate Concurrent Resolution "S"
 Senate Concurrent Resolution "Y"

Were delivered to the Secretary of State at the hour of 2:10 o'clock p.m., March 6, 1965.

SENATOR BECK, Chairman

MOTION

Senator Holand moved that the Senate recess subject to the call of the Chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

PERSONAL PRIVILEGE

Senator Redlin: Mr. President, Members of the Senate. I rise to a point of personal privilege and ask that my remarks be printed in the Journal.

In view of the fact that House Bill No. 698 has now passed both Houses. I would urge that we immediately get this bill to the Governor's desk for his determination. I can understand that due to his stated position on this matter and public's knowledge of it he may very well want to veto this bill. It would be to the benefit of our taxpayers that we have this knowledge before we go home so that we know we have a tax plan. Gentlemen, think about it. This is very important.

MESSAGES FROM THE HOUSE

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. 726 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Burk
 Breum
 Tough

Also to House Bill No. 794, Representatives:

Backes
 Ivesdal
 Whittlesey

Also to House Bill No. 753, Representatives:

Hertz
Lundene
Aamoth

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 House Bill No. 698.

GERALD L. STAIR, Secretary

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Chesrown moved that the report be adopted.

Senator Reichert made the substitute motion that Senate Bill No. 39 be indefinitely postponed.

A division was had and the motion was declared carried.

Senator Longmire moved that the vote by which the motion of Senator Reichert to indefinitely postpone Senate Bill No. 39 was carried be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 926, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 926, Senators:

Trenbeath
Saumur
Rolfsrud

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Concurrent Resolution "X-1", which motion prevailed.

The President appointed as a Conference Committee on House Concurrent Resolution "X-1", Senators:

Morgan
Ringsak
Ecker

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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.

Senator Holand moved that the rules be suspended and that Senate Bill No. 364 be not printed as a bill but printed in the Journal, and that the same be placed on second reading and final passage, which motion prevailed.

SENATE BILL NO. 364

Introduced by Committee on Delayed Bills

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.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) There shall be paid to each member
2 of the Thirty-ninth Legislative Assembly, in addition to the
3 amount provided in section 54-03-20 of the North Dakota
4 Century Code, the sum of one hundred dollars as reimburse-
5 ment for his living expenses, including meals, lodging, and
6 uncompensated travel, and other necessary expense during 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 Concurrent
19 Resolution "G" of the Thirty-ninth Legislative Session, as
20 compensation for services performed, the amounts set
21 opposite their respective names:

HOUSE		
22		
23	Donnell Haugen, Chief Clerk.....	\$125.00
24	Richard Ista, Assistant Chief Clerk.....	100.00
25	Ruth Smith, Desk Reporter.....	125.00
25a	Elmer Strand, Supervisor of Employees.....	100.00
26	Howard Douglas Rose, Bill Clerk.....	75.00
27	Sam Luschenko, Assistant Sergeant-at-Arms.....	50.00
28	Corlis Mushik, Secretary to Speaker.....	75.00
29	Allen Frazer, Calendar Clerk.....	75.00
30	Pam Billigmeier, Chief Steno and Payroll Clerk.....	100.00
31	Mrs. Frances Knoll, Assistant Chief Steno.....	80.00
32	Veronica Schneider, Stenographer.....	70.00
33	Eleanor Weber, House Appropriations Clerk.....	75.00
34	Bob Larson, Chief Comm. Clerk.....	75.00
35	Jean Otteson, Committee Clerk.....	70.00
36	Norma Dalton, Committee Clerk.....	70.00
37	Enola Eck, Proofreader.....	60.00
38	Mrs. Robert Shannon, Proofreader.....	60.00
39	Jack Formo, Enroll. and Engross. Clerk.....	70.00
40	Yvonne Wold, Asst. Enroll. and Engross. Clerk.....	70.00
41	Mrs. Robert Moses, Postmistress.....	50.00
42	Regina Prodzinski, Telephone Clerk.....	60.00
43	Jane Harrison, Telephone Clerk.....	60.00
44	Marlys Fleck, Page.....	55.00
45	Carolyn Jean Paulson, Page.....	55.00
46	Gene M. LaFromboise, Floor Clerk.....	55.00
47	Mrs. Aaron Dalke, Page.....	55.00
48	Donna Carufel, Chief Page.....	65.00

49	Lynn Runck, Audio Board Operator.....	65.00
50	A. S. Brazda, Mail Clerk.....	50.00
51	Henry Benson, Mailing Room Clerk.....	50.00
52	Edward Trost, Bill Room Clerk.....	50.00

SENATE

53	Gerald L. Stair, Secretary of the Senate.....	\$125.00
55	Dagny V. Olson, Desk Reporter.....	125.00
56	Arthur A. Herk, Assistant Secretary of Senate.....	100.00
57	Bill Campbell, Bill Clerk.....	85.00
58	A. E. Bradley, Sergeant-at-Arms.....	60.00
59	Monty Burke, Superintendent of Personnel.....	100.00
60	Robert G. Ellsworth, Messenger to House and Governor	55.00
61	William Brown, Page and Bill Book Attendant.....	65.00
62	Virginia M. Monson, Page.....	55.00
63	Cora Essington,	
64	Chief Stenographer and Payroll Clerk.....	100.00
65	Joan Nelson, Stenographer.....	70.00
66	Donna Heisler, Floor Leader's Clerk.....	70.00
67	Jan McKinney, Secretary to President.....	75.00
68	Lois Scherr, Committee Clerk.....	70.00
69	Ruby Herr, Committee Clerk.....	70.00
70	Ann Tillotson, Committee Clerk.....	70.00
71	Karen Ronning, Appropriation Committee Clerk.....	75.00
72	Fred Krause, Jr., Chief Mail Room Clerk.....	65.00
73	Wilhelm Urlacher, Mail Room Clerk.....	50.00
74	Viola Deforest, Postmistress.....	60.00
75	Robert Hultberg, Bill Book Attendant.....	55.00
76	William Auch, Bill Book Attendant.....	55.00
77	Martin Kilwein, Bill Room Attendant.....	50.00
78	Jacob Albrecht, Doorkeeper.....	50.00
79	Vonny Mushik, Enr. and Engr. Clerk.....	70.00
80	G. R. Gilbreath, Enr. and Engr. Clerk.....	70.00
81	Carrie Murdoch, Proofreader.....	60.00
82	Esther Smedshammer, Proofreader.....	60.00
83	Hazel Ludemann, Asst. Telephone Attendant.....	60.00
84	Celia Fowler, Telephone Attendant.....	60.00
85	C. W. Leifur, Calendar Clerk.....	75.00

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 balance of appropriations for the Thirty-ninth
 90 Legislative Assembly.

91 SECTION 4. EMERGENCY.) This Act is
 92 hereby declared to be an emergency measure and shall be in
 93 full force and effect from and after its passage and approval.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Torgerson
Chesrown	Kjos	Ringsak	Trenbeath
Dahlund	Larson	Roen	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
Forkner	Lips	Ruemmele	Van Horn
George	Longmire	Saumur	Walz
Hernett	Luick	Sinner	Weber
Holand	Mahoney	Solberg	Witteman
Jurgensen	Morgan		

Those voting in the negative were:

Mutch Robinson

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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 and 754.

DONNELL HAUGEN, Chief Clerk

MOTION

Senator Longmire moved that the rules be suspended and that the Senate authorize the introduction of House Concurrent Resolutions "S" and "D-1", which motion prevailed.

FIRST 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.

Was read the first time.

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.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution "S" be placed on second reading and final passage, 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.

Was read the second time.

Senator Longmire moved that House Concurrent Resolution "S" be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution "D-1" be placed on second reading and final passage, which motion prevailed.

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 second time.

Senator Longmire moved that House Concurrent Resolution "D-1" be adopted, which motion prevailed.

MOTION

Senator Longmire moved that the Senate reconsider the action by which the Senate passed House Bill No. 657, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

Senator Longmire moved that House Bill No. 657 be amended as follows:

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.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 657 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 657, as amended from the floor, the roll was called and there were: ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kadlec	Mutch	Sorlie
Berube	Kautzmann	Nelson	Strinden
Bopp	Kelly	Rait	Thompson
Chesrown	Larson	Reichert	Tuff
Ecker	Lashkowitz	Rolfsrud	Urdahl
George	Lips	Ruemmele	Van Horn
Hernett	Longmire	Sinner	Walz
Holand	Luick	Solberg	Weber
Jurgensen	Mahoney		Witteaman

Those voting in the negative were:

Beck	Kjos	Ringsak	Saumur
Forkner	Morgan	Robinson	Torgerson
Kisse	Redlin	Roen	Trenbeath

Absent and not voting:

Baeverstad Dahlund

So the bill passed and the title was agreed to.

Senator Mutch moved that the vote by which House Bill No. 657 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE GOVERNOR
STATE OF NORTH DAKOTA
Executive Office
Bismarck

March 10, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following Senate Bills:

Senate Bill No. 65	Senate Bill No. 173
Senate Bill No. 66	Senate Bill No. 185
Senate Bill No. 98	Senate Bill No. 191
Senate Bill No. 123	Senate Bill No. 196
Senate Bill No. 136	Senate Bill No. 211
Senate Bill No. 142	Senate Bill No. 324

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

MOTION

Senator Holand moved that House Bill No. 589 be returned to the House, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 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

Senator Nelson moved that the report be adopted, which motion prevailed.

Senator Morgan moved that the rules be suspended and that House Bill No. 728 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Solberg
Becker	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteaman

Absent and not voting:

Baeverstad

So the bill passed and the title was agreed to .

Mr. President: Your Conference Committee to whom was referred House Bill No. 839 has had the same under consideration and recommends that the House do 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

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

Senator Reichert moved that the report be adopted.

Senator Holand made the substitute motion that the Conference Committee report be not adopted and that a new Conference Committee be adopted, which motion prevailed.

Mr. President: 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 after the word "mill" delete the words "upon majority vote of the people"

And renumber the lines accordingly,

For the Senate:
 Senator Lips
 Senator Redlin
 Senator Lashkowitz

For the House:
 Rep. Schoenwald
 Rep. Borstad
 Rep. Whittlesey

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 925 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

House Bill No. 925. A Bill for an Act providing for a tax levy for emergency purposes by municipal corporations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kautzmann	Rait	Strinden
Becker	Kelly	Redlin	Thompson
Dahlund	Larson	Reichert	Trenbeath
Ecker	Lashkowitz	Ruemmele	Tuff
George	Lips	Saumur	Urdahl
Hernett	Longmire	Sinner	Van Horn
Holand	Luick	Solberg	Walz
Jurgensen	Mahoney	Sorlie	Witteaman
Kadlec			

Those voting in the negative were:

Bopp	Kjos	Ringsak	Rolfsrud
Chesrown	Morgan	Robinson	Torgerson
Forkner	Mutch	Roen	Weber
Kisse	Nelson		

Absent and not voting:
Baeverstad Berube

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 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 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", Senators:

Trenbeath
Saumur
Rolfsrud to act on House Bill No. 926.

Senators:

Morgan
Ringsak
Ecker to act on House Concurrent Resolution "X".

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 return:

House Bill No. 657

Which the Senate has amended.

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. 841
House Concurrent Resolution "S" - "D-1"
Which the Senate has passed unchanged.

GERALD L. STAIR, Secretary

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the chair, with the President presiding.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bills Nos. 726 and 794, which motion prevailed.

The President appointed as a Conference Committee,

On House Bill No. 726, Senators:

Hernett
Strinden
Mahoney

On House Bill No. 794, Senators:

Hernett
George
Weber

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 913, Senators:

Lips
Ringsak
Sinner

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 179 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 179, Senators:

Lips
Redlin
Lashkowitz

Senator Roen moved that the Senate do not concur in the House amendments to Senate Bill No. 298 and that a Conference Committee be appointed.

Senator Sorlie made the substitute motion that the Senate do concur in the House amendments to Senate Bill No. 298.

PERSONAL PRIVILEGE

Senator Redlin: Mr. President, I rise on a point of personal privilege and would like my remarks printed in the Journal.

Mr. President, Gentlemen of the Senate:

I wish at this time to make a statement in support of the motion NOT TO CONCUR with the House amendments to Senate Bill No. 298.

Gentlemen, you will remember this is the bill providing for retirement pay for retired teachers; a subject upon which many of you received a lot of mail during this session.

In the discussion of this bill, you will remember that the teachers' retirement fund came up for discussion several times and how much it could stand based on actuary. I hope the questions and answers relative to the teachers' retirement fund have been resolved and that we don't spend additional valuable time on discussing this part of it.

The bill originally called for a monthly payment of \$100.00 but was amended in the Senate to \$85.00; \$60.00 to come from the retirement fund and \$25.00 from the general fund.

I regret to inform you that the House has seen fit to amend it further so that \$60.00 will come from the retirement fund and nothing from the general fund.

It is upon this action that I voice my objection. Why shouldn't this group also be entitled to an expenditure from the general fund? Gentlemen, we have during this session appropriated money to almost everything else, such as education, welfare, agriculture, salary increases for everyone, including ourselves, numerous new executive bureaus and related agencies.

I feel these people are entitled to this consideration and that this body unanimously reject the House amendment.

The people interested in this bill have followed it all through the session and I wish to commend those concerned for the gracious and sincere manner in which they have concurred with our decisions.

A Mr. Osman, who I believe represents the retired teachers, came to me yesterday afternoon and I wish to quote as nearly as I can the remark he made to me:

"Senator Redlin," he said, "I would like to inform you that our retirement bill is now coming back to the Senate and I would like to ask you to concur with the House amendments which is \$60.00 from the retirement fund and nothing from the general fund. We feel that we will be satisfied with this. We know you are having money problems and we want to be reasonable and we fear that if there is further action we may lose what we have."

Gentlemen, I only hope that every request for an appropriation we honored during this session would have carried with it this same unselfish concern.

We are concerning ourselves with retired teachers who are asking for a chance to live out their life with honor and pride in a dignified manner symbolic of the profession they represent.

Gentlemen, I hope that by conference we can in some way convince the House that an injustice has been done and that they will reconsider their action and agree to some payment in excess of \$60.00 and this additional payment to be paid out of the general fund, so that we can go home from this session knowing that every person or group, whoever they may be, can reach the ear of this legislature.

The question being on the substitute motion of Senator Sorlie that the Senate do concur in the House amendments to Senate Bill No. 298. A division was had and the motion was declared carried.

Senator Lips moved that the rules be suspended and that Senate Bill No. 298 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Senator Ecker moved that a committee of two be appointed to escort former Senator Laverne Schroeder to the rostrum for a few remarks, which motion prevailed.

The President appointed as such committee, Senators Ecker and Roen, and Mr. Schroeder was escorted to the rostrum and briefly addressed the Senate.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Hernett moved that the Senate do not concur in the House amendments to Senate Bill No. 300 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 300, Senators:

Forkner
Trenbeath
Sinner

Senator Ringsak moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "A" and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Concurrent Resolution "A", Senators:

Morgan
Ringsak
Reichert

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 501 has had the same under consideration and recommends the same be amended as follows:

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: "Sub-division 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"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 7 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Senator Kelly moved that the report be adopted, which motion prevailed.

Senator Lashkowitz moved that the rules be suspended and that Senate Bill No. 8 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden

Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdahl
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 24 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Ruemmele	Van Horn
Hernett	Luick	Saumur	Walz
Holand	Mahoney	Sinner	Weber
Jurgensen	Morgan		

Those voting in the negative were:

Becker Rolfsrud Witteman

So the bill passed and the title was agreed to.

Mr. President: Your Conference Committee to whom was re-

ferred 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

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Senator Kisse
Senator Nelson
Senator Van Horn

For the House:

Rep. Lundene
Rep. Opedahl
Rep. Dornacker

Senator Kisse moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 42, Senators:

Kisse
Nelson
Weber

Mr. President: 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 Jurgensen

For the House:

Rep. Olson
Rep. Hardmeyer
Rep. Hilleboe

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 167 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Berube	Kelly	Rait	Strinden
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Torgerson
Dahlund	Larson	Ringsak	Trenbeath
Ecker	Lashkowitz	Robinson	Tuff
Forkner	Lips	Roen	Urdahl
George	Longmire	Rolfsrud	Van Horn
Hernett	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Becker

So the bill passed and the title was agreed to.

Mr. President: 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 word "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 its amendments.

For the Senate:

Senator Kjos
 Senator Dahland
 Senator Thompson

For the House:

Rep. Bergman
 Rep. Ruddy
 Rep. Tweten

Senator Kjos moved that the report be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended and that Senate Bill No. 183 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Roen	Urdaahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: 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 Urdaahl

For the House:

Rep. Bloom
Rep. Bier
Rep. Loerch

Senator Roen moved that the report be adopted, which motion prevailed.

Senator Roen moved that the rules be suspended and that House Bill No. 544 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie
Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Robinson	Urdahl
Ecker	Lips	Roen	Van Horn
Forkner	Longmire	Rolfsrud	Walz
George	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen	Morgan	Sinner	

Absent and not voting:

Hernett Torgerson

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Mutch moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 request the return of:

Senate Concurrent Resolution "G"

DONNELL HAUGEN, Chief Clerk

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that rules be suspended and that Senate Bill No. 38 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ays, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Sorlie

Becker	Kelly	Rait	Strinden
Berube	Kisse	Redlin	Thompson
Bopp	Kjos	Reichert	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
George	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman
Jurgensen	Morgan		
Absent and not voting:			
Hernett	Roen	Urdahl	

So the bill passed and the title was agreed to.

Mr. President: 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 lines 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

Senator Roen moved that the report be adopted, which motion prevailed.

Senator Robinson moved that rules be suspended and that Senate Bill No. 169 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Mutch	Solberg
Beck	Kelly	Nelson	Sorlie
Becker	Kisse	Rait	Strinden
Berube	Kjos	Redlin	Thompson
Bopp	Larson	Reichert	Torgerson
Chesrown	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Rolfsrud	Van Horn
George	Luick	Ruemmele	Walz
Hernett	Mahoney	Saumur	Weber
Holand	Morgan	Sinner	Witteman
Jurgensen			

Those voting in the negative were:

Dahlund Kadlec

Absent and not voting:

Roen Urdahl

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Reichert moved that the report be adopted, which motion prevailed.

Senator Reichert moved that the rules be suspended and that Senate Bill No. 172 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz

Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteinan

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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

Senator Urdahl moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 228 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz

Hernett
Holand

Luick
Mahoney

Saumur
Sinner

Weber
Witteman

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "E" - "H" - "J" - "H-H" - "I-I"

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. 41

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 41

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.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "G-G"

Which the House has indefinitely postponed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF SELECT COMMITTEES

Mr. President: 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 amendment 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 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 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 and subsections 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

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 238 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Hernett	Lips	Sinner
Beck	Holand	Longmire	Solberg
Becker	Jurgensen	Luick	Sorlie
Berube	Kadlec	Mahoney	Strinden
Chesrown	Kautzmann	Mutch	Torgerson
Dahlund	Kelly	Ringsak	Trenbeath
Ecker	Kisse	Robinson	Tuff
Forkner	Kjos	Rolfsrud	Walz
George	Larson	Saumur	Witteman

Those voting in the negative were:

Bopp	Rait	Ruemmele	Van Horn
Lashkowitz	Redlin	Thompson	Weber
Morgan	Reichert	Urdahl	

Absent and not voting:

Nelson Roen

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Becker moved that the report be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 244 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Solberg
Beck	Kautzmann	Nelson	Strinden
Becker	Kelly	Rait	Thompson
Berube	Kjos	Redlin	Torgerson
Bopp	Larson	Reichert	Trenbeath
Chesrown	Lashkowitz	Ringsak	Tuff
Ecker	Lips	Robinson	Urdahl
Forkner	Longmire	Rolfstrud	Van Horn
George	Luick	Ruemmele	Walz
Holand	Mahoney	Saumur	Weber
Jurgensen	Morgan	Sinner	Witteman

Absent and not voting:

Dahlund	Kisse	Roen	Sorlie
Hernett			

So the bill passed and the title was agreed to.

Mr. President: 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. Gietzen
Rep. Dornacker

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 340 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kjos	Redlin	Torgerson
Chesrown	Larson	Ringsak	Trenbeath
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Rolfsrud	Urdahl
Forkner	Longmire	Ruemmele	Van Horn
George	Luick	Saumur	Walz
Hernett	Mahoney	Sinner	Weber
Holand			Witteman

Absent and not voting:

Kisse	Reichert	Roen
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So the bill passed and the title was agreed to.

Mr. President: 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

Senator Strinden moved that the report be adopted, which motion prevailed.

MOTION

Senator Hernett moved that the Senate accede to the request of the House and that Senate Concurrent Resolution "G" be returned to the House, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Concurrent Resolution "G"

Which the House has requested.

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:
 Hernet
 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 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
 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 Chambers
 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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 5, 1965

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Sen. Saumur moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a new Conference Committee on Senate Bill No. 23, Senators:

Saumur
Longmire
Lashkowitz

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 41 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 41, Senators:

Torgerson
Kisse
Kadlec

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Chesrown moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Bill No. 566, Senators:

Holand
George
Reichert

MOTION

Senator Longmire moved that the rules be suspended and that the Senate authorize the introduction of House Concurrent Resolutions "Q", "A-1", "G-1" and "P-1", which motion prevailed.

FIRST 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.

Was read the first time.

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.

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.

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.

MOTION

Senator Longmire moved that the rules be suspended and that House Concurrent Resolutions "Q", "A-1", "G-1" and "P-1" be not referred to committee but placed on second reading and final passage, which motion prevailed.

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.

Was read the second time.

Senator Longmire moved that House Concurrent Resolution "Q" be indefinitely postponed, which motion prevailed.

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 second time.

Senator Reichert moved that House Concurrent Resolution "A-1" be indefinitely postponed, which motion prevailed.

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 second time.

Senator Thompson moved that House Concurrent Resolution "G-1" be indefinitely postponed, which motion prevailed.

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 second time.

Senator Longmire moved that 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 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 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
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

Senate Bills Nos. 172 - 183 - 214 - 228 - 238 - 244 - 298 - 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 Senate Bill No. 23 and the committee 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 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

REPORTS OF SELECT COMMITTEES

Mr. President: 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:

Anderson

Olson

Wagner

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: 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."

Re-number the lines accordingly.

For the Senate:

Senator Longmire

Senator Kelly

Senator Larson

For the House:

Rep. Winge
Rep. Johnson of Barnes
Rep. Rustan

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 99 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mahoney	Sinner
Beck	Kautzmann	Morgan	Solberg
Becker	Kelly	Mutch	Sorlie
Berube	Kisse	Nelson	Strinden
Bopp	Kjos	Rait	Thompson
Chesrown	Larson	Redlin	Torgerson
Dahlund	Lashkowitz	Robinson	Tuff
Ecker	Lips	Rolfsrud	Van Horn
Forkner	Longmire	Ruemmele	Walz
Holand	Luick	Saumur	Witteman
Jurgensen			

Absent and not voting:

George	Reichert	Roen	Urdahl
Hernett	Ringsak	Trenbeath	Weber

So the bill passed and the title was agreed to.

Mr. President: 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. Stenehjem
Rep. Haugland

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 179 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Sinner
Beck	Jurgensen	Mahoney	Sorlie
Becker	Kadlec	Morgan	Thompson
Berube	Kautzmann	Redlin	Torgerson
Bopp	Kelly	Reichert	Trenbeath
Chesrown	Kisse	Ringsak	Tuff
Dahlund	Kjos	Robinson	Van Horn
Ecker	Larson	Roen	Walz
Forkner	Lashkowitz	Rolfsrud	Weber
George	Lips	Ruemmele	Witteman
Hernett	Longmire	Saumur	

Those voting in the negative were:

Mutch	Nelson	Rait	Strinden
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Absent and not voting:

Solberg	Urdahl
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So the bill passed and the title was agreed to.

Senator Sinner:

Mr. President. I rise to explain my vote. We badly need zoning around the cities in my area and I am sure it is needed around most large cities. The point of my amendment when the bill was in the Senate before was that I wanted to be sure that cities that are close to each other and that border the same township would work together in a zoning effort, and since I have been assured by the people in both city governments in my county that they will not try to do things that would be offensive to the other city, and because I recognize the need for zoning, I have supported this bill.

MESSAGES FROM THE HOUSE

House Chambers

Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bills Nos. 515 - 523 - 540 - 543 - 561 - 572

House Bills No. 576 - 632 - 644 - 670 - 734

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bills No. 814 - 949

House Concurrent Resolution "Y"

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. 99, and passed the bill by a vote of:

Ayes, 89; nays, 14; absent and not voting, 6.

Also on Senate Bill No. 169, vote:

Ayes, 66; nays, 38; absent and not voting, 5.

Also on Senate Bill No. 214, vote:

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 the House amendments.

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 6, 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 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:

Burk

Hoffner

Knudsen on Senate Concurrent Resolution "A"

Representatives:

Anderson

Olson

Wagner on Senate Bill No. 23

Representatives:

Hardmeyer

Stenhjem

Haugland on Senate Bill No. 179

Representatives:

Hertz

Gengler

Aamoth on Senate Bill No. 300

DONNELL HAUGEN, Chief Clerk

House Chamber

Bismarck, March 6, 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 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:

Rustan

Powers of Cass

Brown on House Bill No. 913

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 amendments 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

Opedahl

Duncan

DONNELL HAUGEN, Chief Clerk

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Ruemmele moved the report be adopted.

Senator Walz made the substitute motion that the amendments to House Bill No. 822 be laid on the table.

Senator Ruemmele: I don't think that motion is in order.

Senator Walz: There is a question on this if the bill is not before us, but we do have the bill before us.

Lt. Governor: I will rule that we can entertain the motion.

The question being on the substitute motion of Senator Walz, a division was had, and the motion was declared lost.

The question was then on the motion of Senator Ruemmele that the report of the Conference Committee be adopted, which motion prevailed.

Senator Ruemmele moved that the rules be suspended and that House Bill No. 822 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Luick	Sinner
Becker	Kadlec	Morgan	Solberg

Berube	Kautzmann	Mutch	Sorlie
Bopp	Kisse	Nelson	Thompson
Chesrown	Kjos	Rait	Tuff
Ecker	Larson	Reichert	Urdaahl
Forkner	Lashkowitz	Ringsak	Van Horn
George	Lips	Rolfsrud	Weber
Hernett	Longmire	Ruemmele	Witteman
Holand			

Those voting in the negative were:

Beck	Mahoney	Saumur	Trenbeath
Dahlund	Redlin	Strinden	Walz
Kelly	Robinson	Torgerson	

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

Senator Van Horn 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.

MOTION

Senator Holand moved that House Bill No. 822 be returned to the House, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to request the return of:

Senate Concurrent Resolution "G-G"

DONNELL HAUGEN, Chief Clerk

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

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 913 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sinner
Beck	Kautzmann	Mutch	Solberg
Becker	Kelly	Nelson	Sorlie
Berube	Kisse	Rait	Strinden
Bopp	Kjos	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Rolfsrud	Urdahl
George	Luick	Ruemmele	Weber
Holand	Mahoney	Saumur	Witteman
Jurgensen			

Absent and not voting:

Hernett	Roen	Van Horn	Walz
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So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the Senate accede to the request of the House and that Senate Concurrent Resolution "GG" be returned to the House, which motion prevailed.

MESSAGES TO THE HOUSE

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

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

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the chair, the President presiding.

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 589 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Bill No. 589, Senators:

Strinden
Mutch
Ecker

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 501 be placed on sixth order for consideration of amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Luick moved that the rules be suspended and that the reading of the amendments to House Bill No. 501 be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 501 printed on pages 941, 942 and 943 of the Senate Journal, be amended as follows:

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"

Which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 501 as amended from the floor be adopted, which motion prevailed.

Senator Van Horn moved that House Bill No. 501 be further amended as follows:

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"

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 501 be placed on second reading and final passage, as amended, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 941, 942 and 943 of the Senate Journal and from the floor,

the roll was called and there were: ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mahoney	Sorlie
Beck	Kadlec	Nelson	Thompson
Becker	Kautzmann	Rait	Trenbeath
Berube	Kelly	Redlin	Tuff
Bopp	Kjos	Roen	Urdahl
Chesrown	Larson	Rolfsrud	Van Horn
Dahlund	Lashkowitz	Ruemmele	Walz
Ecker	Lips	Saumur	Weber
George	Longmire	Sinner	Witteman
Holand	Luick		

Those voting in the negative were:

Forkner	Mutch	Ringsak	Solberg
Kisse	Reichert	Robinson	Torgerson
Morgan			

Absent and not voting:

Hernett	Strinden
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 501 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Van Horn moved that Senators Lashkowitz and Ruemmele be allowed to be shown as voting aye, and that Senator Morgan and Ringsak be allowed to be shown as voting nay on House Bill No. 501, which would show the record to be 38 ayes, 9 nays, and 2 absent, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 270

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 163

Senate Bill No. 270

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck 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 House Bills No. 822 and 913.

The vote on House Bill No. 822:

Ayes, 37; nays, 11; absent and not voting, 1.

The vote on House Bill No. 913:

Ayes, 45; nays, 0; absent and not voting, 1.

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 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

MESSAGES FROM THE HOUSE

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:
House Concurrent Resolution "Q" - "A-1" - "G-1"
Which the Senate has indefinitely postponed.

GERALD L. STAIR, Secretary
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

REPORT OF A SELECT COMMITTEE

Mr. President: 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 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. Opedahl
Rep. Tweten

Rep. Glaspey refused to signed this report.

Sen. Trenbeath moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 926 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 45 nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kautzmann	Mutch	Sinner
Becker	Kelly	Nelson	Solberg
Berube	Kisse	Rait	Sorlie
Bopp	Kjos	Redlin	Thompson
Chesrown	Larson	Reichert	Torgerson
Dahlund	Lashkowitz	Ringsak	Trenbeath
Ecker	Lips	Robinson	Tuff
Forkner	Longmire	Roen	Urdahl
George	Luick	Rolfsrud	Van Horn
Holand	Mahoney	Ruemmele	Walz
Jurgensen	Morgan	Saumur	Witteman
Kadlec			

Absent and not voting:

Baeverstad Hernet Strinden Weber

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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 No. 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

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Senator Kisse moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a new Conference Committee on Senate Bill No. 42, Senators:

Torgerson
Mutch
Rolfsrud

Mr. President: 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 attached.

PROPOSED 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, hereinafter
 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 ((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 seventeenth, shall become delinquent on the following 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 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, the
 56 month in which the tax became delinquent. The total penalties
 57 shall not exceed ten per cent of the amount of tax. Taxes,
 other than

57a the per capita school tax (((and decal charge, shall))), may
 57b be 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
 equal install-
 59a ments, if the amount of the tax due is forty dollars or more
 59b and upon
 60 application of the taxpayer. Upon application for installment
 payments,

60a the county auditor shall authorize payment of the tax in not
60b to exceed
61 (((four))) three equal (((monthly))) installments, due
without penalty,
61a on or before April 1, July 1, and October 1 of the year in
61b which 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 apply 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
70a the 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 infor-
75a mation
76 shall also be posted 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
86a agency
87 shall then notify the county auditor of such person's name and
88 alleged violation. If the alleged violator does not present
88a 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 5. 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
 114a 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.

For the Senate:

Senator Nelson
 Senator Chesrown
 Senator Witteman

For the House:

Rep. Meschke
 Rep. Wilkie
 Rep. Tweten

Senator Nelson moved that the report be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended and that House Bill No. 653 be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Kadlec	Mutch	Sinner
Becker	Kautzmann	Nelson	Solberg
Berube	Kelly	Rait	Sorlie
Bopp	Kisse	Redlin	Thompson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Roen	Van Horn
George	Longmire	Rolfstrud	Walz
Holand	Luick	Ruemmele	Weber
Jurgensen	Morgan	Saumur	Witteman

Absent and not voting:

Baeverstad	Mahoney	Strinden	Torgerson
Hernett			

So the bill passed and the title was agreed to.

Mr. President: Your Conference Committee to whom was referred House Concurrent Resolution "X" has had the same under consideration and recommends:

The Senate recede 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 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 Thodore 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 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. Gronhøvd
Rep. Davis

Sen. Morgan moved that the report be adopted, which motion prevailed.

Senator Morgan moved that the rules be suspended and that House Concurrent Resolution "X" be placed on second reading and final passage, as amended in Conference Committee, 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.

Was read the second time.

Senator Morgan moved that House Concurrent Resolution "X" be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE BILL No. 4

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.

AMENDMENTS TO SENATE BILL No. 5

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.

AMENDMENTS TO SENATE BILL No. 10

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 insert the sum \$12,700,000.00.

AMENDMENTS TO SENATE BILL No. 71

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 parentheses before the word "during" and after the word "week"

And renumber the lines accordingly.

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.

AMENDMENTS TO SENATE BILL No. 150

In line 9 delete the triple parentheses before the word "One"

In line 9 place triple parentheses 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 parentheses 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 parents 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.

In line 131 of the bill, after the word "RESIDENCE", insert the following in caps: "OR PARENT OR GUARDIAN"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 349

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.

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 SELECT COMMITTEE

Mr. President: 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 Hernett
Senator George
Senator Weber

For the House:

Rep. Backes
Rep. Ivesdal
Rep. Whittlesey

Sen. Hernett moved that the report be adopted, which motion prevailed.

Senator Hernett moved that the rules be suspended and that House Bill No. 794 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kadlec	Rait	Thompson
Becker	Larson	Ringsak	Torgerson
Berube	Lips	Roen	Tuff
Bopp	Longmire	Rolfsrud	Urdahl
Chesrown	Mahoney	Saumur	Van Horn
Dahlund	Morgan	Sinner	Walz
Ecker	Mutch	Solberg	Weber
Holand	Nelson	Sorlie	Witteman
Jurgensen			

Those voting in the negative were:

Beck	Kautzmann	Luick	Ruemmele
Forkner	Kelly	Redlin	Strinden
George	Kisse	Reichert	Trenbeath
Hernett	Lashkowitz	Robinson	

Absent and not voting:

Kjos

So the bill passed and the title was agreed to, and the emergency clause carried.

MOTION

Senator Ringsak moved that the Senate reconsider the action by which Senate Bill No. 167 was passed and also the adoption of the Conference Committee report, which motion prevailed.

Senator Ringsak moved that the Senate do not concur in the House amendments to Senate Bill No. 167 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 167, Senators:

Ringsak
Strinden
Jurgensen

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to return:

House Bill No. 501

Which the Senate has amended.

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. 42 and the committee having been unable to agree, the President appointed as a new Conference Committee, Senators:

Torgerson
Mutch
Rolfstrud

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 4 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 4, Senators:

Robinson
Beck
Bopp

Senator Luick moved that the Senate do not concur in the House amendments to Senate Bill No. 5 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 5, Senators:

Kautzmann
Luick
Jurgensen

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 10 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 10, Senators:

Sorlie
Kelly
Thompson

GERALD L. STAIR, Secretary

MOTION

Senator Holand moved that House Bill No. 948 be placed at the head of the calendar, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Beck	George	Luick	Saumur
Becker	Holand	Morgan	Solberg
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kisse	Nelson	Thompson
Dahlund	Kjos	Roen	Torgerson
Forkner	Larson	Ruemmele	Witteman

Those voting in the negative were:

Baeverstad	Kelly	Redlin	Trenbeath
Bopp	Lashkowitz	Reichert	Tuff
Ecker	Lips	Robinson	Van Horn
Hernett	Longmire	Rolfsrud	Walz
Jurgensen	Mahoney	Sinner	Weber
Kadlec	Rait	Strinden	

Absent and not voting:

Ringsak Urdahl

So the bill was declared lost.

REPORT OF A SELECT COMMITTEE

Mr. President: 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 Hernett
Senator Strinden
Senator Mahoney

For the House:

Rep. Burk
Rep. Breum
Rep. Tough

Senator Hernett moved that the report be adopted.

Senator Chesrown made the substitute motion that House Bill No. 726 be returned to 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 Senate has refused to concur in the House amendment 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
Senate Chamber
Bismarck, March 6, 1965

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

Senator Holand requested that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

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 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.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 71, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 71 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Hernett	Longmire	Saumur
Beck	Holand	Luick	Sinner
Becker	Jurgensen	Mahoney	Solberg
Berube	Kadlec	Morgan	Sorlie

Bopp	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Rait	Tuff
Dahlund	Kjos	Redlin	Van Horn
Ecker	Larson	Robinson	Walz
Forkner	Lashkowitz	Roen	Weber
George	Lips	Ruemmele	Witteman
Absent and not voting:			
Kisse	Ringsak	Thompson	Trenbeath
Nelson	Rolfstrud	Torgerson	Urdahl
Reichert			

So the bill passed and the title was agreed to.

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 150, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 150 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Nelson	Sorlie
Becker	Kautzmann	Rait	Strinden
Berube	Kelly	Redlin	Thompson
Bopp	Kisse	Reichert	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Ecker	Lashkowitz	Roen	Van Horn
Forkner	Lips	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Sinner	Witteman
Holand	Mahoney		

Those voting in the negative were:

Mutch	
Absent and not voting:	
Rolfstrud	Torgerson

So the bill passed and the title was agreed to.

Senator Ruemmele moved that the vote by which Senate Bill No. 150 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 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

MOTION

Senator Jurgensen moved that the Senate reconsider the action by which the Senate refused to concur in the House amendments to Senate Bill No. 300.

Senator Van Horn requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Jurgensen, the roll was called and there were: ayes, 20; nays, 29; absent and not voting 0.

Those voting in the affirmative were:

Berube	Larson	Rolfsrud	Urdahl
Bopp	Lashkowitz	Sinner	Van Horn
Ecker	Mahoney	Solberg	Walz
Jurgensen	Rait	Thompson	Weber
Kadlec	Reichert	Tuff	Witteman

Those voting in the negative were:

Baeverstad	Holand	Luick	Roen
Beck	Kautzmann	Morgan	Ruemmele
Becker	Kelly	Mutch	Saumur
Chesrown	Kisse	Nelson	Sorlie
Dahlund	Kjos	Redlin	Strinden
Forkner	Lips	Ringsak	Torgerson
George	Longmire	Robinson	Trenbeath
Hernett			

So the motion was declared lost.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 349 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 349, Senators:

Roen
Longmire
Urdahl

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Sen. Ringsak moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Concurrent Resolution "O", Senators:

Mutch
Dahlund
Reichert

MESSAGES FROM THE HOUSE

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 return:

Senate Concurrent Resolution "GG"

Which the House has amended as follows:

AMENDMENT TO SENATE CONCURRENT RESOLUTION "GG"

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.

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

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 Bills Nos. 71 and 150.

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. 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

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 committee having been unable to agree, the President appointed as a new Conference Committee, Senators:

Mutch
Dahlund
Reichert

GERALD L. STAIR, Secretary

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 6, 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

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Was read the second time.

Senator Trenbeath moved that House Concurrent Resolution "Z" be amended as follows:

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"

Which motion prevailed.

Senator Lips moved that House Concurrent Resolution "Z" be further amended as follows:

In line 14, delete the words "two-thirds" and insert in lieu thereof the words "sixty per cent"

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Concurrent Resolution "Z" be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the resolution, as amended from the floor, the roll was called and there were: ayes, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Lips	Solberg
Berube	Jurgensen	Longmire	Sorlie
Bopp	Kadlec	Mahoney	Thompson
Dahlund	Kelly	Nelson	Urdahl
Ecker	Kisse	Reichert	Van Horn
Forkner	Kjos	Ruemmele	Walz
George	Larson	Saumur	Weber
Hernett	Lashkowitz	Sinner	Witteman

Those voting in the negative were:

Becker	Mutch	Robinson	Strinden
Luick	Redlin	Roen	Tuff
Morgan	Ringsak	Rolfsrud	

Absent and not voting:

Beck	Kautzmann	Torgerson	Trenbeath
Chesrown	Rait		

So the resolution was declared adopted.

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 second time.

Senator Lips moved that House Bill No. 836 be amended as follows:

In line 14, delete the words "two-thirds" and insert in lieu thereof the words "sixty per cent"

Which motion prevailed.

Senator Trenbeath moved that House Bill No. 836 be further amended as follows:

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"

Which motion prevailed.

Senator Lips moved that House Bill No. 836 be further amended as follows:

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.

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 836 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 836 as amended from the floor, the roll was called and there were: ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Holand	Mahoney	Trenbeath
Bopp	Jurgensen	Rait	Tuff
Chesrown	Kadlec	Reichert	Urdahl
Dahlund	Kelly	Saumur	Van Horn
Ecker	Kisse	Sinner	Walz
Forkner	Lashkowitz	Solberg	Weber
George	Lips	Sorlie	Witteman
Hernett	Longmire	Thompson	

Those voting in the negative were:

Beck	Morgan	Robinson	Ruemmele
Becker	Mutch	Roen	Strinden
Kjos	Redlin	Rolfsrud	Torgerson
Luick	Ringsak		

Absent and not voting:

Baeverstad	Kautzmann	Larson	Nelson
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So the bill passed and the title was agreed to.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 12
 Senate Bill No. 44
 Senate Bill No. 158
 Senate Bill No. 212
 Senate Bill No. 215
 Senate Bill No. 283

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 57
 Senate Bill No. 130

Senate Bill No. 266
 Senate Bill No. 271
 Senate Bill No. 305

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 12
 Senate Bill No. 44
 Senate Bill No. 57
 Senate Bill No. 130
 Senate Bill No. 158
 Senate Bill No. 212
 Senate Bill No. 215
 Senate Bill No. 266
 Senate Bill No. 271
 Senate Bill No. 283
 Senate Bill No. 305
 Senate Bill No. 322

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 80 - 287 - 321
 Senate Bill No. 331 - 338 - 363
 Senate Concurrent Resolution "U"

And the President signed the same in the presence of the Senate.

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

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Morgan moved that the report be adopted, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution "A" be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Sinner
Beck	Jurgensen	Mahoney	Solberg
Becker	Kadlec	Morgan	Sorlie
Berube	Kautzmann	Nelson	Strinden
Bopp	Kelly	Rait	Thompson
Chesrown	Kisse	Redlin	Tuff
Dahlund	Kjos	Reichert	Urdahl
Ecker	Larson	Ringsak	Van Horn
Forkner	Lashkowitz	Robinson	Walz
George	Lips	Ruemmele	Weber
Hernett	Longmire	Saumur	Witteman

Those voting in the negative were:

Mutch	Rolfsrud	Torgerson
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Absent and not voting:

Roen	Trenbeath
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So the bill passed and the title was agreed to.

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 second time.

Senator Hernett moved that Senate Bill No. 116 be indefinitely postponed, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Lips moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "GG", which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Concurrent Resolution "GG" be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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 second time.

Senator Lips moved that Senate Concurrent Resolution "GG" be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT 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.

Was read the first time.

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.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that the Senate authorize the introduction of House Concurrent Resolutions "M-1" and "E-2", which motion prevailed.

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "M-1" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT 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.

Was read the second time.

The question being on the final passage of House Concurrent Resolution "M-1", which resolution was declared lost.

Senator Kelly moved that the vote by which House Concurrent Resolution "M-1" was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "E-2" be placed on second reading and final passage, which motion prevailed.

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.

Was read the second time.

A recorded vote was requested, which request was granted.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 36; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kadlec	Mutch	Saumur
Beck	Kelly	Nelson	Solberg
Becker	Kisse	Redlin	Sorlie
Berube	Kjos	Reichert	Strinden
Dahlund	Larson	Ringsak	Trorgerson
Forkner	Lips	Robinson	Trenbeath
George	Longmire	Roen	Walz
Hernett	Luick	Rolfstrud	Weber
Holand	Morgan	Ruemmele	Witteman

Those voting in the negative were:

Bopp	Kautzmann	Rait	Tuff
Chesrown	Lashkowitz	Sinner	Urdahl
Ecker	Mahoney	Thompson	Van Horn
Jurgensen			

So the resolution was declared carried.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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.

MOTION

Senator Holand moved that out of courtesy to the Governor of the State of North Dakota that the Senate authorize the introduction of House Concurrent Resolution "F-2", which motion prevailed.

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "F-2" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Jurgensen requested a recorded vote, which request was granted.

Senator Holand 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, 15; nays, 34; absent and not voting, 0.

Those voting in the affirmative were:

Berube	Larson	Sinner	Van Horn
Bopp	Lashkowitz	Solberg	Weber
Jurgensen	Rait	Thompson	Witteman
Kadlec	Reichert	Urdahl	

Those voting in the negative were:

Baeverstad	Holand	Morgan	Ruemmele
Beck	Kautzmann	Mutch	Saumur
Becker	Kelly	Nelson	Sorlie
Chesrown	Kisse	Redlin	Strinden
Dahlund	Kjos	Ringsak	Torgerson
Ecker	Lips	Robinson	Trenbeath
Forkner	Longmire	Roen	Tuff
George	Luick	Rolfstrud	Walz
Hernett	Mahoney		

So the resolution was declared lost.

Senator Kelly: May I explain my vote? I too am a junior in this group. One thing I dislike is a request for a recorded vote — was there an inference that this may be partisan politics. Unless you are on a definite party issue, I think we should not at any time be required to bring partisan politics into an issue such as this.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

GERALD L. STAIR, Secretary

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Bismarck, March 5, 1965

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 5, 1965

Mr. President: I have the honor to return:

Senate Bill No. 1 - 2

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 1

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

AMENDMENTS TO SENATE BILL No. 2

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.

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 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 Senate Bill No. 23, and passed the bill by a vote of:

Ayes, 76; nays, 21; absent and not voting, 2.

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

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 1 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 1, Senators:

Luick
Sorlie
Van Horn

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 2 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 2, Senators:

Luick
Sorlie
Van Horn

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 12 - 44 - 57 - 130
 Senate Bill No. 158 - 163 - 212 - 215
 Senate Bill No. 266 - 270 - 271 - 283 - 305 - 322

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

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 - 854 - 856
 House Bill No. 857 - 832 - 888 - 900
 House Bill No. 908 - 918 - 927 - 940
 House Bill No. 943 - 947

House Concurrent Resolution "B" - "H" - "Z-1"

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

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 return:

House Bill No. 836
 House Concurrent Resolution "Z"

Which the Senate has amended.

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 inform you that the Senate has concurred in the House amendment to:

Senate Concurrent Resolution "GG"

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 "A"

GERALD L. STAIR, Secretary
Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to inform you that the Senate has 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 No. 1 - 2 and the President has appointed as a Conference Committee to act with a like committee from the House, Senators:

Luick
Sorlie
Van Horn to act on Senate Bill No. 1

Senators:

Luick
Sorlie
Van Horn to act on Senate Bill No. 2

GERALD L. STAIR, Secretary

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 6, 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 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 Speaker has appointed as a Conference Committee to act with a like committee from the Senate,

On Senate Bill No. 1, Representatives:

Solberg
Hauf
Mueller

On Senate Bill No. 2, Representatives:

Solberg
Hauf
Reimers

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

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 501, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 501, Senators:

Lips
Saumur
Thompson

MOTION

Senator Holand moved that the name of Senator Kelly be substituted for the name of Senator Kautzmann on Senate Bill No. 5, 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. 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

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

Senator Holand requested a call of the Senate, which request was granted.

Senator Holand moved that the call of the Senate be dispensed with, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: 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 sum \$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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 10 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Solberg
Becker	Jurgensen	Mahoney	Sorlie
Berube	Kadlec	Morgan	Tuff
Bopp	Kautzmann	Rait	Urdahl
Chesrown	Kelly	Reichert	Van Horn
Dahlund	Kjos	Ringsak	Walz
Ecker	Larson	Rolfsrud	Weber
George	Lashkowitz	Ruemmele	Witteman
Hernett	Longmire	Sinner	

Those voting in the negative were:

Beck	Nelson	Robinson	Torgerson
Forkner	Redlin	Strinden	Trenbeath
Mutch			

Absent and not voting:

Kisse	Roen	Saumur	Thompson
Lips			

So the bill passed and the title was agreed to.

Senator Forkner: I would like to explain my vote. I voted no and the reason I voted no is because I feel this welfare program is really getting out of hand in the amount of money being spent. I looked for the budget of four years ago and I could not find it, but the budget last year was for eleven million. Here we are setting up almost eleven million and a half, and this is what worries me. I

don't know how to stop this receiving federal aid and increasing our budget every two years. That's the reason I voted no.

Senator Lashkowitz: I want to explain my vote. I want to concur with what Senator Van Horn said. I think the welfare program in North Dakota is well administered — capably and honestly administered, and I think it is time some of us stand up and say so permanently. We have the handicapped people, we have the older people, we have the underprivileged people, and we have older people who just can't work each year when they get fifty or even forty-five in some places, and this year we discriminated against the older folks. I think this is a modest program and a credit to the people of North Dakota.

Mr. President: 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 Jurgensen

For the House:

Rep. Olson
Rep. Hardmeyer
Rep. Hilleboe refused to sign.

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 167 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Torgerson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Reichert	Tuff
Dahlund	Larson	Ringsak	Urdahl
Ecker	Lashkowitz	Robinson	Van Horn
Forkner	Longmire	Rolfsrud	Walz
George	Luick	Ruemmele	Weber
Hernett	Mahoney	Sinner	Witteman

Absent and not voting:

Lips	Roen	Saumur	Thompson
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So the bill passed and the title was agreed to.

Mr. President: 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

Senator Forkner moved that the report be adopted, which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 300 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfstrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 349 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Morgan	Solberg
Beck	Kadlec	Mutch	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Torgerson
Chesrown	Kjos	Reichert	Trenbeath
Dahlund	Larson	Ringsak	Tuff
Ecker	Lashkowitz	Robinson	Urdahl
Forkner	Lips	Rolfsrud	Van Horn
George	Longmire	Ruemmele	Walz
Hernett	Luick	Saumur	Weber
Holand	Mahoney	Sinner	Witteman

Absent and not voting:
 Roen

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 103
 Senate Bill No. 159

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 53
 Senate Bill No. 164
 Senate Bill No. 183

And find the same correctly reengrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 33
 Senate Bill No. 53
 Senate Bill No. 103
 Senate Bill No. 159
 Senate Bill No. 164
 Senate Bill No. 183
 Senate Concurrent Resolution "DD"
 Senate Memorial Resolution No. 3

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand requested a call of the Senate, which request was granted.

Senator Holand moved that the call of the Senate be dispensed with, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Kelly moved that the report be adopted, which motion prevailed.

Senator Kelly moved that the rules be suspended and that House Bill No. 5 be placed on second reading and final passage, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Sorlie
Beck	Jurgensen	Mahoney	Strinden
Becker	Kadlec	Nelson	Thompson
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kelly	Reichert	Tuff

Chesrown	Kisse	Ringsak	Urdahl
Dahlund	Kjos	Robinson	Van Horn
Ecker	Larson	Roen	Walz
Forkner	Lashkowitz	Ruemmele	Weber
George	Lips	Sinner	Witteaman
Hernett	Longmire	Solberg	

Those voting in the negative were:

Morgan	Redlin	Rolfstrud	Torgerson
Mutch			

Absent and not voting:

Saumur

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate adjourn, which motion prevailed.

GERALD L. STAIR, Secretary

SIXTIETH DAY

Bismarck, March 6, 1965

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Ernst H. Haacke, Faith Lutheran, Bismarck.

Eternal God, Father of our Lord Jesus Christ, we thank Thee that through Him we can also address Thee as Our Father, assured that Thou wilt hear us.

We thank Thee for all the Blessing we have enjoyed from our childhood until this day.

We thank Thee for the God-fearing pioneers, who amid many difficulties established here their homes and a government of the people, by the people and for the people.

We thank Thee for those who in our time dedicate their lives to continue that government in such a way as to bring the greatest blessings to the greatest number.

We thank Thee for those who in our great State of North Dakota are willing to give their time and talent, many doing so unselfishly with loss to themselves, knowing that along with credit there will be criticism.

We ask that Thou wilt guide day by day, all who sincerely seek to serve their fellow-men to the best of their ability.

May clear, unselfish thinking and peace and order prevail.

May all be fully dedicated servants in the interest of righteousness, justice and good morals, that we and those who shall live after us may enjoy the blessings of wholesome legislation, rather than arbitrary dictates of selfishly usurped deliberations and decisions.

We ask in the Name of Him Who unselfishly, out of love came not to be served but to serve, and to give His life, of which we are especially made aware during this solemn season of Lent, Our Lord and Savior Jesus Christ. Amen.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-seventh day after recess, fifty-eighth day, fifty-ninth day, and fifty-ninth day after recess and recommends that the same be corrected as follows:

On page 757, after line 49, insert the following:

"The question being on the motion of Senator Hernett that the committee report be adopted, which motion prevailed."

On page 776, line 17, correct the spelling of the name "Sinner".

On page 833, line 43, delete the word "nor" and insert in lieu thereof the word "not"

On page 838, line 36, correct the spelling of the word "the".

On page 872, line 49, delete the words "Absent and not voting:" and insert in lieu thereof the words "Those voting in the negative were."

On page 873, line 15, after the word "used" insert the word "indirectly".

On page 891, line 26, delete the figure "702" and insert in lieu thereof the figure "706".

On page 895, line 29, delete the word "House" and insert in lieu thereof the word "Senate".

On page 899, line 8, delete the name "John Tkach" and insert in lieu thereof the name "Sam Tolchinsky".

On page 931, delete lines 2, 3, 4, 5, and 6.

On page 943, after line 28, insert the following:

"And when so amended recommends the same do pass.

SENATOR LUICK, Chairman

Senator Lashkowitz moved that the report be adopted, which motion prevailed."

On page 940, fifth line from the bottom of the page, delete the words "in Conference Committee" and insert in lieu thereof the words "by the House".

Page 962, third line from the top, insert the number "238" between the numbers 228 and 244.

On page 973, line 20, correct the spelling of the word "appointed".

And when so corrected recommends the same be approved.

SENATOR KISSE, Chairman

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 501 has had the same under consideration and recommends that the House concur in the Senate amendments and further amend 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

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 501 be placed on second reading and 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sinner
Beck	Jurgensen	Morgan	Sorlie
Becker	Kadlec	Nelson	Thompson
Berube	Kautzmann	Rait	Trenbeath
Bopp	Kelly	Redlin	Tuff
Chesrown	Kjos	Reichert	Urdahl
Dahlund	Larson	Ringsak	Van Horn
Ecker	Lashkowitz	Roen	Walz
Forkner	Lips	Ruemmele	Weber
George	Longmire	Saumur	Witteman
Hernett	Luick		

Those voting in the negative were:

Kisse	Robinson	Solberg	Torgerson
Mutch	Rolfsrud	Strinden	

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Luick moved that the report be adopted, which motion prevailed.

Senator Luick moved that the rules be suspended and that Senate Bill No. 1 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Nelson	Strinden
Becker	Kadlec	Rait	Thompson
Berube	Kautzmann	Redlin	Trenbeath
Chesrown	Kelly	Reichert	Tuff
Dahlund	Larson	Roen	Urdahl
Ecker	Lashkowitz	Ruemmele	Van Horn
Forkner	Lips	Saumur	Walz
George	Longmire	Sinner	Weber
Hernett	Luick	Solberg	

Those voting in the negative were:

Bopp	Morgan	Ringsak	Rolfsrud
Kisse	Mutch	Robinson	Torgerson
Kjos			

Absent and not voting:

Witteman

So the bill passed and the title was agreed to and the emergency clause carried.

Mr. President: 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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 2 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Jurgensen	Mutch	Sorlie
Beck	Kadlec	Nelson	Strinden
Becker	Kautzmann	Rait	Thompson
Berube	Kelly	Redlin	Torgerson
Bopp	Kjos	Reichert	Trenbeath
Chesrown	Larson	Ringsak	Tuff
Dahlund	Lashkowitz	Roen	Urdahl
Ecker	Lips	Ruemmele	Van Horn
Forkner	Longmire	Saumur	Walz
George	Luick	Sinner	Weber
Hernett	Mahoney	Solberg	Witteman
Holand	Morgan		

Those voting in the negative were:

Kisse Robinson Rolfsrud

So the bill passed and the title was agreed to.

Mr. President: 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

Senator Mutch moved that the report be adopted, which motion prevailed.

MOTION

Senator Mutch moved that Senate Concurrent Resolution "O" be laid on the table.

A division was had and the motion was declared carried and Senate Concurrent Resolution "O" was laid on the table.

MESSAGES 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 FROM THE HOUSE

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

MOTION

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Concurrent Resolution "Z" and House Bill No. 836, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Concurrent Resolution "Z" and House Bill No. 836, Senators:

Trenbeath

Lips

Thompson

MOTIONS

Senator Chesrown moved that the Senate reconsider the action by which House Bill No. 726 was passed, which motion prevailed.

Senator Reichert moved that the Senate reconsider the action by which the amendments to House Bill No. 726 were adopted.

Senator Hernet made the substitute motion that House Bill No. 726 be indefinitely postponed.

Senator Chesrown requested a recorded yote, which request was granted.

ROLL CALL

The question being on the motion of Senator Hernet to indefinitely postpone House Bill No. 726, the roll was called and there were: ayes, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad

Kelly

Mutch

Saumur

Beck

Kjos

Nelson

Sorlie

Becker

Lips

Redlin

Strinden

Dahlund

Longmire

Ringsak

Torgerson

Forkner

Luick

Robinson

Trenbeath

Hernet

Mahoney

Roen

Urdahl

Holand

Morgan

Ruemmele

Those voting in the negative were:

Berube	Kadlec	Reichert	Tuff
Bopp	Kautzmann	Rolfsrud	Van Horn
Chesrown	Kisse	Sinner	Walz
Ecker	Larson	Solberg	Weber
George	Lashkowitz	Thompson	Witteman
Jurgensen	Rait		

So the motion was declared carried.

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

REPORTS OF SELECT COMMITTEES

Mr. President: 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

Line 22, delete the sum \$403,500.00 and in lieu thereof insert 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

Senator Robinson moved that the report be adopted, which motion prevailed.

Senator Robinson moved that the rules be suspended and that Senate Bill No. 4 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kadlec	Morgan	Sorlie
Becker	Kautzmann	Nelson	Strinden
Berube	Kelly	Rait	Thompson
Bopp	Kisse	Redlin	Trenbeath
Chesrown	Kjos	Ringsak	Tuff
Dahlund	Larson	Robinson	Urdahl
Forkner	Lashkowitz	Ruemmele	Van Horn
George	Lips	Saumur	Walz
Hernett	Longmire	Sinner	Weber
Holand	Luick	Solberg	Witteman
Jurgensen	Mahoney		

Absent and not voting:

Beck	Mutch	Roen	Torgerson
Ecker	Reichert	Rolfstrud	

So the bill passed and the title was agreed to.

Mr. President: 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 refused to sign.
Senator Thompson

For the House:

Rep. Backes
Rep. Meschke
Rep. Bilden refused to sign.

Senator Lips moved that the report be adopted.

Senator Trenbeath made the substitute motion that the Conference Committee report be not adopted, and that a new Conference Committee be appointed.

A division was had and there was a tie vote. The President voted nay, and the motion was declared lost.

The question being on the motion of Senator Lips that the report of the Conference Committee be adopted.

Senator Trenbeath requested a division, which request was granted, and the motion was declared lost.

Senator Holand moved that the President appoint a new Conference Committee on House Bill No. 836, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Bill No. 836, Senators:

Holand
Trenbeath
Urdahl

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Lips moved that the report be adopted.

Senator Trenbeath requested a roll call, which request was granted and the motion to adopt the committee report was lost.

ROLL CALL

The question being on the adoption of the Conference Committee report on House Concurrent Resolution "Z", the roll was called and there were: ayes, 21; nays, 25; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Longmire	Sinner
Berube	Jurgensen	Mahoney	Thompson
Bopp	Kautzmann	Rait	Urdahl
Chesrown	Lashkowitz	Ruemmele	Van Horn
Ecker	Lips	Saumur	Witteman
George			

Those voting in the negative were:

Beck	Kisse	Redlin	Strinden
Becker	Kjos	Ringsak	Torgerson
Dahlund	Larson	Robinson	Trenbeath
Forkner	Luick	Rolfsrud	Tuff
Hernett	Morgan	Solberg	Walz
Kadlec	Mutch	Sorlie	Weber
Kelly			

Absent and not voting:

Nelson Reichert Roen

Senator Trenbeath moved that the President appoint a new Conference Committee on House Concurrent Resolution "Z", which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Concurrent Resolution "Z", Senators:

Holand
Trenbeath
Urdahl

MESSAGE FROM THE HOUSE

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, Senate Bill No. 2, and Senate Bill No. 5.

Also on Senate Bill No. 10, vote:

Ayes, 103; nays, 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

MOTION

Senator Holand moved that the rules be suspended and that the reading of the Conference Committee be dispensed with, which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. President: 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; 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 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, 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 subdividing 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 subdividing of the same legislative district, each different description of the subdistricts shall be placed upon such ballot and the ballot shall be marked "VOTE FOR ONE ONLY".

If one of the subdividing 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 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.

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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 566 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Luick	Solberg
Beck	Kadlec	Mahoney	Thompson
Berube	Kautzmann	Morgan	Tuff
Bopp	Kisse	Rait	Urdahl
Chesrown	Kjos	Redlin	Van Horn
Dahlund	Larson	Rolfsrud	Walz
George	Lashkowitz	Ruemmele	Weber
Hernett	Lips	Sinner	

Those voting in the negative were:

Becker	Kelly	Robinson	Torgerson
Ecker	Longmire	Saumur	Trenbeath
Forkner	Mutch	Sorlie	Witteman
Jurgensen	Ringsak	Strinden	

Absent and not voting:

Nelson	Reichert	Roen
--------	----------	------

So the bill passed and the title was agreed to.

Senator Strinden: I would like to explain my vote. I regret very deeply that we have got to come to this late hour to determine this piece of legislation. I felt I had to vote no on reapportionment. I would much rather have been able to vote aye. My reason for voting no on this is that I feel that I have to represent the people at home and in looking at this map I see there are four tiers of townships left on the north but half of the balance of the county goes in with Cass. This is not good for Barnes County. The people here come to Valley City — this is their focal point and most of their business and pleasures are transacted within this area. This bill as it is now passed will split up the area in such a way that the people actually would be more or less disengaged from their county and community and for that reason I voted no. I may also add, Mr. President, I am happy that this body saw fit to do the job the people wanted us to do.

Senator Lashkowitz:

I like to explain my vote. I voted aye. However, I too, have reservations about this proposal including some of the changes Senator Strinden referred to. I believe the reason for my voting aye would be the necessity of getting the job done. I think, Gentlemen of the Senate, in reapportioning ourselves today — and I hope we do — we might avoid serious consequences both for the legislature as well as for the state in the event of referral of the tax measure that may be signed into law very shortly. If this referral should take place and the legislature is dissolved, we could very well be confronted with a financial situation of disastrous proportions, and for that reason, I have voted aye.

ELECTION OF PRESIDENT PRO TEM FOR THE INTERIM

Senator Longmire:

Mr. President and Members of the Senate. It has been the custom in the Senate that we elect a President Pro Tem to serve in the interim while we are not in session, and I would like at this time to place in nomination the name of Senator Don Holand for President Pro Tem during the interim. There is no need for me to go

into his background because all of you know how he has dedicated himself for these many years to serve this body and the State of North Dakota as a legislator. I don't think we can pick anyone more deserving of this honor. It may be difficult to replace our present President Pro Tem, George Saumur who has done an outstanding job, but I am sure that Senator Holand will also be an outstanding President Pro Tem for the Interim. At this time, Mr. President, I place in nomination for the position of President Pro Tem for the Interim, Senator Don Holand.

Senator Van Horn:

Mr. President. I am not as flowery as my colleague, Senator Longmire, but I too have a candidate, a man who has served North Dakota faithfully for years and years. He started out over in the House and has now served several sessions in the Senate, and has been an active DEM-NPL for many sessions. Senator Witteman doesn't make very many speeches. When he makes them they are very short and he knows what he is talking about. It gives me great pleasure to place in nomination for the position of President Pro Tem for the Interim, Senator Orville Witteman — "Old Salty" as Senator Trenbeath calls him.

Senator Longmire moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of President Pro Tem for the Interim, there were: 27 votes cast for Senator Holand, and 18 votes cast for Senator Witteman; absent and not voting, 4.

Those voting for Holand were:

Baeverstad	Hernett	Morgan	Saumur
Beck	Kautzmann	Mutch	Sorlie
Becker	Kelly	Nelson	Strinden
Chesrown	Kisse	Redlin	Torgerson
Dahlund	Kjos	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Witteman
George	Luick	Ruemmele	

Those voting for Witteman were :

Berube	Kadlec	Rolfstrud	Urdahl
Bopp	Larson	Solberg	Van Horn
Ecker	Lashkowitz	Thompson	Walz
Holand	Mahoney	Tuff	Weber
Jurgensen	Rait		

Absent and not voting:

Lips	Reichert	Roen	Sinner
------	----------	------	--------

So Senator Holand was elected President Pro Tem for the Interim .

Senator Longmire moved that a committee of two be appointed to escort Senator Holand, President Pro Tem for the Interim, to the rostrum for a few remarks, which motion prevailed.

The President appointed as such committee Senators Longmire and Van Horn, and Senator Holand was escorted to the rostrum.

Senator Holand:

Mr. President, Members of the Senate. I have been on both side of this aisle walking up to this rostrum, often wondered what it would feel like to be in the middle, and I guess now I know. I will not take much of your time because I know you are as anxious as I am to finish up the work of the Senate and be on our way home. I must reminisce for a minute though — when I go back to 1955, the first year I came to the Senate I am reminded of people like Senator Rue, Joe Bridston, Art Johnson, Streibel, Carroll Day, and all of whose names are familiar to you — men who have been important in North Dakota legislative history. Most of these people have left the halls of the Senate now, some have gone on. There are only two of you here who are seniors I guess at this time and who were here

when I came to the Senate — Senators Baeverstad and Luick — and Senator Berube. I am thinking of our group and I guess I overlooked you, Senator Berube for that reason. I guess this make Senator Hernett and myself a couple of oldtimers.

I want to say that the experience I have had here in the Senate has been most enriching and stimulating to me even though it has taken a lot of time away from my family and from my own personal business but I feel that in being in the Senate during these years I have gained as much, if not more, than I hope I have been able to help in doing things for the State of North Dakota. I want to thank you very sincerely for this honor. I hope, Mr. President, you will preserve yourself in good health so that at no occasion during the period of this interim will I have to sit here in your stead.

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. President: 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

Senator Torgerson moved that the report be adopted.

Senator Kadlec made the substitute motion that the Senate do concur with the House amendments to Senate Bill No. 42, which motion was declared lost.

A division was requested and the motion was again declared lost.

The question being on the motion of Senator Torgerson that the report of the Conference Committee be adopted, which motion prevailed.

Senator Becker moved that a new Conference Committee be appointed on Senate Bill No. 42, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 42, Senators:

Hernett
Kisse
Rolfsrud

REPORT OF A SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 589 has had the same under consideration and recommends that the House concur with Senate amendments.

For the Senate:

Senator Strinden
Senator Mutch
Senator Ecker

For the House:

Rep. Schoenwald
Rep. Opedahl
Rep. Duncan

Senator Strinden 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 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

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:

Hernett
Kisse
Rolfsrud

GERALD L. STAIR, Secretary

REPORT OF A SELECT COMMITTEE

Mr. President: 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 number the lines accordingly.

For the Senate:

Senator Torgerson
Senator Kadlec
Senator Kisse

For the House:

Rep. Meschke
Rep. Boustead
Rep. Myhre

Senator Torgerson moved that the report be adopted, which motion prevailed.

Senator Torgerson moved that the rules be suspended and that Senate Bill No. 41 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Mahoney	Sorlie
Beck	Jurgensen	Morgan	Strinden
Becker	Kadlec	Mutch	Thompson
Berube	Kautzmann	Nelson	Torgerson
Bopp	Kelly	Rait	Trenbeath
Chesrown	Kisse	Redlin	Tuff
Dahlund	Kjos	Ringsak	Urdahl
Ecker	Larson	Robinson	Van Horn
Forkner	Lashkowitz	Ruemmele	Walz
George	Longmire	Saumur	Weber
Hernett	Luick	Solberg	Witteman

Absent and not voting:

Lips	Roen	Rolfsrud	Sinner
------	------	----------	--------

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 "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 - 349

GERALD L. STAIR, Secretary

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 33 - 53 - 103

Senate Bill No. 159 - 164 - 183

Senate Concurrent Resolution "DD"

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 33 - 53 - 103

Senate Bill No. 159 - 164 - 183

Senate Concurrent Resolution "DD"

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 Bill No. 4 - 41

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. 501 - 589

GERALD L. STAIR, Secretary

MESSAGES FROM THE HOUSE

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

House Concurrent Resolution "Z", Representatives:

Backes
Meschke
Bilden

Senate Bill No. 42, Representatives:

Lundene
Opedahl
Miller

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. 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 FROM THE GOVERNOR ON VETO OF SENATE BILL No. 46

STATE OF NORTH DAKOTA

Executive Office
Bismarck

March 3, 1965

The Honorable Charles Tighe
 President of the Senate
 Bismarck, North Dakota

Dear Mr. President:

Senate Bill 46 has to do with much of the sadness that exists in our everyday world. It has to do with the relationship of dependent children to a widowed mother, an unwed mother, or foster parents. It has to do with the relationship of the community, of our government, and of our charitable institutions in the rehabilitation of some unfortunate mothers needing help — help to reflect to their child or children a sense of belonging in our society. It has to do with the relationship of the courts, including the juvenile court, the state's attorney's office, and county and state welfare personnel, all carrying out an assignment to fulfill the obligation of our benevolent and compassionate system of government.

This bill attempts to correct abuses which are but a minor part of our generally excellent welfare system. In paternity cases, the unyielding language of this proposed law could, in some instances, create a chain reaction of sorrow and shame to children in another family. It could create multiple rehabilitation problems where only one existed before.

The language of this bill, which uses the phrase, "Any person having the custody or control of a child qualified to receive grants or payments for aid under the terms of this chapter shall be disqualified from receiving such payments by reason of refusing to cooperate with the county welfare agency or the state's attorney," opens up a multitude of interpretations of the word "cooperate."

The concern for the dependent child must be paramount over our concern for possible abuses in a mother's handling of welfare money. Any law which causes a child to find himself or herself regarded as a pawn in a government program closely policed by those who may not be versed in social welfare is self-defeating. The emotional strain to a dependent child in finding himself or herself no longer the private property of a family or mother, but public property set apart from other children, is a real danger under a law such as this which intensifies surveillance of a family by those who might be untrained in social work.

I have received strong appeals from judges, ministers, professional welfare workers, and Catholic, Protestant, and non-denominational welfare agencies, to veto this bill. I take note that both the Senate and House committees, which delved deeply into the repercussions that would come about from this act, recommended that the bill not become law. I concur with the committee's judgment and agree with the observations of the many who have communicated to me, and veto Senate Bill 46.

Sincerely yours,
 William L. Guy
 Governor

MOTION

Senator Holand moved that the Senate reconsider Senate Bill No. 46, which was vetoed by the Governor, which motion was lost.

REPORT OF A SELECT COMMITTEE

Mr. President: 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

Senator Hernettt moved that the report be adopted, which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 42 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 42. A Bill for an Act 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 second time.

Senator Kisse:

I would like to have this for the record. I was most reluctant to support to concur in the House amendments due to the fact that as I mentioned previously, I served on the sub-committee on Finance and Taxation during the interim and we honestly and conscientiously came up with the thought that any power generating, be it investor owned or cooperative, the same tax formula should apply to both of them and that both of them encourage industrial development within the state. However, this boiled down to one of two choices — it was either that we do not concur in the House amendments and the bill be indefinitely postponed, which meant that the distribution formula within the bill would also be killed. It also meant that the revenue produced by this plant would be in jeopardy as far as the county was concerned because they would only have to pay tax on 20% of the electricity that this plant produced because there would only be about 20% that would be used within the State and that portion outside the state would not be taxable under the present law. This would have been the situation if this bill would have been killed, therefore I was almost forced to support the House amendments to keep this bill.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were: ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Hernettt	Luick	Solberg
Beck	Holand	Mahoney	Sorlie
Becker	Jurgensen	Morgan	Strinden
Berube	Kadlec	Nelson	Thompson
Bopp	Kautzmann	Rait	Tuff
Chesrown	Kelly	Redlin	Urdahl
Dahlund	Kisse	Ringsak	Van Horn
Ecker	Kjos	Rolfstrud	Walz
Forkner	Larson	Ruemmele	Weber
George	Lashkowitz	Saumur	Witteman

Those voting in the negative were:

Robinson	Torgerson	Trenbeath
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Absent and not voting:

Lips	Mutch	Roen	Sinner
Longmire	Reichert		

So the bill passed and the title was agreed to.

Senator Ringsak:

I want to explain my vote. After listening to the discussion on the Conference Committee report on Senate Bill No. 42 I am convinced that this is not a good bill but it is better than nothing. That's why I voted green.

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

MESSAGES FROM THE HOUSE

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

House Chamber
Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Bill No. 364

Which the House has amended as follows:

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 Strand, 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."

DONNELL HAUGEN, Chief Clerk

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 364, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 364 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan	Strinden
Beck	Jurgensen	Nelson	Thompson
Becker	Kadlec	Redlin	Torgerson
Berube	Kautzmann	Ringsak	Trenbeath
Bopp	Kelly	Robinson	Tuff
Chesrown	Kisse	Rolfsrud	Urdahl
Dahlund	Kjos	Ruemmele	Van Horn
Ecker	Larson	Saumur	Walz
Forkner	Lashkowitz	Solberg	Weber
George	Luick	Sorlie	Witteman
Hernett	Mahoney		

Absent and not voting:

Lips	Mutch	Reichert	Sinner
Longmire	Rait	Roen	

So the bill passed and the title was agreed to.

REPORTS OF SELECT COMMITTEES

Mr. President: 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,"

In line 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "Z" be placed on second reading and 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.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, as amended in Conference Committee, the roll was called and there were: ayes, 31; nays, 12; absent and not voting, 6 .

Those voting in the affirmative were:

Baeverstad	Hernett	Larson	Thompson
Berube	Holand	Lashkowitz	Tuff
Bopp	Jurgensen	Mahoney	Urdahl
Chesrown	Kadlec	Rait	Van Horn
Dahlund	Kautzmann	Rolfsrud	Walz
Ecker	Kelly	Ruemmele	Weber
Forkner	Kisse	Saumur	Witteaman
George	Kjos	Solberg	

Those voting in the negative were:

Beck	Morgan	Ringsak	Strinden
Becker	Nelson	Robinson	Torgerson
Luick	Redlin	Sorlie	Trenbeath

Absent and not voting:

Lips	Mutch	Roen	Sinner
Longmire	Reichert		

So the resolution was declared adopted.

Mr. President: 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

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 836 be placed on second reading and final passage, which motion prevailed.

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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 31; nays, 12; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Lashkowitz	Thompson
Berube	Jurgensen	Mahoney	Tuff
Bopp	Kadlec	Rait	Urdahl
Chesrown	Kautzmann	Ruemmele	Van Horn
Dahlund	Kelly	Saumur	Walz
Ecker	Kisse	Solberg	Weber
George	Larson	Strinden	Witteman
Hernett			

Those voting in the negative were:

Beck	Luick	Ringsak	Sorlie
Becker	Morgan	Robinson	Torgerson
Forkner	Nelson	Rolfstrud	Trenbeath
Kjos	Redlin		

Absent and not voting:

Lips	Mutch	Roen	Sinner
Longmire	Reichert		

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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 and 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

COMMISSION ON HERITAGE CENTER

Senator Ringsak: At this time, Mr. President, I place in nomination the name of Senator Kautzmann as the representative from the Senate on the Commission on the Heritage Center.

Senator Van Horn: I second the nomination.

Senator Morgan moved that nomination be closed and that the Secretary be instructed to cast a unanimous ballot for Senator Kautzmann as such representative, which motion prevailed, and the Secretary was so instructed.

APPOINTMENT OF RESEARCH COMMITTEE MEMBERS

Lt. Governor: At this time I announce the following appointments to the Legislative Research Committee — on the majority faction, Senators Ringsak, Longmire and Becker, and on the minority faction, Senators Reichert and Thompson.

APPOINTMENT OF COMMITTEE ON AUDITS
AND FISCAL REVIEW

Lt. Governor: At this time I announce the following appointments to the Audits and Fiscal Review, for the majority, Senator Lips and Senator Kjos, for the minority, Senator Van Horn.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 6, 1965

Mr. President: I have the honor to return:

Senate Bill No. 12 - 33 - 44 - 53 - 57

Senate Bill No. 80 - 103 - 130 - 158

Senate Bill No. 159 - 163 - 164 - 183

Senate Bill No. 212 - 215 - 266 - 270

Senate Bill No. 271 - 283 - 287 - 305

Senate Bill No. 321 - 322 - 331 - 363

Senate Concurrent Resolution "U" - "DD"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 12 - 33 - 44 - 53 - 57 - 80 - 103

Senate Bill No. 130 - 158 - 159 - 163 - 164 - 183 - 212

Senate Bill No. 215 - 266 - 270 - 271 - 283 - 287

Senate Bill No. 305 - 321 - 322 - 331 - 363

Delivered to the Governor for his approval.

SENATOR BECK, Chairman

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "U" - "DD"

Senate Memorial Resolution No. 3

Delivered to the Secretary of State.

SENATOR BECK, Chairman

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 FROM THE GOVERNOR

STATE OF NORTH DAKOTA

Executive Office

Bismarck

(Seal)

William L. Guy
Governor

March 15, 1965

Members of the Senate
Thirty-Ninth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed the following Senate Bills:

Senate Bill No. 6

Senate Bill No. 203

Senate Bill No. 15

Senate Bill No. 217

Senate Bill No. 18

Senate Bill No. 221

Senate Bill No. 22

Senate Bill No. 250

Senate Bill No. 182

Senate Bill No. 299

Senate Bill No. 308

These bills have now been filed with the Secretary of State.

Sincerely,
William L. Guy
Governor

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 530 - 547
 House Bill No. 556 - 568
 House Bill No. 577 - 592
 House Bill No. 660 - 677
 House Bill No. 706 - 717
 House Bill No. 731 - 776
 House Bill No. 787 - 789
 House Bill No. 797 - 803
 House Bill No. 806 - 834
 House Bill No. 914 - 942
 House Bill No. 944 - 949
 House Concurrent Resolution "U"
 House Concurrent Resolution "E-1" - "V-1"

And the President signed the same in the presence of the Senate.

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 38
 Senate Bill No. 99
 Senate Bill No. 340

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1
 Senate Bill No. 7
 Senate Bill No. 8
 Senate Bill No. 172
 Senate Bill No. 228

And find the same correctly reengrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1
 Senate Bill No. 7
 Senate Bill No. 8
 Senate Bill No. 28
 Senate Bill No. 38
 Senate Bill No. 99
 Senate Bill No. 172

Senate Bill No. 214
 Senate Bill No. 228
 Senate Bill No. 340
 Senate Bill No. 358

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 1 - 7
 Senate Bill No. 8 - 28
 Senate Bill No. 38 - 99
 Senate Bill No. 172 - 214
 Senate Bill No. 228 - 340
 Senate Bill No. 358

And the President signed the same in the presence of the Senate.

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 41
 Senate Bill No. 60
 Senate Bill No. 71
 Senate Bill No. 150
 Senate Bill No. 364

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 2
 Senate Bill No. 4
 Senate Bill No. 5
 Senate Bill No. 10
 Senate Bill No. 23
 Senate Bill No. 42
 Senate Bill No. 167
 Senate Bill No. 169
 Senate Bill No. 298
 Senate Bill No. 300
 Senate Bill No. 349

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 2
 Senate Bill No. 4
 Senate Bill No. 5
 Senate Bill No. 10
 Senate Bill No. 23
 Senate Bill No. 41
 Senate Bill No. 42
 Senate Bill No. 60
 Senate Bill No. 71
 Senate Bill No. 150
 Senate Bill No. 167
 Senate Bill No. 169
 Senate Bill No. 298
 Senate Bill No. 300
 Senate Bill No. 349
 Senate Bill No. 364

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 2 - 4
 Senate Bill No. 5 - 10
 Senate Bill No. 23 - 41
 Senate Bill No. 42 - 60
 Senate Bill No. 71 - 150
 Senate Bill No. 167 - 169
 Senate Bill No. 298 - 300
 Senate Bill No. 349 - 364

And the President signed the same in the presence of the Senate.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "A"

And find the same correctly re-engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "G-G"

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution "A"
 Senate Concurrent Resolution "E"
 Senate Concurrent Resolution "H"
 Senate Concurrent Resolution "J"
 Senate Concurrent Resolution "Q"
 Senate Concurrent Resolution "F-F"

Senate Concurrent Resolution "G-G"
 Senate Concurrent Resolution "H-H"
 Senate Concurrent Resolution "I-I"

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "A" - "E"
 Senate Concurrent Resolution "H" - "J"
 Senate Concurrent Resolution "Q" - "F-F"
 Senate Concurrent Resolution "G-G"
 Senate Concurrent Resolution "H-H"
 Senate Concurrent Resolution "I-I"

And the President signed the same in the presence of the Senate.

MESSAGES 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

Senate Chamber

Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "A" - "E" - "H"
 Senate Concurrent Resolution "J" - "Q" - "F-F"
 Senate Concurrent Resolution "GG" - "HH" - "II"

Which the President has signed and your signature is respectfully requested.

GERALD L. STAIR, Secretary

MESSAGES 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

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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 1 - 7 - 8 - 28 - 38 - 99

Senate Bill No. 172 - 214 - 228 - 338 - 340 - 358

Delivered to the Governor.

SENATOR BECK, Chairman

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 698 - 712

House Bill No. 724 - 753

House Bill No. 754 - 800

House Bill No. 809 - 822

House Bill No. 841

House Concurrent Resolution "N-1"

And the President signed the same in the presence of the Senate.

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

MESSAGES 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" - "Q" - "F-F"

Senate Concurrent Resolution "GG" - "HH" - "II"

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

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

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" - "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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 501 - 506
 House Bill No. 507 - 516
 House Bill No. 518 - 523
 House Bill No. 531 - 541
 House Bill No. 544 - 566
 House Bill No. 585 - 589
 House Bill No. 608 - 650
 House Bill No. 653 - 671
 House Bill No. 697 - 728
 House Bill No. 794 - 814
 House Bill No. 836 - 840
 House Bill No. 913 - 925
 House Bill No. 926 - 945

And the President signed the same in the presence of the Senate.

SIGNING OF HOUSE CONCURRENT RESOLUTIONS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "M" - "O"
 House Concurrent Resolution "S" - "X" - "Y"
 House Concurrent Resolution "Z" - "D-1"
 House Concurrent Resolution "O-1" - "P-1"
 House Concurrent Resolution "U-1" - "X-1"
 House Concurrent Resolution "Y-1" - "A-2"
 House Concurrent Resolution "C-2" - "D-2"
 House Concurrent Resolution "E-2"

And the President signed the same in the presence of the Senate.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2 - 4 - 5 - 10 - 23 - 41 - 42 - 60
 Senate Bill No. 71 - 150 - 167 - 169 - 298 - 300 - 349 - 364
 Delivered to the Governor.

SENATOR BECK, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolutions "A" - "E" - "H" - "J" - "Q"
 Senate Concurrent Resolutions "FF" - "GG" - "HH" - "II"
 Delivered to the Secretary of State.

SENATOR BECK, Chairman

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 - 541
 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

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 24

And find the same correctly reengrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 244

And find the same correctly engrossed.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 24

Senate Bill No. 244

And find the same correctly enrolled.

SENATOR BECK, Chairman

Senator Beck moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 24

Senate Bill No. 244

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1965

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 24 - 244

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. 24 - 244

Which the Speaker has signed.

DONNELL HAUGEN, Chief Clerk

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bills No. 24 - 244

Were delivered to the Governor for his approval.

SENATOR BECK, Chairman

GIFT PRESENTATIONS

Senator Longmire:

Mr. President, I rise on a point of personal privilege and ask that you recognize certain persons for the purpose of making some presentations, and at this time I would like to have you recognize Senator Lips.

Lt. Governor: Senator Lips.

Senator Lips:

Mr. President. It is an extreme pleasure for me to represent the Senate in making this presentation to you today. I perhaps have known you longer than any Senator in the body and our relationship has been on a personal and also a business basis.

It is quite evident that we have had a very strenuous session, however we have had some humor and some fun, even through all our diligent and hard work. I know I express the appreciation of the members of the Senate to you personally for your fairness and thoughtfulness in presiding over this body. We hope that we have not been too difficult to control and that you have enjoyed your first session as presiding officer.

We want you to know that we appreciate your hard work and patience and we all wish you happiness and a fruitful 1965-66 as Lieutenant Governor.

Lieutenant Governor:

First, I want to thank you for this gift. Then I want to say that the experience of serving as President of the Senate has been an interesting one and one that I have enjoyed. This legislature has worked very hard and the tax and reapportionment issues were not responsible for the overtime session. It is just impossible to accomplish the amount of work that now has to be done in 60 days. I hope that we can solve this problem in the future. However, I don't feel sessions longer than 60 days at any one time would be conducive to good legislative processes. I won't go into my reasons for this at this time but I have reasons for my conclusion.

I would like before the next session to suggest proposed rule amendments so as to spell out what should be done to make the legislative process more understandable and truly make it more efficient.

Once again thank you for the gift and the cooperation.

Senator Longmire:

Mr. President, I now ask that you recognize Senator Sorlie.

Lt. Governor: Senator Sorlie.

Senator Sorlie:

Mr. President and Members of the Senate. This morning it is my pleasant duty to present a token of the appreciation of the members of this body to our President Pro Tempore, Senator George Saumur. Senator Saumur has served in the North Dakota legislature longer than any other present member. He has represented the Sixth District of Grand Forks for sixteen sessions — in the House for eleven sessions and in the Senate for the past five sessions — a combined length of service of thirty-two years, all the time remaining young at heart.

Senator Saumur, throughout his days as a legislator, has been one of the most conscientious of our legislators, having given considerably of his time and effort, with all of his efforts being channeled toward the betterment of the State of North Dakota.

I have known George Saumur for a good number of years having served with him in both the House and the Senate, and I can truly say on behalf of all members of this body that upon his retirement George Saumur will be missed by each of us. We wish him all success in the future.

Senator Saumur:

Mr. President, Members of the Senate. Words fail me at this time. It is true, as Oscar says, I intend to retire. I have enjoyed serving here all these years and it has been very interesting to me as the years have gone by to see new leadership develop — each session we see new leaders come forward and take over where the old leaders left off. This proves that North Dakota will always have leadership in its legislature.

It has been a privilege and an honor to serve as your President Pro Tem. In this position I learned to truly appreciate our desk force and their efficient handling of the Senate business. I want to thank each one of them for the cooperation given to me and I commend each of you for a job well done.

To you fellow Senators, words cannot express the way I feel about you. I have made friendships here that will be treasured for the rest of my life. Even though I intend to retire, I will not lose interest in your work, and will be watching the progress of each and every one of you as you carry on as legislators of our State. I want to thank you for the many courtesies and kindnesses extended to me all through my years here, and may God Bless each and every one of you as you continue to work for the best interests of the people of North Dakota.

Governor Tighe, thank you for your cooperation and for staying on the job thus making my job as President Pro Tem that much easier. I hope your years as our Lieutenant Governor will be as fruitful to you as my years have been in this body.

This gift will be a treasured remembrance from each and every one of you and will be a constant reminder of my many good friends here and the happy days spent together. Thank you all.
Senator Longmire:

Now, Mr. President, I ask that you recognize Senator Van Horn.
Lt. Governor: Senator Van Horn.

Senator Van Horn:

Mr. President, Members of the Senate.

"It is a real privilege to have been delegated the honor to extend this gesture of esteem of this body to the majority floor leader, Senator Holand. Under his guidance this body did discharge its duties in a most efficient manner. He was fair and impartial to both the majority and minority, and I can truthfully say that Senator Holand would never attempt to use his position for his own personal advantage. He always is courteous and considerate and did show firm qualities of leadership. As a member of the minority, I can say with complete sincerity that we were at all times fairly treated by Senator Holand, while floor leader and before in other sessions.

His combination of modesty and tolerance, blended with firm leadership, have been an example to us all.

This gift is a small expression of our way of saying "Thank You" for a job exceedingly well done while he was the majority floor leader, and as a senator easy to work with in all our previous sessions together.

I can truthfully say that whenever I have asked him to alter the calendar or day's events to help the minority he has been most cooperative."

Senator Holand:

Thank you, Senator Van Horn. Members of the Senate. I do appreciate the remarks you have made and I hope that you were justified in making them. This has been a difficult session because we have had many difficult problems confronting us. This is something we all know and I shall not dwell on that. All I want to say, gentlemen, is this — to each and every one of the Republicans I want to express my deep personal appreciation for the splendid cooperation that you have given to me, and to each of you Democrats I want to likewise say that I can't point to anyone of you and say that you have been a problem at any time, and I appreciate the fact that you have felt free to come to me in connection with matters believing as I do that you felt that I would attempt to be fair and impartial in my answer and advice to you. I too re-echo the words of the Lieutenant Governor and others that this must be the hardest working session of record of the State of North Dakota. This is my sixth session and they have become progressively more difficult. I think this is good. It indicates the people of North Dakota are more interested in what is going on here in Bismarck, and I think this is what has caused some of the problems — more people want to be heard on more issues and this has lengthened the committee hearings and has complicated the work on the floor. I don't have any suggested answer to this but I hope in ensuing years some answer will be found so that these problems can be handled in the proper manner. Thank you very much for the gift.

Senator Longmire:

Mr. President. It becomes my privilege at this time, and a very pleasant privilege to say a few words in tribute to the minority floor leader, Senator Reichert. It has always been a problem with me whether to call Senator Reichert Bill or Ray. I have understood that his wife calls him Ray and a lot of other people call him Bill. I have called him both and whether you call him Bill or Ray, the situation is the same. I think that every man in this assembly will long remember even after he is gone from here, the minority floor leader as one of the finest gentleman and one of the top legislators that has ever served in this assembly. It is difficult to pay proper words of tribute to Ray because he has always been fair, he has been dedicated and I have never seen him — in the years I have served here with him in this assembly — make a personal attack on any of his fellow Senators. He has always stuck strictly with the issues when he has been discussing even a hot and very important disputed issue, and he has acted as a gentleman at all times. In a service group to which I belong we sometimes repeat the collect or objectives we have in this group, and I know of no better way to express my feeling and I feel the feeling of you folks, the employees as well as the Senators, to Senator Reichert —

He achieves success who lives well, laughs
often and loves much,
Who gains the respect of intelligent men
and little children,
Who fills his niche and accomplishes his task,
Who never lacks appreciation of earth's beauties
nor fails to express it,
Who always sees the best in others and gives
the best he has whether by an improved
poppy, a perfect poem or a rescued soul,
Whose life is an inspiration
Whose memory is a benediction.

Senator Reichert, it has been a pleasure serving with you here in this assembly. I would like to have a gift presented to Senator Reichert.

Senator Reichert:

Mr. President, Senator Longmire, Members of the Senate. Since I have been here this is first time I feel a little at loss for words. When I came here in 1961, it never occurred to me that I might be here in this position. I must say that these six years have been perhaps the happiest of my life. I have had many years in a law career, I have served in every branch of the government, I have served in the army for many years in the judicial branch, but in no field have I ever entered into which I feel was so rewarding and so pleasant as serving here in this legislative branch. In the years I have spent here the people in this body have been splendid people, have been splendid to me, and I think they have been dedicated public servants. Senator Holand and Senator Longmire introduced me into the Legislative Research Committee. I have never worked so hard at anything in my life nor have I felt such great satisfaction as I have in working with my colleagues on the Legislative Research Committee. It has been very pleasant. My association with Senator Longmire has been particularly pleasant. He was chairman of the LRC during this time. Senator Holand has extended to me the greatest courtesy during my term as minority leader. I must say I certainly appreciate the kindness and cooperation of my good friends on the other side of the aisle. I have been very touched, very pleased at the things said about me by Senator Longmire. I am sure I don't deserve them at all but at any rate it has been wonderful being with you and I am sure that you will all live long in my memory, every single one of you. I want to thank you gentlemen for this kind present and I just haven't got any more to say for the first time in my life.

Senator Longmire:

Mr. President, at this time I want to say a word in connection with our President Pro Tem for the Interim, Gail Hernet. Gail was here before I ever came to this body and when I heard him here on the floor and noticed his activities before I ever became a member of this body, I was always impressed by his honesty and forthrightness and his courage to speak up and stand up for an issue whenever he felt himself to be right whether it affected him adversely politically or not, and since I have been here I have found that to be true. I think it is wonderful that a man of this type serves in this assembly. We don't get much pay and you fellows who have had the privilege of serving with Gail in the past know of sacrifices he has made. Gail, I know I speak the sentiment on both sides of the aisle when I said that we thank you for all your hard work, your sound judgment and for dedication to your duties here in the many years you have been here. It is a great pleasure for me to present you with a small gift from the fellows here and we wish you the best of luck until we see you again.

Senator Hernet:

Mr. President. I must say this is a surprise. I never thought of this and I am kind of at a loss for words too, like Senator Reichert. I certainly appreciate the gift and I appreciate your kind words, George. I might say I was probably the hardest working President Pro Tem for the Interim you have ever had — actually I had nothing to do — Lt. Governor Wenstrom did not give me much opportunity to work during the interim. I might say that I am probably going down in history as I understand it, as being the last President Pro Tem to serve here in the Senate under the present apportionment we have. I understand we will have a President Pro Tem for the interim and he will probably go down in history as serving in an entirely different kind of job than I did. I don't know what his standing is really going to be, since we are apparently going to be a "defacto" legislature.

I have enjoyed every minute of this session and all of the sessions that I have been here. I would like to say that I have never

known of any Senator or Representative in all the sessions I have been here who I did not learn to like.

It has been a pleasure to be your President Pro Tem for the Interim and I thank you very much for this gift.

Lieutenant Governor:

Mr. President, I now ask that you recognize Senator Becker.

Senator Becker then presented gifts to the members of the Employment Committee on behalf of the Senate employees, and to Gerald L. Stair, Secretary of the Senate.

The Lieutenant Governor requested the President Pro Tem to preside, and Senator Saumur presided.

MOTIONS

Senator Holand moved that the President appoint a committee of three to inform the Governor that the Senate has finished its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators:

Robinson
Redlin
Lashkowitz

Senator Holand moved that the President appoint a committee of three to inform the House of Representatives that the Senate had finished its business and is about to adjourn sine die, which motion prevailed:

The President appointed as such committee, Senators:

George
Forkner
Berube

Senator Robinson announced that the committee appointed to notify the Governor that the Senate has finished its business and is about to adjourn sine die, has completed its assignment and asked that the committee be discharged, which request was granted.

Senator Berube announced that the committee appointed to notify the House of Representatives that the Senate has finished its business and is about to adjourn sine die, had completed its assignment and asked that the committee be discharged, which request was granted.

A committee from the House was received by the Senate and the committee announced that the House had completed its business and was about to adjourn sine die.

Senator Holand moved that the Senate adjourn sine die, which motion prevailed.

And the Senate stood adjourned sine die, pursuant to the motion of Senator Holand.

GERALD L. STAIR, Secretary

GENERAL INDEX

COMMUNICATIONS:

- Secretary of State, 1, 2.
- Lars Kvalheim (resignation), 192.
- Governor Guy, in reference to Fort Lincoln, 679.
- Helgi Johanneson, Attorney General, 761.
- Attorney for Brotherhood of Railroads, 761, 762.
- Diamond Jubilee Committee Report, 874.

SELECT COMMITTEE REPORTS:

- Committee on Committees, 9.
- Committee on Employment, 12, 25, 32, 39, 215.
- Committee on Committee Rooms, 13.
- Committees on Rules for Senate and Joint Rules, 26.
 - Adopted, 30.
 - Amended, 31.
- Committee on Printing, 32.
- Committee on Telephone Service, 41.
- Committee on Chaplaincy, 63, 74.
- Committee on Mileage and Per Diem, 86.
 - Adopted, 112.

COMMITTEES:

- Committee on Committees, 6.
- Committee on Committee Rooms, 6.
- Committee on Employment, 6.
- Committee on Revision and Correction of the Journal, 6.
- Committee on Stationery and Supplies, 6.
- Committee on Chaplaincy, 6.
- Committee on Telephone, 6.
- Committee on Rules, 7.
- Committee on Mileage and Per Diem, 7.
- Committee on Delayed Bills, 31.
- Committee on Enrolling and Engrossing, 31.
- Committee on Legislative Research Resolutions, 31.
- Committee on Photography, 31.

SECRETARY OF SENATE:

- Secretary Howard F. Doherty of the 38th Legislative Assembly calls Senate to Order, 1.
- Gerald L. Stair Nominated for Secretary of Senate, 3.
- Elected, 4.
- Administered Oath of Office, 4.

LIEUTENANT GOVERNOR CHARLES TIGHE:

- Oath of Office, 3.
- Oath of Office to President Pro Tem, 8.
- Oath of Office to Desk Reporter, 5.
- Oath of Office to Sergeant-at-Arms, 5.
- Senator Holand elected President Pro Tem for Interim, 997.
- Senator Kautzmann elected to Commission on the Heritage Center, 1009.
- Appointed Legislative Research Committee, 1009.
- Appointments to Audit and Fiscal Review, 1009.

MISCELLANEOUS:

- Call to Order, 1.
- Message from Secretary of State, 1.
- Senators Elected, 1.
- Senators Holdover, 2.
- Secretary Appointed Committees, 3 (2).
- Oath of Office to newly elected Senators, 3.

Joint Sessions, 24, 376.
Executive Sessions, 75, 521, 594, 750.

SPEECHES:

Congressman Redlin, 46, 917.
Former Senator Troxel, 50.
Milt Rue, 93.
Lester Galt, 198.
Bryon, G. Allen, United States Secretary of Agriculture and Liaison Officer with State Governments, 261.
Senator Milton R. Young, 273.
Congressman Mark Andrews, 279.
Senator Wallace F. Bennett of Utah, 355.
Hon. J. M. Froese, Winkler, Manitoba, member of the Parliament of Manitoba, 453.
Former Lieutenant Governor Orville Hagen, 569.
Former Representative Ralph Beede, 570.
Senator P. J. Holand of Austin, Minn., 671.
Former Lieutenant Governor Ray Schnell, 778.
Former Senator Laverne Schroeder, 919.

INDEX TO MEMBERS

BAEVERSTAD

Standing Committees, 10 (2), 11, 120 (2).
Committee Reports, 308.
Bills, 88.
Senate Concurrent Resolutions, 91, 298.
Motions, 227.
Remarks Printed, 227, 535, 536.

BECK

Standing Committees, 9, 11.
Conference Committees, 637, 758, 855, 959.
Conference Committee Reports, 894, 923, 931, 986.
Committees other than Standing, 6.
Committee Reports, 56, 75, 76 (2), 82, 93, 102 (2), 114, 126 (3), 137, 141 (2), 167, 174, 181 (3), 192, 203, 215, 224 (2), 225, 235 (2), 251, 260, 273, 296, 308, 335, 345 (2), 395, 396, 399, 408 (4), 421, 431 (2), 434 (2), 453 (2), 476, 477 (2), 509, 520 (2), 527, 543, 567, 552, 574, 576 (2), 590, 596, 600, 619 (2), 620, 638 (3), 660, 671, 692 (2), 715, 722, 724 (2), 730 (4), 785, 786, 810 (2), 814 (2), 825 (3), 832, 837, 859 (3), 863, 905, 907 (2), 948 (2), 966, 967 (2), 979, 980 (2), 1010 (2), 1011 (2), 1012 (2), 1013 (3), 1014, 1015, 1016, 1017 (3), 1018.
Bills, 22 (2), 58 (3), 61, 68, 88, 95, 97, 129, 130, 148, 149 (2).
Senate Concurrent Resolutions, 42, 91, 218, 314.
Motions, 56, 75, 76, 82, 93, 102 (2), 114, 126 (2), 141 (2), 167, 174, 181 (2), 192, 203, 215, 224, 225, 235 (2), 251, 260, 273, 296, 308, 335, 345 (2), 395, 396, 399, 408 (3), 409, 421, 422, 431 (2), 434, 453 (2), 476, 477 (2), 509, 527, 543, 567, 576 (2), 596, 619 (2), 638 (2), 639, 666, 671, 692 (2), 715, 724 (2), 785, 786, 810 (2), 814 (2), 1011 (2), 1012 (3), 1013 (3), 1014, 1017 (3).

BECKER

Senate Resolutions, 24, 61.
Conference Committee Reports, 813, 934.
Standing Committees, 10 (3), 31.
Conference Committees, 756, 857.
Committees other than Standing, 5.
Committee Reports, 44 (5), 82 (2), 93, 154, 170 (3), 233 (7), 234 (3), 238, 309, 310 (2), 311 (3), 347 (4), 348 (3), 349 (4), 350 (6), 351 (2), 485, 554, 555 (7), 572 (2), 573, 577 (2), 655 (2), 656 (5), 657 (2), 696, 697, 704 (2), 713, 714, 716, 720 (3), 721 (2), 722, 724.
Bills, 20 (3), 61, 68, 80, 95, 103 (2), 104, 130 (3), 138, 147, 148, 149 (2), 150, 151, 165.
Senate Concurrent Resolutions, 42, 91, 218, 283, 298, 314, 315.
Motions, 3, 38 (2), 44 (5), 82 (2), 93, 154, 167, 170 (3), 210, 219 (2), 233 (7), 234 (3), 238, 257, 307, 309, 310 (2), 311 (3), 328, 345 (2), 347 (4), 348 (3), 349 (4), 350 (6), 351 (2), 353 (2), 356, 357, 358, 366 (2), 367, 395, 396, 397, 410, 413, 431, 433 (6), 434 (2), 482 (6), 483, 484 (3), 485, 530, 554, 555 (7), 563, 573 (2), 577 (2), 600, 607 (2), 621 (2), 655, 656 (5), 657 (2), 673 (2), 696, 697 (3), 713, 714, 716, 720 (2), 721 (2), 724, 753 (3), 754 (2), 784, 787, 789, 806, 813, 845, 846, 855 (2), 857, 873, 881 (2), 883 (2), 886, 934 (2), 998.

BERUBE

Standing Committees, 9, 10.
Committees other than Standing, 6, 8, 1022.
Committee Reports, 716.
Bills, 22, 60, 68, 80, 96, 103, 129, 146.
Senate Concurrent Resolutions, 45, 91.
Senate Resolutions, 165.
Motions, 701 (2).
Remarks Printed, 8.

BOPP

Standing Committees, 9, 11.
 Conference Committees, 759, 855, 862, 959.
 Conference Committee Reports, 921, 937, 944, 986.
 Committees other than Standing, 3, 273.
 Committee Reports, 308.
 Bills, 22, 23, 35 (2), 40, 68, 80, 83 (2), 95, 129, 130.
 Senate Concurrent Resolutions, 91, 298, 314.

CHESROWN

Standing Committees, 10 (2), 11.
 Conference Committees, 567, 758, 813, 856, 877.
 Conference Committee Reports, 630, 832, 908, 937, 954.
 Committees other than Standing, 3, 6, 569.
 Committee Reports, 48 (2), 57 (2), 67, 178 (4), 179, 189 (2), 253 (4), 254 (4), 255 (7), 256 (2), 261, 263 (5), 264, 341, 342 (3), 349, 353, 354, 367, 368 (6), 413, 461, 483 (2), 493, 494 (8), 572, 586 (3), 587 (8), 592 (2), 593 (8), 594, 655, 696, 704, 705 (2), 719, 720 (2).
 Bills, 35 (2), 36, 45, 103 (2), 104, 114 (4), 115 (3), 130 (2), 161, 162 (2), 164.
 Senate Concurrent Resolutions, 42, 91.
 Motions, 98 (2), 114 (4), 115 (3), 127 (2), 178 (4), 179 (2), 182, 187 (2), 189, 190, 253 (4), 254 (4), 255 (7), 256 (2), 261 (2), 263 (5), 264, 280 (2), 341, 342 (3), 349, 354, 356 (3), 367, 368 (6), 414, 437, 483 (2), 493, 494 (8), 530 (2), 586 (3), 587 (8), 592, 593 (9), 594, 608 (3), 614, 659, 695 (3), 696, 697, 705, 719, 720, 857, 870, 871 (4), 908, 938, 960, 985.

DAHLUND

Standing Committees, 9, 11 (2).
 Conference Committees, 639, 759 (2), 963.
 Conference Committee Reports, 914, 915, 925, 984.
 Committees other than Standing, 3, 6, 94, 112.
 Committee Reports, 308, 339, 340, 716, 729, 786.
 Bills, 22, 23, 35 (2), 60, 61, 68, 103, 104, 112, 130, 139, 143, 151, 162, 164.
 Senate Concurrent Resolutions, 42, 91, 298.
 Motions, 204, 280, 431, 432, 437, 538, 763, 829 (2), 830, 844.

ECKER

Standing Committees, 10, 11 (2).
 Conference Committees, 759, 856, 908, 946.
 Conference Committee Reports, 927, 934, 956, 998.
 Committees other than Standing, 919.
 Committee Reports, 339, 340, 398, 399, 413, 461, 729, 733, 737, 738, 741, 745, 786.
 Bills, 45, 68, 80, 116, 118, 129, 130, 151, 165.
 Senate Concurrent Resolutions, 91.
 Motions, 291, 461, 611, 741, 757 (2), 807, 903, 919.

FORKNER

Standing Committees, 10, 11 (2), 30.
 Conference Committees, 758, 759, 855, 856, 919.
 Conference Committee Reports, 897, 915, 930, 963, 978.
 Committees other than Standing, 6, 1022.
 Committee Reports, 33, 308, 339, 340, 398, 399, 412, 483, 484, 485, 487, 493, 729, 733, 737 (2), 740, 745, 786.
 Bills, 20, 21 (5), 35 (2), 60, 68, 95, 97, 116, 130, 149 (3), 152, 162 (2), 164 (2), 165.
 Senate Concurrent Resolutions, 42, 91, 298, 314.
 Motions, 33, 159, 393, 441, 482, 483, 484, 485, 487, 493, 497, 514, 556, 568, 580, 591, 661, 682, 718, 738, 745, 818, 831, 862, 873, 874, 881,

978 (2).
Remarks Printed, 467, 874, 976.

GEORGE

Standing Committees, 10 (2), 11.
Conference Committees, 917, 938.
Conference Committee Reports, 958, 995.
Committees other than Standing, 5, 6, 1022.
Committee Reports, 32, 66, 67 (3), 192 (3), 193 (3), 194 (4), 203, 215, 276 (4), 277 (3), 278 (6), 310, 360 (2), 361 (2), 363, 364 (2), 398, 399, 412, 413, 461 (2), 524 (3), 525, 526 (4), 529, 572, 655, 697, 715 (2), 717, 719, 722 (2), 725, 728, 733, 737 (2), 740, 745, 749.
Bills, 68, 88, 97 (2), 103, 119 (2), 147, 148 (2), 151, 162.
Senate Concurrent Resolutions, 42, 91.
Motions, 4, 12, 25, 32, 39, 66, 67 (4), 109 (2), 128 (3), 192 (3), 193 (3), 194 (4), 203, 204 (2), 215, 276 (4), 277 (3), 278 (6), 283, 298 (3), 310, 341, 345, 360 (2), 361 (2), 363, 364 (2), 395 (2), 396 (2), 461, 494, 524 (3), 525, 526 (4), 529, 530, 567 (2), 697, 715 (2), 717, 719, 722 (2), 725, 728, 749, 753 (2), 754, 841 (2), 856, 872 (2).

HERNETT

Standing Committees, 10 (2), 11.
Conference Committees, 758, 877, 917 (2), 998.
Conference Committee Reports, 897 (2), 958, 960, 1002.
Committees other than Standing, 5.
Committee Reports, 115, 174, 188, 189 (7), 261 (2), 262 (5), 263 (2), 264, 310, 348, 349, 351, 354, 361, 362 (2), 363, 366, 398 (2), 399 (2), 402, 412, 413 (2), 461, 485 (2), 628, 629 (7), 630 (2), 655, 712, 713, 718 (4), 720, 721, 733, 737 (3), 738 (3), 740 (3), 741 (2), 742, 743, 744 (2), 745 (2).
Bills, 19, 20 (2), 36, 40, 83 (2), 88, 95, 96, 103, 123, 124, 126, 134, 152, 163 (2), 164.
Senate Concurrent Resolutions, 23, 42, 80, 91.
Motions, 78, 115, 126, 128 (2), 174, 182, 188, 189 (7), 198, 199, 261 (2), 262 (5), 263 (2), 264, 279 (2), 310, 323, 344, 348, 349, 350, 354, 412, 485 (2), 536, 568, 569, 628, 629 (7), 630 (2), 658, 712, 713, 718 (4), 720, 721, 733, 737, 738 (2), 740 (3), 741, 742, 744 (2), 745, 753 (2), 754, 757 (3), 797, 817 (3), 833, 848 (3), 872, 883 (2), 897, 919, 935, 958 (2), 960, 968, 985, 1003 (2).
Remarks Printed, 733, 1021.

HOLAND

Senate Resolutions, 119.
Conference Committee Reports, 813, 995, 1007, 1008.
Conference Committees, 756, 938, 988 (2).
Committees other than Standing, 7, 46, 101, 355, 570, 671.
Bills, 19, 20 (3), 59, 60, 83, 95, 134 (3), 145, 150 (3), 151, 153 (3).
Senate Concurrent Resolutions, 23, 84, 91.
Senate Memorial Resolutions, 508.
Motions, 3 (3), 4, 5 (3), 6 (9), 7 (3), 8, 24 (2), 30, 31 (5), 35, 37, 40, 42 (3), 46, 47, 51, 53, 55, 57 (2), 65, 73, 75 (2), 81, 85, 87, 92, 94, 98, 101, 110, 113, 119, 120 (2), 122, 125, 128, 133, 137, 161, 166 (2), 167, 172, 173, 178, 179, 180 (2), 187, 191, 197, 198, 202, 210, 214, 219, 220 (3), 221, 224, 232, 235 (2), 239, 244, 250, 256, 259, 265, 272, 273, 275, 281, 288, 295, 302 (2), 305, 306, 314 (3), 318, 334, 338, 341, 344, 352, 354, 355 (2), 356 (4), 357, 366, 367, 368, 376, 378 (2), 383, 384 (2), 385, 389, 393, 394 (2), 395, 399, 403, 406 (2), 407, 409 (3), 410, 415, 424 (2), 430, 431 (2), 432, 434 (2), 437, 450, 452, 475 (3), 477, 486, 487, 493, 494, 502, 503, 508 (3), 510, 512, 521, 522, 526 (3), 530, 533, 537 (3), 538, 542, 552, 554, 563 (3), 564, 566 (4), 567, 570 (2), 571, 575, 586, 588, 591, 594 (5), 595, 600 (2), 607, 618, 620, 621, 628, 637, 657 (2), 658, 659, 669 (2), 671 (2), 674, 679, 688, 689 (2), 691, 695, 696 (2), 710 (2), 714, 723, 726 (2), 727 (2), 730

(3), 740, 750 (4), 751, 752 (2), 753, 754 (2), 755, 756, 760, 766 (2), 777, 786, 792, 793, 795, 800, 806, 813 (2), 815, 825, 832, 834 (3), 837 (3), 839 (5), 847, 855, 858, 861 (2), 862 (3), 870 (2), 877, 878, 880 (2), 882, 884 (3), 885, 886 (2), 887, 890, 894, 902 (2), 905, 907, 908 (2), 909, 913, 915, 917 (2), 936, 937, 945, 946 (2), 947, 948, 960, 961, 963, 969 (3), 970 (4), 972 (2), 975 (5), 979, 980, 981, 985, 987, 989, 995 (2), 1002, 1006 (2), 1007 (2), 1008, 1022 (3).

Remarks Printed, 45, 239, 760, 902, 997, 1020.

JURGENSON

Standing Committees, 10, 11.

Conference Committees, 639, 959 (2).

Conference Committee Reports, 924, 977, 980.

Committees other than Standing, 6, 198.

Committee Reports, 718.

Bills, 59, 79, 97 (2), 103, 116 (3), 117, 130 (2), 146, 149 (2), 151, 152.

Senate Concurrent Resolutions, 91.

Motions, 124, 207, 251, 253, 283, 333 (2), 423, 482, 603, 733, 750 (2), 762, 970.

KADLEC

Standing Committees, 9, 10, 11.

Conference Committees, 937.

Conference Committee Reports, 999.

Committees other than Standing, 7.

Committee Reports, 308, 413, 572, 655, 716.

Bills, 35 (2), 40, 60, 61, 68 (2), 80 (3), 83, 88, 97, 112, 129, 139, 143, 151.

Senate Concurrent Resolutions, 91, 298.

Motions, 833, 834, 998.

KAUTZMANN

Senate Resolutions, 61, 165.

Delayed Bills, 31.

Standing Committees, 9, 11.

Conference Committees, 758, 855, 862, 959.

Conference Committee Reports, 894, 937.

Committees other than Standing, 6, 31.

Committee Reports, 718.

Bills, 20, 21 (5), 36, 68, 83, 97, 116, 118, 130 (2), 138, 139 (2), 143 (3), 144, 151, 162 (3).

Senate Concurrent Resolutions, 91, 283.

Motions, 5, 24, 30, 35, 38, 40, 46, 77, 78, 85 (2), 87, 195, 423, 577, 659, 687, 696, 767 (2) 816 (2) 894.

KELLY

Delayed Bills, 31.

Standing Committees, 9, 11.

Conference Committees, 669, 758, 856, 857, 959, 975.

Conference Committee Reports, 895, 922, 940, 976, 980.

Committees other than Standing, 6.

Committee Reports, 718.

Bills, 61, 83, 129, 149 (2).

Senate Concurrent Resolutions, 42, 91, 314.

Motions, 600, 669, 732, 769, 813, 833, 895, 922, 969, 980 (2).

Remarks Printed, 970.

KISSE

Senate Resolutions, 61 (2).

Standing Committees, 9, 10, 11.

Conference Committees, 600, 855, 924, 937, 998.

Conference Committee Reports, 899, 924, 951, 999, 1002.

Committees other than Standing, 6.

Committee Reports, 24, 31, 36, 39, 41, 47, 51, 58, 66 (2), 74, 79, 86, 98, 110, 122, 127 (4), 129, 142, 166, 172, 180, 187, 194 (2), 195, 198, 203 (2), 211, 220, 232, 245, 256, 265, 280 (7), 281 (2), 282 (3), 297 (3), 302, 315, 341, 353, 362, 363, 369, 400, 401 (3), 406 (2), 412, 413, 424, 435, 493, 504, 513, 524 (2), 525 (2), 527, 538, 553, 571, 572, 586, 598, 621 (2), 629 (2), 630 (3), 655, 656 (2), 657, 674, 716, 718 (2), 719, 725, 726, 750, 751, 787, 982.

Bills, 19, 20 (3), 40, 68 (4), 87 (2), 96, 97, 104, 112, 116, 130, 164, 165.

Senate Concurrent Resolutions, 23, 42, 50, 91.

Motions: 24, 31, 36, 39, 41, 47, 51, 58, 63 (2), 66 (2), 74, 79, 86, 87, 98, 110, 123, 127 (4), 129, 142, 157 (2), 166, 172, 180, 188, 194, 198, 203 (2), 220, 221, 232, 245, 249, 256, 265, 280 (6), 281 (3), 282 (3), 297 (3), 303 (4), 306, 315, 341, 353, 362, 363, 369, 396, 400, 401 (3), 406 (2), 410, 411 (2), 412, 424, 435, 442, 450 (2), 493, 504, 513, 520, 524 (2), 525 (2), 527, 530, 538, 553, 571, 584, 586, 598, 621 (2), 623, 629 (2), 630 (3), 639, 656 (2), 657, 658 (3), 674, 683 (2), 718, 719, 725, 726, 750, 751, 924, 951, 982.

Remarks Printed, 415, 1003.

KJOS

Standing Committees, 9, 10, 11.

Conference Committees, 639, 669, 758, 856 (2).

Conference Committee Reports, 895, 922, 925, 930.

Committees other than Standing, 6.

Committee Reports, 308.

Bills, 35 (2), 60, 96, 130, 165.

Senate Concurrent Resolutions, 42, 91, 314.

Motions, 209, 251, 312, 925.

LARSON

Standing Committees, 10, 11 (2).

Conference Committees, 758 (2), 857.

Conference Committee Reports, 896, 897, 940.

Committees other than Standing, 6.

Committee Reports, 308, 340 (2), 705, 719, 720, 729, 786.

Bills, 40, 49, 50, 60, 61, 68 (2), 80 (2), 88, 103, 117 (2), 129, 142, 143 (4), 162, 164.

Senate Concurrent Resolutions, 91, 153, 314.

Motions, 353, 557.

LASHKOWITZ

Senate Resolution, 61.

Standing Committees, 10, 11.

Conference Committees, 758, 856, 862, 877 (2), 917, 937.

Conference Committee Reports, 895, 915, 922, 926, 940, 941.

Committees other than Standing, 7, 1022.

Committee Reports, 461.

Bills, 35 (2), 42, 45 (3), 68 (2), 79, 83, 96, 97 (5), 103, 116 (3), 117 (2), 123, 124, 129, 135 (2), 149 (2), 150 (3), 151, 152 (2), 164.

Senate Concurrent Resolutions, 35, 91.

Motions, 44, 57, 62, 77 (2), 219, 230, 275, 280, 366, 402, 423, 424, 523, 550 (2), 577, 578, 601, 703, 704, 716, 726, 728, 779, 778 (2), 812, 879 (2), 880 (2), 895, 921, 922, 982.

Remarks Printed, 351, 891.

LIPS

Standing Committees, 9, 11.

Conference Committees, 567, 855, 862, 877, 917 (2), 975, 985.

Conference Committee Reports, 630, 915, 921, 924, 941, 945, 982, 987, 988.

Committees other than Standing, 6, 93.

Committee Reports, 461.

Bills, 17 (3), 18 (2), 19, 20, 40, 42, 45, 47, 61, 68 (4), 79, 80, 96 (3),

VIII

INDEX

97 (5), 103 (2), 112, 116 (2), 117 (3), 118 (3), 123, 124 (2), 130, 135, 138, 139, 146, 147 (3), 149 (3), 150, 151, 163 (4), 164 (2).
 Senate Concurrent Resolutions, 23, 35, 91, 165, 315.
 Motions, 43 (2), 78 (2), 93, 94, 181, 188, 236, 252, 253, 310, 312, 313, 325, 335, 340, 346, 347, 353, 355, 359, 367 (2), 397, 422, 432 (2), 438, 440, 451 (2), 523 (2), 524 (2), 531 (2), 568, 571 (2), 572, 576, 601, 603, 630, 631, 635, 674, 675 (2), 676, 703, 716, 726, 732, 745, 756, 788, 789 (2), 797, 816, 824, 829, 833 840 (2), 841 (2), 847, 862, 880, 881 (2), 886, 887, 900, 915 (2), 917, 918, 921 (2), 924, 941 (2), 945 (2), 947, 965 (3), 966 (2), 968 (2), 969, 982 (2), 987, 988.
 Remarks Printed, 1018.

LONGMIRE

Senate Resolutions, 24, 119.
 Standing Committees, 10, 11, 31.
 Conference Committees, 591, 758 (3), 857, 937, 963.
 Conference Committee Reports, 895, 896, 913, 915, 940 (2), 979.
 Committees other than Standing, 6, 7, 198, 997.
 Committee Reports, 340 (2), 656 (2), 705, 719, 720, 729, 749, 750, 786, 834 (2), 835 (3).
 Bills, 18 (4), 19 (3), 20 (2), 21 (5), 22 (3), 35 (2), 36, 44, 45 (3), 59, 60, 87, 88, 95, 96 (3), 103 (2), 104, 116, 117, 130, 135 (2), 139 (2), 143, 145 (3), 146 (4), 161, 162 (2), 164.
 Senate Concurrent Resolutions, 23, 50, 84, 91, 243, 314.
 Motions, 8, 9, 26, 29, 30 (2), 31, 48, 50, 57, 67, 73, 84, 85, 91, 107 (2), 122, 128 (3), 135, 141 (3), 156 (2), 172, 189, 198, 199, 220, 234, 237, 264, 306 (2), 313, 315, 354 (2), 429 (2), 448 (2), 449, 519 (2), 521, 539 (2), 556, 571 (2), 597 (2), 623, 656 (2), 672, 688, 691, 697, 749, 750, 758, 765, 769, 786, 795, 812, 826 (2), 828, 831, 834 (3), 835 (9), 836 (2), 839 (2), 840 (3), 844, 888 (2), 889, 896 (3), 908, 911 (6), 912 (2), 913, 915, 938 (3), 939, 940, 941 (2), 946, 979 (2), 997 (2).
 Remarks Printed, 7, 155, 156, 291, 890, 996, 1018, 1020.

LUICK

Senate Resolution, 24.
 Standing Committees, 9, 11.
 Conference Committees, 877, 959, 972 (2)
 Conference Committee Reports, 926, 980, 983, 984.
 Committees other than Standing, 50.
 Committee Reports, 25 (2), 43 (3), 44, 56, 57, 77 (5), 181, 188, 216 (2), 225, 236 (2), 251 (2), 252 (2), 253, 275, 308 (3), 310 (2), 312 (4), 336, 340 (2), 346, 353 (2), 360, 366, 367 (2), 397, 422 (2), 423 (5), 434, 523 (5), 524 (2), 571 (2), 572 (2), 577 (3), 600, 601 (3), 602, 603 (2), 605, 702, 703 (2), 716 (2), 725, 728, 732 (2), 733 (2), 921, 982.
 Bills, 20, 22, 23, 61, 68 (2), 79 (3), 83, 88, 97, 111, 112, 129, 130, 139 (2), 149, 150.
 Senate Concurrent Resolutions, 42, 91, 218, 298, 315.
 Motions, 25 (2), 48 (2), 49, 50, 73, 82 (3), 198, 234, 239, 257 (2), 259, 260 (4), 298, 309, 340, 355, 356, 385, 410, 432 (2), 434, 530 (3), 587, 588, 607, 623 (3), 697, 745, 753, 757, 855, 856, 926, 947 (2), 959, 983 (2).
 Remarks Printed, 50.

MAHONEY

Delayed Bills Committee, 31.
 Standing Committees, 10 (2), 11.
 Conference Committee Reports, 813, 899, 960.
 Conference Committees, 600, 756, 917.
 Committees other than Standing, 6.
 Committee Reports, 398, 399, 413 (2), 572, 655, 718, 733, 737, 738, 740, 745.

Bills, 22, 45, 47, 49, 61, 68 (2), 79 (2), 82, 83, 88, 97, 103 (2), 104, 116 (2), 124 (2), 142, 143 (3), 147 (2), 148 (2), 150, 151 (2), 162, 163, 164 (2).
 Senate Concurrent Resolutions, 91, 314.
 Motions, 168, 399, 502, 533, 607, 718, 840 (2), 843.

MORGAN

Standing Committees, 9, 10, 11.
 Conference Committees, 759, 856, 908, 919.
 Conference Committee Reports, 927, 934, 956.
 Committees other than Standing, 6, 31, 261, 279, 967.
 Committee Reports, 67 (2), 102 (3), 103 (3), 115 (2), 174 (2), 182 (3), 193, 253 (3), 254, 255 (3), 336, 339 (2), 340, 348, 351, 359, 365, 366, 367, 482, 483, 485 (4), 486, 577, 602, 603, 604 (4), 605, 606 (3), 696, 697, 716, 717, 722, 728, 729, 786.
 Bills, 20, 21 (5), 35 (3), 42, 61 (2), 79, 80, 82, 83, 88 (2), 95, 104, 111, 112, 124, 129, 134, 138, 139, 142, 143, 149, 151.
 Senate Concurrent Resolutions, 42, 60, 91, 218, 282, 298.
 Senate Resolutions, 165.
 Motions, 46, 67 (2), 78 (2), 99 (2), 102 (3), 103 (3), 115 (2), 127 (2), 165, 171, 174 (2), 182 (3), 193, 196, 204, 253 (3), 254, 255 (2), 256, 261 (2), 264 (2), 279 (2), 306 (2), 324 (2), 336, 339, 348, 351, 357, 359, 365, 366, 367, 384, 395, 396 (3), 399, 447, 450, 482, 483, 485 (4), 486 (2), 518, 530 (2), 555, 560, 577, 578 (2), 602, 603, 604 (4), 605, 606 (2), 607, 623 (2), 634, 661, 676, 680, 696 (2), 697, 698 (2), 716, 728, 840, 842, 861, 914, 956 (3), 967 (2), 1009.
 Remarks Printed, 905.

MUTCH

Standing Committees, 10, 11 (2), 31.
 Conference Committees, 758, 759, 856, 946, 951, 963.
 Conference Committee Reports, 896, 927, 928, 984, 998 (2).
 Committees other than Standing, 6, 7.
 Committee Reports, 87, 308, 339, 340, 398, 399, 412, 527, 528 (6), 529 (2), 729, 733, 737, 738, 740, 745, 786.
 Bills, 68, 103, 104, 112, 117, 118, 130, 146, 147, 149 (2), 162, 163 (2), 164, 165.
 Senate Concurrent Resolutions, 298, 299.
 Motions, 87, 299, 300, 345, 346 (3), 434, 516, 527, 528 (6), 529 (2), 556, 678, 806, 807, 817, 818, 836, 850, 912, 927, 985 (2).

NELSON

Standing Committees, 9, 10, 11.
 Conference Committees, 759, 855, 877, 924.
 Conference Committee Reports, 914, 924, 951, 954.
 Committees other than Standing, 273.
 Committee Reports, 3, 67, 194, 203, 204, 205, 216, 275, 277 (2), 279, 281, 296 (2), 308 (3), 309, 397, 399, 400 (3), 401, 414, 572, 605, 606 (2), 655, 656, 695, 716 (2).
 Bills, 22, 23, 49, 58, 96, 126, 127 (2), 138, 162, 164.
 Senate Concurrent Resolutions, 42, 50, 91, 218.
 Motions, 67, 126, 127 (2), 194, 203, 205 (2), 216, 221, 275, 277 (2), 279, 281, 296, 297, 306 (3), 309, 340, 341, 377 (2), 397, 399, 400 (3), 401, 465 (2), 466, 605, 606 (2), 639, 657, 661, 695 (2), 716, 753, 836, 856, 914, 925, 954 (2).

RAIT

Standing Committees, 10, 11, 31.
 Committees other than Standing, 46.
 Committee Reports, 705, 719, 720, 722.
 Bills, 68, 83, 88, 96, 97, 142, 151.
 Senate Concurrent Resolutions, 91, 283.
 Motions, 353, 522 (2), 666, 720, 738.

REDLIN

Senate Resolution, 61.
 Standing Committees, 9, 10, 11.
 Conference Committees, 639, 759, 877, 917.
 Conference Committee Reports, 915, 935, 941, 944.
 Committees other than Standing, 7, 94, 112, 1022.
 Committee Reports, 461, 716.
 Bills, 45 (2), 96, 104, 116, 117, 135, 152.
 Senate Concurrent Resolutions, 35, 42, 45, 91, 314.
 Motions, 183, 184 (2), 304.
 Remarks Printed, 907, 917.

REICHERT

Senate Resolution, 24.
 Standing Committees, 11 (2), 31.
 Conference Committees, 567, 758, 759, 855, 856 (2), 919, 938, 963, 967.
 Conference Committee Reports, 630, 908, 915, 930, 937, 963, 984, 995.
 Committees other than Standing, 50, 93, 355, 453, 570, 671, 778.
 Committee Reports, 340 (2), 461, 729, 786.
 Bills, 18 (4), 19 (3), 20, 22, 36, 45 (3), 59, 60, 68, 79 (2), 80, 88 (2), 95, 96, 97, 104 (2), 112, 117 (3), 118, 123, 130, 135, 144 (2), 145 (5), 146 (3), 147, 149, 150 (3), 151, 152, 162, 163, 164.
 Senate Concurrent Resolutions, 23, 35, 80, 84, 91, 298.
 Senate Memorial Resolutions, 508.
 Motions, 8, 37, 154, 195, 199, 297, 324, 340 (2), 343, 374 (2), 410, 437, 464 (2), 551, 572, 673, 698 (2), 710, 729, 778, 779, 851 (2), 908, 915, 930 (2), 939, 985.
 Remarks Printed, 7, 161, 591, 1021.

RINGSACK

Senate Resolution, 61.
 Standing Committees, 10, 11 (2).
 Conference Committees, 639, 758, 855, 856 (2), 857, 908, 917, 919, 959, 967.
 Conference Committee Reports, 897, 924, 928, 933, 934, 945, 956, 963, 977.
 Committees other than Standing, 6.
 Committee Reports, 48, 93 (2), 154 (3), 170 (3), 172, 178, 194, 196, 216 (4), 217 (3), 225, 226 (6), 227 (2), 238 (2), 239, 254, 297 (2), 298 (4), 311 (3), 316, 317, 338 (2), 339 (4), 340, 347, 354, 366, 398, 415 (2), 432, 433 (2), 529 (4), 544, 565 (8), 573, 601, 603, 605 (2), 606 (2), 703 (2), 704, 705, 715, 718, 719 (3), 720, 722, 725, 726, 728, 729, 732, 747, 748, 749 (2), 786.
 Bills, 35 (2), 68, 88, 95, 97, 103, 104 (2), 112, 116, 145 (2), 146, 147 (2), 149 (2), 161, 162 (3), 165 (2).
 Senate Concurrent Resolutions, 42, 91.
 Motions, 41, 48 (2), 57, 73 (3), 77, 78, 93 (2), 94, 95, 154 (3), 159, 168 (2), 170 (3), 172, 178, 183, 194 (2), 196, 216 (4), 217 (3), 219 (2), 225, 226 (5), 227 (4), 234 (3), 238 (2), 239 (5), 254, 257 (2), 259 (2), 261, 263, 288, 290, 297 (2), 298 (4), 306 (2), 311 (3), 316, 317, 323, 338 (2), 339 (4), 340, 341, 342 (4), 347, 354 (2), 356 (2), 366, 377, 384, 385 (4), 389, 398, 411 (3), 415 (2), 432, 433 (2), 471, 472 (2), 513, 529 (4), 544, 552, 558, 564 (2), 565 (7), 566, 568 (3), 573, 601, 603, 605 (2), 606 (2), 623 (6), 673, 701 (3), 702, 703 (2), 704 (2), 715, 756, 757 (3), 783, 784 (2), 786, 791, 798, 811, 812, 816, 823, 824, 826, 829, 842, 845, 856 (3), 882, 884, 886 (2), 897, 919, 924 (2), 928 (2), 933 (2), 934 (2), 959 (2), 963, 977 (2).
 Remarks Printed, 156, 1009.

ROBINSON

Standing Committees, 9, 10, 31.

Conference Committees, 758, 813, 877, 959.
 Conference Committee Reports, 894, 926, 929, 986.
 Committees other than Standing, 6, 1022.
 Committee Reports, 722.
 Bills, 35, 49, 58, 59 (4), 60, 68, 79, 83, 96 (2), 97 (2), 111, 112, 117,
 124, 135, 146, 148, 149 (2), 152, 164 (2).
 Senate Concurrent Resolutions, 42, 283, 298.
 Motions, 155 (2), 219 (3), 409, 722, 929, 987 (2).
 Remarks Printed, 851.

ROEN

Standing Committees, 10 (2), 11.
 Conference Committees, 813, 877, 963.
 Conference Committee Reports, 926, 929, 979.
 Committees other than Standing, 6, 778, 919.
 Committee Reports, 44, 111 (2), 115, 116, 154, 169, 170, 223 (2),
 237 (5), 238, 239 (2), 296, 308, 309 (2), 311 (2), 312, 336 (2), 337,
 338 (2), 347, 354, 359, 362, 432 (3), 433, 482, 528 (2), 529, 543 (2),
 544 (2), 697, 703 (3), 704 (4), 714 (2), 715 (2), 716, 717, 719 (2),
 720, 721, 725, 728 (2), 747, 748, 886.
 Bills, 35, 40, 49, 58 (4), 59 (4), 60, 68, 83 (2), 88, 96, 97 (2), 104, 112,
 116, 124, 129, 162, 163 (4), 164 (2).
 Senate Concurrent Resolutions 42, 45, 50, 91, 165, 218.
 Motions, 44, 65, 111 (2), 115, 116, 123, 127, 133, 154, 160, 167, 170 (2),
 174, 219 (2), 223 (2), 234 (3), 237 (5), 238, 239 (2), 257 (2), 296,
 300, 306, 309 (2), 311 (2), 312, 336 (2), 337, 338 (2), 340, 347, 354,
 359, 362, 396, 403, 432 (3), 433, 482, 528 (2), 529, 543 (3), 544 (3),
 639, 697, 699, 700, 703 (3), 704 (3), 714, 715 (2), 716, 717, 719, 721,
 725, 728 (2), 747, 748, 753 (2), 754 (3), 757 (2), 857, 885, 886 (2),
 917, 926 (2), 929, 961 (2), 962 (2).

ROLFSRUD

Standing Committees, 9, 11.
 Conference Committees, 669, 758, 813, 908, 951, 998.
 Conference Committee Reports, 894, 929, 950, 998, 1002.
 Committees other than Standing, 569.
 Committee Reports, 722.
 Bills, 49, 112, 118.
 Senate Concurrent Resolutions, 91, 283, 298.
 Motions, 44, 204, 216, 310, 312, 336, 523, 569, 602, 754.
 Remarks Printed, 204.

RUEMMELE

Standing Committees, 10 (2), 11.
 Conference Committees, 758, 759, 857.
 Conference Committee Reports, 897, 931, 944.
 Committees other than Standing, 3.
 Committee Reports, 354, 461, 705, 719, 720.
 Bills, 40, 104, 112.
 Senate Concurrent Resolutions, 42, 91.
 Motions, 106, 263, 442, 678 (2), 899, 944 (2), 962.

SAUMUR

Standing Committees, 9, 10.
 Conference Committees, 855, 862, 908, 937, 975.
 Conference Committee Reports, 921, 937, 940, 950, 982.
 Committees other than Standing, 6.
 Committee Reports, 722.
 Bills, 79, 104 (2), 118, 164.
 Senate Concurrent Resolutions, 42, 91.
 Motions, 11, 57, 77, 340, 353, 423, 937.
 Remarks Printed, 8, 1019.

SINNER

Senate Resolution, 61.
 Standing Committees, 10, 11.
 Conference Committees, 591, 639, 758, 877, 917, 919.
 Conference Committee Reports, 897 (2), 915, 935, 945, 978.
 Committees other than Standing, 5, 6, 94, 112, 261.
 Committee Reports, 398, 399, 413, 718, 733, 737, 738, 741.
 Bills, 18 (4), 19 (3), 40, 58 (2), 60, 61, 68 (2), 80, 83, 88, 95, 103 (2),
 104, 111, 112, 116, 124, 129, 130, 135, 136, 138 (2), 139, 142, 144,
 146, 151, 152 (2).
 Senate Concurrent Resolutions, 23, 91, 179.
 Motions, 46, 92, 123, 169 (2), 184, 196, 278, 313, 349, 382, 389, 413,
 442, 444 (2), 467, 507, 514, 540 (2), 639 (2), 664, 673 (2), 682 (2),
 687 (2), 699 (2), 721, 733, 737, 752, 757 (2), 760, 782, 826, 828 (2),
 829, 830, 847 (2), 850 (2).
 Remarks Printed, 46, 155, 942.

SOLBERG

Standing Committees, 10 (2), 11.
 Conference Committees, 637, 758, 855.
 Conference Committee Reports, 913, 923, 931.
 Committees other than Standing, 3.
 Committee Reports, 414, 572, 655, 705, 719, 720, 722.
 Bills, 20, 21 (5), 47, 49, 68, 80, 83, 96 (2), 118, 129, 130, 146, 150, 151.
 Senate Concurrent Resolutions, 91, 283, 298.
 Motions, 66, 354, 655, 705, 738.

SORLIE

Standing Committees, 9, 10.
 Conference Committees, 637, 758, 855, 959, 972 (2).
 Conference Committee Reports, 894, 923, 931, 976, 983, 984.
 Committees other than Standing, 5, 7, 453.
 Committee Reports, 722.
 Bills, 68 (2), 79 (3), 83 (3), 95, 97 (2), 104, 112, 130 (3), 143, 151.
 Senate Concurrent Resolutions, 42, 91.
 Motions, 26, 30, 50, 179, 223, 236, 260, 297, 336, 360, 410, 494, 495,
 523, 587, 603, 680, 696, 697, 703, 723 (2), 725, 728, 731 (2), 733,
 796 (2), 855, 886, 894, 917, 923 (2), 931, 947, 959 (2), 976 (2),
 984 (2).
 Remarks Printed, 1018.

STRINDEN

Delayed Bills, 31.
 Standing Committees, 10 (2), 11, 31.
 Conference Committees, 639 (2), 758, 833, 856, 862, 877, 917, 946,
 959.
 Conference Committee Reports, 897, 908, 924, 935, 937, 960, 977, 998.
 Committees other than Standing, 6.
 Committee Reports, 398, 399, 412, 714, 718, 733, 737, 738, 740, 745.
 Bills, 22 (2), 40, 49, 58 (3), 60, 61, 68, 97, 117, 129, 148, 149, 163 (3).
 Senate Concurrent Resolutions, 42, 92, 218, 314.
 Motions, 347, 356 (3), 518, 769, 824, 885, 898 (2), 935, 999.
 Remarks Printed, 72, 996.

THOMPSON

Senate Resolution, 24.
 Standing Committees, 9, 11, 31.
 Conference Committees, 639, 813, 833, 959, 975, 985.
 Conference Committee Reports, 832, 902, 925, 976, 982, 987, 988.
 Committees other than Standing, 5, 6, 279.
 Committee Reports, 308.

Bills, 20, 35 (2), 45, 58 (3), 79 (2), 83, 104, 118, 149, 161, 163, 164.
 Senate Concurrent Resolutions, 92, 165, 283, 314.
 Motions, 210, 219, 225, 232, 234 (2), 308 (2), 410, 521, 601, 716, 904,
 939, 988.

TORGERSON

Standing Committees, 10 (2), 11.
 Conference Committees, 600, 758 (2), 813, 833, 855, 857 (2), 937,
 951.
 Conference Committee Reports, 832, 895, 899, 902, 913, 924, 933, 934,
 998, 999.
 Committees other than Standing, 6.
 Committee Reports, 354, 413, 572, 655, 704, 718, 720.
 Bills, 35, 95, 103, 104, 118, 129.
 Senate Concurrent Resolutions, 42, 92, 298, 314.
 Motions, 13, 53, 531, 551, 564, 809, 832, 899 (2), 902, 998, 999, 1000.

TRENBEATH

Standing Committees, 9, 10 (2).
 Conference Committees, 591, 857, 877, 908, 919, 985, 988 (2).
 Conference Committee Reports, 915, 926, 931, 950, 978, 988, 1007,
 1008.
 Committee Reports, 204, 211, 261, 262 (2), 264, 275 (2), 276, 279,
 358 (2), 359, 360, 367 (2), 397 (2), 398 (2), 423, 524, 525 (4), 529,
 621, 622 (7), 623, 702, 716, 722 (3), 732.
 Bills, 22, 49 (2), 60 (2), 61, 68, 80, 83, 95 (2), 96, 103 (2), 104, 112,
 117, 118, 123, 129, 139, 149, 151 (3), 161, 164.
 Senate Concurrent Resolutions, 42, 45, 80, 92, 105, 179, 298, 299.
 Motions, 33, 34, 73 (2), 90, 101, 167, 173 (2), 204, 211, 221, 261, 262
 (2), 264, 275 (2), 276, 279 (3), 298 (2), 324, 358 (2), 359, 360, 367
 (2), 385, 395, 397 (2), 398 (2), 410, 423, 432, 437, 453, 454, 469 (2),
 473, 524, 525 (4), 529, 530, 622 (8), 623, 636 (4), 637, 658 (3), 702,
 732, 753, 783, 813, 887, 931, 950 (2), 965, 966, 987, 1008.

TUFF

Standing Committees, 9, 11 (2), 31.
 Conference Committees, 759, 856.
 Conference Committee Reports, 914, 928.
 Committees other than Standing, 6.
 Committee Reports, 340 (2), 461, 716, 729, 786.
 Bills, 68, 80, 83, 96, 117, 130, 142, 143, 145, 148 (4), 162, 164.
 Senate Concurrent Resolutions, 92.

URDAHL

Delayed Bills Committee, 31.
 Standing Committees, 10, 11.
 Conference Committees, 857, 877, 963, 988 (2).
 Conference Committee Reports, 926, 931, 979, 1007, 1008.
 Committees other than Standing, 6.
 Committee Reports, 718.
 Bills, 60 (2), 61, 80, 83, 95, 97, 103, 111 (2), 146, 149.
 Senate Concurrent Resolutions, 92.
 Motions, 487, 700 (2), 730, 791, 792, 931.

VAN HORN

Standing Committees, 9, 11.
 Conference Committees, 758, 855, 972 (2).
 Conference Committee Reports, 894, 924, 983, 984.
 Committees other than Standing, 7, 101, 997.
 Committee Reports, 722.
 Bills, 17 (3), 18 (2), 19, 20 (2), 40, 60 (2), 79, 80, 83 (2), 104, 111,
 118, 124, 129, 136, 139, 140, 163, 164.

Senate Concurrent Resolutions, 23, 80, 92, 165, 218, 266, 283, 314.
Motions, 209 (3), 216 (2), 219, 252, 292, 312, 342, 378, 516, 521, 561,
572, 605, 666, 673 (2), 798, 812, 815 (3), 945, 947, 948, 963.
Remarks Printed, 997, 1019.

WALZ

Standing Committees, 10 (2), 11.
Conference Committees, 758, 857.
Conference Committee Reports, 895, 933.
Committees other than Standing, 7.
Committee Reports, 354, 705, 718, 719.
Bills, 35 (2), 60, 68, 80, 88, 96 (2), 97, 103, 111, 145, 161.
Senate Concurrent Resolutions, 45, 83, 92, 218, 314.
Motions, 99, 187, 346, 390, 552 (2), 714, 753, 861, 897, 944.

WEBER

Standing Committees, 9, 10, 11.
Conference Committees, 857, 917, 924.
Conference Committee Reports, 934, 951, 958.
Committee Reports, 308, 413, 572, 655, 717.
Bills, 35, 50, 68 (2), 79, 80, 88 (3), 96 (2), 111, 117, 118, 124, 134, 145,
149.
Senate Concurrent Resolutions, 92, 283.
Motions, 410, 572, 717, 769, 785, 807, 851.

WITTEMAN

Standing Committees, 10 (2), 11.
Conference Committees, 855, 877.
Conference Committee Reports, 924, 954.
Committees other than Standing, 6, 31.
Committee Reports, 398, 399, 413, 414, 572, 655, 722, 733, 737, 738,
741.
Bills, 68, 79, 88, 97, 103, 112, 117, 118.
Senate Concurrent Resolutions, 92, 283.
Senate Resolutions, 165.
Motions, 683.

RECORD OF SENATE BILLS IN THE SENATE

Senate Bill No. 1—(Committee on Appropriations)

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.

Introduction, first reading, 13.
Referred to Committee on Appropriations.
Reported back, amended, 346.
Amendments adopted, 356.
Engrossed, 396.
Second reading, 419, 983.
Passed, 420, 984.
To House, 452.
Returned to Senate, amended, 971.
Conference Committee, 972, 975.
Senate does not concur, 972.
Conference Committee Report, 983.
Emergency carried, 984.
Re-engrossed, 1011.
Enrolled, 1011.
Signed by President, 1012.
Sent to House, 1012.
Received from House, 1014.
Message to Governor, 1015.

Senate Bill No. 2—(Committee on Appropriations)

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.

Introduction, first reading, 13.
Referred to Committee on Appropriations.
Reported back, amended, 421.
Amendments adopted, 432.
Engrossed, 453.
Second reading, 469, 984.
Passed, 469, 984.
Clincher motion, 477.
To House, 486.
Returned to Senate, amended, 971.
Senate does not concur, 972.
Conference Committee, 972, 975.
Conference Committee report, 984.
Re-engrossed, 1012.
Enrolled, 1013.
Signed by President, 1013.
Sent to House, 1014.
Received from House, 1015.
Message to Governor, 1016.

Senate Bill No. 3—(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.

Introduction, first reading, 13.
 Referred to Committee on Appropriations.
 Reported back, amended, 335, 355.
 Amendments adopted, 356.
 Engrossed, 395.
 Placed at foot of calendar, 403.
 Second reading, 441.
 Passed, 442.
 To House, 454, 592.
 Senate requests return, 569.
 Returned to Senate, 574, 705.
 Re-engrossed, 576.
 Enrolled, 825.
 Signed by President, 830.
 Sent to House, 830.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 4—(Committee on Appropriations)

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.

Introduction, first reading, 14.
 Referred to Committee on Appropriations.
 Reported back, amended, 251.
 Amendments adopted, 260.
 Engrossed, 273.
 Second reading, 303, 987.
 Passed, 303, 987.
 To House, 315.
 Returned to Senate, amended, 956.
 Senate does not concur, 959.
 Conference Committee, 959, 971.
 Conference Committee Report, 986.
 Re-engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Messaged to Governor, 1016.

Senate Bill No. 5—(Committee on Appropriations)

Senate Bill No. 5. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission.

Introduction, first reading, 14.
 Referred to Committee on Appropriations.
 Reported back, amended, 76.
 Amendments adopted, 82.
 Engrossed, 93.
 Second reading, 105, 980.
 Passed, 105, 981.
 To House, 125.
 Returned to Senate, amended, 956.
 Senate does not concur, 959.
 Conference Committee, 959, 972.
 Conference Committee report, 980.
 Re-engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.

Received from House, 1015.
Message to Governor, 1016.

Senate Bill No. 6—(Committee on Appropriations)

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.

Introduction, first reading, 14.
Referred to Committee on Appropriations.
Reported back, amended, 43.
Amendments adopted, 48.
Engrossed, 56.
Second reading, 70.
Passed, 71.
To House, 81.
Returned to Senate, 705.
Enrolled, 785.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.
Approved by Governor, 1010.

Senate Bill No. 7—(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.

Introduction, first reading, 14.
Referred to Committee on Appropriations.
Reported back, amended, 43.
Amendments adopted, 48.
Engrossed, 56.
Second reading, 71, 921.
Passed, 71, 922.
To House, 81.
Returned to Senate, amended, 770.
Senate does not concur, 862.
Conference Committee, 862, 878.
Conference Committee report, 921.
Re-engrossed, 1011.
Enrolled, 1011.
Signed by President, 1012.
Sent to House, 1012.
Received from House, 1014.
Messaged to Governor, 1015.

Senate Bill No. 8—(Committee on Appropriations)

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.

Introduction, first reading, 14.
Referred to Committee on Appropriations.
Reported back, amended, 77, 275.
Re-referred to Committee on Appropriations, 77.

Amendments adopted, 298.
 Engrossed, 307.
 Second reading, 1011.
 Passed, 372, 923.
 To House, 407.
 Returned to Senate, amended, 770.
 Senate does not concur, 856.
 Conference Committee, 856, 864.
 Conference Committee report, 922.
 Re-engrossed, 1011.
 Enrolled, 1011.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 9—(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.

Introduction, first reading, 14.
 Referred to Committee on Appropriations.
 Reported back, amended, 77.
 Amendments adopted, 82.
 Engrossed, 93.
 Second reading, 105.
 Passed, 105.
 To House, 125.
 Returned to Senate, 574.
 Enrolled, 576.
 Signed by President, 594.
 Sent to House, 595.
 Received from House, 598.
 Message to Governor, 600.
 Approved by Governor, 692.

Senate Bill No. 10—(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.

Introduction, first reading, 14.
 Referred to Committee on Appropriations.
 Reported back, amended, 77.
 Amendments adopted, 82.
 Engrossed, 93.
 Second reading, 106, 976.
 Passed, 106, 976.
 To House, 125.
 Returned to Senate, amended, 956, 957.
 Senate does not concur, 959.
 Conference Committee, 959, 972.
 Conference Committee report, 975.
 Re-engrossed, 1012.
 Enrolled, 1013.

Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 11—(Committee on Appropriations)

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.

Introduction, first reading, 15.
 Referred to Committee on Appropriations.
 Reported back, do pass, 77.
 Second reading, 91.
 Passed, 91.
 To House, 101.
 Returned to Senate, 705.
 Enrolled, 825.
 Signed by President, 830.
 Sent to House, 830.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 12—(Committee on Appropriations)

Senate Bill No. 12. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Introduction, first reading, 15.
 Referred to Committee on Appropriations.
 Reported back, do pass, 216.
 Second reading, 231, 884.
 Passed, 231, 885.
 To House, 250.
 Returned to Senate, amended, 820.
 Senate concurs, 884.
 Engrossed, 966.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 13—(Committee on Appropriations)

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.

Introduction, first reading, 15.
 Referred to Committee on Appropriations.
 Reported back, amended, 188.
 Amendments adopted, 198.
 Engrossed, 203.
 Second reading, 212.
 Passed, 213.
 To House, 223.
 Returned to Senate, 574.
 Enrolled, 576.
 Signed by President, 594.

Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 670.

Senate Bill No. 14—(Committee on Appropriations)

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.

Introduction, first reading, 15.
Referred to Committee on Appropriations.
Reported back amended, 56.
Amendments adopted, 73.
Engrossed, 76.
Second reading, 90.
Passed, 90.
To House, 101.
Returned to Senate, 574.
Enrolled, 576.
Signed by President, 594.
Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 670.

Senate Bill No. 15—(Committee on Appropriations)

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.

Introduction, first reading, 15.
Referred to Committee on Appropriations.
Reported back amended, 236.
Amendments adopted, 257.
Engrossed, 260.
Second reading, 292.
Passed, 293.
To House, 305.
Returned to Senate, 705.
Enrolled, 785.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.
Approved by Governor, 1010.

Senate Bill No. 16—(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.

Introduction, first reading, 15.
Referred to Committee on Appropriations.
Reported back, do pass, 251.
Second reading, 286.

Passed, 287.
 To House, 305.
 Returned to Senate, 770.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 905.
 Message to Governor, 907.

Senate Bill No. 17—(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.

Introduction, first reading 15.
 Referred to Committee on Appropriations.
 Reported back amended, 251.
 Amendments adopted, 260.
 Engrossed, 273.
 Second reading, 303.
 Passed, 304.
 To House, 315.
 Returned to Senate, 705.
 Enrolled, 825.
 Signed by President, 830.
 Sent to House, 830.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 18—(Committee on Appropriations)

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.

Introduction, first reading, 16.
 Referred to Committee on Appropriations.
 Reported back, do pass, 25.
 Second reading, 34, 697.
 Passed, 34, 698.
 To House, 37.
 House amendments, 599.
 Returned to Senate, amended, 599.
 Senate concurs, 697.
 Engrossed, 785.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.
 Approved by Governor, 1010.

Senate Bill No. 19—(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.

Introduction, first reading, 16.
 Referred to Committee on Appropriations.
 Reported back, do pass, 25.
 Second reading, 34.
 Passed, 35.

To House, 37.
Returned to Senate, 574.
Enrolled, 576.
Signed by President, 594.
Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 692.

Senate Bill No. 20—(Committee on Appropriations)

Senate Bill No. 20. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Introduction, first reading, 16.
Referred to Committee on Appropriations.
Reported back, do pass, 181.
Second reading, 196.
Passed, 196.
To House, 211.
Returned to Senate, 574.
Enrolled, 576.
Signed by President, 594.
Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 692.

Senate Bill No. 21—(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.

Introduction, first reading, 16.
Referred to Committee on Appropriations.
Reported back, amended, 236.
Amendments adopted, 257.
Engrossed, 260.
Second reading, 293.
Passed, 293.
To House, 305.
Returned to Senate, 624.
Enrolled, 692.
Signed by President, 693.
Sent to House, 693.
Received from House, 727.
Message to Governor, 730.
Approved by Governor, 815.

Senate Bill No. 22—(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.

Introduction, first reading, 16.
Referred to Committee on Appropriations.
Reported back do pass, 57.
Second reading, 72.
Passed, 72.

To House, 81.
 Returned to Senate, 705.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.
 Approved by Governor, 1010.

Senate Bill No. 23—(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.

Introduction, first reading, 16.
 Referred to Committee on Appropriations, 259.
 Reported back, amended, 225, 308.
 Amendments adopted, 239, 340.
 Engrossed, 251.
 Re-engrossed, 345, 1012.
 Second reading, 385.
 Passed, 385.
 Emergency carried, 385.
 To House, 407.
 Returned to Senate, amended, 706.
 Senate does not concur, 855.
 Conference Committee, 855, 864, 937, 943.
 Conference Committee report, 937, 940.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 24—(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.

Introduction, first reading, 16.
 Referred to Committee on Appropriations.
 Reported back, amended, 252, 260.
 Amendments adopted, 260.
 Engrossed, 273.
 Second reading, 304, 307, 923.
 Passed, 304, 307, 923.
 Reconsidered, 306.
 To House, 343.
 Returned to Senate, amended, 820.
 Senate does not concur, 855.
 Conference Committee, 855, 864.
 Conference Committee report, 923.
 Re-engrossed, 1017.
 Enrolled, 1017.
 Signed by President, 1017.
 Sent to House, 1017.
 Received from House, 1017.
 Message to Governor, 1018.

Senate Bill No. 25—(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.

Introduction, first reading, 16.
 Referred to Committee on Appropriations.
 Reported back, amended, 252.
 Amendments adopted, 260.
 Engrossed, 273.
 Second reading, 304.
 Passed, 304.
 To House, 315.
 Returned to Senate, 705.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 26—(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.

Introduction, first reading, 17.
 Referred to Committee on Appropriations.
 Reported back, amended, 43.
 Amendments adopted, 49.
 Engrossed, 56.
 Second reading, 71.
 Passed, 72.
 To House, 81.
 Returned to Senate, 770.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 905.
 Message to Governor, 907.

Senate Bill No. 27—(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.

Introduction, first reading, 17.
 Referred to Committee on Appropriations.
 Reported back, do pass, 44.
 Second reading, 51.
 Passed, 52.
 To House, 73.
 Returned to Senate, 574.
 Enrolled, 619.
 Signed by President, 619.
 Sent to House, 619.
 Received from House, 657.
 Message to Governor, 660.
 Approved by Governor, 692.

Senate Bill No. 28—(Senators Lips and Van Horn)

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.

Introduction, first reading, 17.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 347.
 Placed on calendar, 347.
 Placed at foot of calendar, 389, 403.
 Reported back, amended, 438.
 Second reading, 438.
 Passed, 440.
 Clincher motion, 477.
 Engrossed, 477.
 To House, 486.
 Returned to Senate, amended, 706.
 Senate does not concur, 855.
 Conference Committee, 855, 864.
 Conference Committee report, 924.
 Enrolled, 1011.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 29—(Senators Lips and Van Horn)

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.

Introduction, first reading, 17.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 44.
 Second reading, 52, 697, 768.
 Passed, 52, 769.
 Placed at foot of calendar, 697.
 Clincher motion, 769.
 To House, 73.
 House amendments, 590.

Returned to Senate, 590.
Senate concurs, 697.

Senate Bill No. 30—(Senator Lips and Van Horn)

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.

Introduction, first reading, 17.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 44.
Second reading, 52.
Passed, 53.
To House, 73.
Returned to Senate, 770.
Enrolled, 859.
Signed by President, 869.
Sent to House, 869.
Received from House, 905.
Message to Governor, 907.

Senate Bill No. 31—(Senators Lips and Van Horn)

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.

Introduction, first reading, 18.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Finance and Taxation, 53.
Reported back, do pass, 44, 82.
Second reading, 100, 235.
Passed, 100, 236.
To House, 112.
House amendments, 233.
Returned to Senate, 233.
Senate concurs, 235.
Emergency carried, 236.
Engrossed, 527.
Enrolled, 527.
Signed by President, 527.
Sent to House, 538.
Received from House, 545.
Message to Governor, 552.
Approved by Governor, 576.

Senate Bill No. 32—(Senators Lips and Van Horn)

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.

Introduction, first reading, 18.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 82.

Second reading, 100.
 Passed, 100.
 To House, 112.
 Returned to Senate, 544.
 Enrolled, 576.
 Signed by President, 594.
 Sent to House, 595.
 Received from House, 598.
 Message to Governor, 600.
 Approved by Governor, 693.

Senate Bill No. 33—(Senators Reichert, Longmire and Sinner)
 (Legislative Research Committee Study)

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.

Introduction, first reading, 18.
 Referred to Committee on Judiciary.
 Reported back, do pass, 48.
 Second reading, 69.
 Passed, 69.
 To House, 81.
 Returned to Senate, 770.
 Enrolled, 980.
 Signed by President, 1000.
 Sent to House, 1000.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 34—(Senators Reichert, Longmire and Sinner)
 (Legislative Research Committee Study)

Senate Bill No. 34. A Bill for an Act to provide a restriction on members of the legislative assembly from concurrently holding another state office except as employees of institutions of higher learning and providing for an effective date.

Introduction, first reading, 18.
 Referred to Committee on State and Federal Government.
 Reported back indefinitely postponed, 347.

Senate Bill No. 35—(Senators Reichert, Longmire and Sinner)
 (Legislative Research Committee Study)

Senate Bill No. 35. A Bill for an Act to amend and reenact section 54-03-02 of the North Dakota Century Code, relating to when the legislative assembly meets and providing an effective date.

Introduction, first reading, 18.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 216.

Senate Bill No. 36—(Senators Reichert, Longmire and Sinner)
 (Legislative Research Committee Study)

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.

Introduction, first reading, 18.
 Referred to Committee on State and Federal Government.

Reported back, do pass, 225.
 Second reading, 245.
 Passed, 245.
 To House, 257.
 Returned to Senate, 527.
 Enrolled, 543.
 Signed by President, 543.
 Sent to House, 552.
 Received from House, 569.
 Message to Governor, 574.
 Approved by Governor, 597.

Senate Bill No. 37—(Senators Reichert, Longmire and Sinner)
 (Legislative Research Committee Study)

Senate Bill No. 37—A Bill for an Act to provide for the appointment, term of office, and removal of a state treasurer, commissioner of insurance, commissioner of agriculture and labor, tax commissioner, and superintendent of public instruction, and to amend and reenact subsection 1 of section 54-06-01 and sections 54-16-01 and 57-13-01 of the North Dakota Century Code, relating to elected state officers, members of the emergency commission, and members of the state board of equalization, and providing an effective date.

Introduction, first reading, 19.
 Referred to Committee on State and Federal Government.
 Withdrawn, 354.

Senate Bill No. 38—(Senators Reichert, Longmire and Sinner)
 (Legislative Research Committee Study)

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.

Introduction, first reading, 19.
 Referred to Committee on Judiciary.
 Reported back, do pass, 57, 340.
 Second reading, 72, 474, 928.
 Re-referred to Committee on State and Federal Government, 73.
 Divided report, 340.
 Placed at foot of calendar, 385, 403.
 Passed, 474, 929.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, amended, 770.
 Senate does not concur, 856.
 Conference Committee, 856, 864.
 Conference Committee report, 927.
 Engrossed, 1011.
 Enrolled, 1011.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 39—(Senators Reichert, Longmire and Sinner)
(Legislative Research Committee Study)

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.

Introduction, first reading, 19.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 203.
Second reading, 227.
Passed, 229.
To House, 250.
Returned to Senate, amended, 770.
Senate does not concur, 856.
Conference Committee, 856, 864.
Conference Committee report, 908.
Indefinitely postponed, 908.
Clincher, 908.

Senate Bill No. 40—(Senators Hernet, Holand, Kisse, Lips and Van Horn) (Legislative Research Committee Study)

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.

Introduction, first reading, 19.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 44.
Re-referred to Committee on Finance and Taxation, 53.
Reported back, amended, 153.
Amendments adopted, 167.
Engrossed, 174.
Second reading, 175.
Passed, 176.
To House, 191.
Returned to Senate, 590.
Enrolled, 638.
Signed by President, 671.
Sent to House, 671.
Received from House, 694.
Message to Governor, 729.
Approved by Governor, 815.

Senate Bill No. 41—(Senators Hernet, Holand and Kisse)
(Legislative Research Committee Study)

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.

Introduction, first reading, 20.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 44.
Second reading, 53, 1000.
To House, 73.
Returned to Senate, amended, 932.

Senate does not concur, 937.
 Conference Committee, 937, 949.
 Conference Committee report, 999.
 Engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 42—(Senators Becker, Hernet, Holand, Kisse, Van Horn) (Legislative Research Committee Study)

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.

Introduction, first reading, 20.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 357.
 Amendments adopted, 395.
 Engrossed, 408.
 Second reading, 450, 1003.
 Passed, 452, 1003.
 Re-engrossed, 453, 1012.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, amended, 820.
 Senate does not concur, 855.
 Conference Committee, 855, 863, 924, 951, 972, 998, 1001.
 Conference Committee report, 924, 951, 998, 1002.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 43—(Senators Becker, Holand, Kisse, Lips and Van Horn) (Legislative Research Committee Study)

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.

Introduction, first reading, 20.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 347.
 Amendments adopted, 356.
 Engrossed, 396.
 Second reading, 420.
 Passed, 420.
 To House, 452.
 Returned to Senate, 677.
 Indefinitely postponed, 677.

Senate Bill No. 44—(Senators Longmire, Becker, Reichert, Luick and Thompson) (Legislative Research Committee Study)

Senate Bill No. 44. A Bill for an Act providing for meetings of legislators and legislators-elect in advance of regular legislative sessions.

Introduction, first reading, 20.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 48, 308.
 Re-referred to Committee on State and Federal Government, 95.
 Re-referred to Committee on Appropriations, 48, 259.
 Second reading, 380, 884.
 Passed, 380, 884.
 To House, 407.
 Returned to Senate, amended, 802.
 Senate concurs, 884.
 Engrossed, 966.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 45—(Senators Longmire, Kautzmann, Solberg, Morgan and Forkner) (Legislative Research Committee Study)

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.

Introduction, first reading, 20.
 Referred to Committee Political Subdivisions.
 Reported back, amended, 66, 107.
 Amendments adopted, 78.
 Engrossed, 82.
 Second reading, 91, 106.
 Placed at foot of calendar, 91.
 Passed, 107.
 Re-engrossed, 114.
 To House, 125.
 Returned to Senate, 544.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 46—(Senators Longmire, Kautzmann, Solberg, Morgan and Forkner) (Legislative Research Committee Study)

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.

Introduction, first reading, 21.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Laid over one legislative day, 66.
 Re-referred to Committee on State and Federal Government, 87.
 Reported back, amended, 195.
 Amendments adopted, 204.
 Engrossed, 215.
 Second reading, 230.
 Passed, 231.
 To House, 250, 570.
 Returned to Senate, 544, 591.
 House requests return, 569.
 Enrolled, 619.
 Signed by President, 619.
 Sent to House, 619.
 Received from House, 657.
 Message to Governor, 660.
 Vetoed, 1002.

Senate Bill No. 47—(Senators Longmire, Kautzmann, Solberg, Morgan and Forkner) (Legislative Research Committee Study)

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.

Introduction, first reading, 21.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 66.
 Second reading, 88.
 Passed, 89.
 To House, 101.
 Returned to Senate, 659.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.

Senate Bill No. 48—(Senators Longmire, Kautzmann, Solberg, Morgan and Forkner) (Legislative Research Committee Study)

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.

Introduction, first reading, 21.
 Referred to Committee on Judiciary.
 Reported back, do pass, 48.
 Second reading, 70.
 Passed, 70.
 To House, 81.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.

Senate Bill No. 49—(Senators Longmire, Kautzmann, Solberg, Morgan and Forkner) (Legislative Research Committee Study)

Senate Bill No. 49. A Bill for an Act to provide that a judgment or decree rendered by a tribal court or court of Indian offenses may be docketed in a district court in the discretion of the district judge, and enforced in the same manner as if such judgment had been rendered in the district court.

Introduction, first reading, 21.
 Referred to Committee on Judiciary.
 Withdrawn, 264.

Senate Bill No. 50—(Senators Longmire, Kautzmann, Solberg, Morgan and Forkner) (Legislative Research Committee Study)

Senate Bill No. 50. A Bill for an Act accepting civil jurisdiction over certain causes of action arising in Indian country and providing limitations thereon; and to amend and reenact sections 27-19-01, 27-19-05, 27-19-06, 27-19-08, 27-19-11, and 27-19-13 of the North Dakota Century Code, relating thereto.

Introduction, first reading, 21.
 Referred to Committee on Judiciary.
 Withdrawn, 264.

Senate Bill No. 51—(Senators Mahoney and Trenbeath)
 (Legislative Research Committee Study)

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.

Introduction, first reading, 22.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Natural Resources, 73.
 Reported back, amended, 211.
 Amendments adopted, 221.
 Engrossed, 225.
 Second reading, 244.
 Passed, 244.
 Emergency carried, 244.
 To House, 257.
 Returned to Senate, 590.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 52—(Senators Reichert and Longmire)
(Legislative Research Committee Study)

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.

Introduction, first reading, 22.
Referred to Committee on Judiciary.
Reported back, amended, 66, 98.
Amendments adopted, 78.
Engrossed, 82.
Second reading, 98.
Passed, 99.
Re-engrossed, 102.
To House, 113.
Returned to Senate, 659.
Enrolled, 786.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.

Senate Bill No. 53—(Senators Strinden, Beck and Longmire)
(Legislative Research Committee Study)

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.

Introduction, first reading, 22.
Referred to Committee on Education.
Reported back, amended, 110, 123, 133.
Amendments adopted, 123.
Engrossed, 126.
Second reading, 133, 699, 885.
Passed, 134, 699, 885.
To House, 160, 728.
House amendments, 624.
Returned to Senate, amended, 624, 820, 821.
Senate concurs, 699, 885.
House requests return, 727.
Reconsidered, 727.
Re-engrossed, 980.
Enrolled, 980.
Signed by President, 1000.
Sent to House, 1000.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 54—(Senators Strinden, Berube, Beck and Longmire)

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.

Introduction, first reading, 22.
 Referred to Committee on Education.
 Reported back, do pass, 44.
 Second reading, 54, 700.
 Passed, 54, 700.
 To House, 73.
 House amendments, 626.
 Returned to Senate, amended, 624.
 Senate concurs, 699.
 Engrossed, 814.
 Enrolled, 814.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 55—(Senators Luick, Dahlund, Bopp and Nelson)
 (Legislative Research Committee Study)

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.

Introduction, first reading, 22.
 Referred to Committee on Transportation.
 Reported back, do pass, 275.
 Second reading, 324, 377.
 Placed at foot of calendar, 324.
 Reported back, amended, 377.
 Re-engrossed, 377.
 Engrossed, 408.
 Passed, 377.
 To House, 425.
 Returned to Senate, indefinitely postponed, 598.

Senate Bill No. 56—(Senators Luick, Dahlund, Bopp and Nelson)
 (Legislative Research Committee Study)

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.

Introduction, first reading, 23.
 Referred to Committee on Transportation.
 Reported back, do pass, 67.
 Second reading, 89.
 Passed, 89.
 To House, 101.
 Returned to Senate, indefinitely postponed, 729.

Senate Bill No. 57—(Senators Morgan, Roen, Torgerson, Nelson, Weber and Robinson)

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.

Introduction, first reading, 35.
 Referred to Committee on Agriculture.
 Reported back, amended, 67, 99.
 Amendments adopted, 78.
 Engrossed, 82.
 Second reading, 99, 861.
 Passed, 99, 861.
 Re-engrossed, 102, 966.
 To House, 113.
 Returned to Senate, amended, 706.
 Senate concurs, 861.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 58—(Senators Ringsak, Dahlund, Kjos, Walz, Longmire, Morgan, Lashkowitz, Bopp, Thompson, Kadlec, Chesrown and Forkner)

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.

Introduction, first reading, 35.
 Referred to Committee on Judiciary.
 Reported back, do pass, 114.
 Second reading, 131.
 Passed, 131.
 To House, 160.
 Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.

Senate Bill No. 59—(Senators Ringsak, Bopp, Thompson, Kadlec, Chesrown, Forkner, Dahlund, Kjos, Walz, Longmire, Lashkowitz and Morgan)

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.

Introduction, first reading, 35.
 Referred to Committee on Judiciary.
 Reported back, do pass, 114.
 Second reading, 131.
 Passed, 131.
 To House, 160.
 Returned to Senate, 659.
 Enrolled, 724.
 Sent to House, 738.
 Signed by President, 738.
 Received from House, 764.
 Message to Governor, 777.

Senate Bill No. 60—(Senators Reichert, Longmire, Chesrown, Kautzmann and Hernett)

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 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.

Introduction, first reading, 36.
 Not printed as a bill, 37.
 Referred to Committee on Judiciary.
 Reported back, amended, 114.
 Amendments adopted, 127.
 Engrossed, 141, 1012.
 Re-referred to Committee on Judiciary, 154.
 Reported back, do pass, 178.
 Second reading, 184.
 Passed, 185.
 To House, 201.
 Returned to Senate, 635.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.

Received from House, 1015.
Message to Governor, 1016.

Senate Bill No. 61—(Senators Sinner, Bopp, Kisse, Larson, Roen, Strinden, Hernet, Van Horn, Ruemmele and Kadlec)

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.

Introduction, first reading 40.
Referred to Committee on Education, 40.
Reported back, amended, 221.
Amendments adopted, 234.
Engrossed, 235.
Second reading, 265.
Passed, 265.
To House, 285.
Returned to Senate, indefinitely postponed, 591.

Senate Bill No. 62—(Senator Lips)

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.

Introduction, first reading, 40.
Referred to Committee on State and Federal Government.
Reported back, do pass, 93.
Second reading, 107, 702.
Passed, 108, 702.
To House, 125, 631.
Returned to Senate, 544.
Returned to Senate, amended, 677.
Senate concurs, 701.
House requests return, 621.
Enrolled, 576, 810.
Engrossed, 810.
Signed by President, 595, 825.
Sent to House, 595, 825.
Received from House, 598, 868.
Message to Governor, 600, 877.
Senate requests return from Governor, 624.
Received from Governor, 628.

Senate Bill No. 63—(Senators Lips and Lashkowitz)

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.

Introduction, first reading 42.
Referred to Committee on Political Subdivision.
Reported back, do pass, 67.
Second reading, 89.

Passed, 90.
To House, 101.
Returned to Senate, 527.
Enrolled, 567.
Signed by President, 574.
Sent to House, 575.
Received from House, 586.
Message to Governor, 590.
Approved by Governor, 670.

Senate Bill No. 64—(Senator Morgan)

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.

Introduction, first reading, 42.
Referred to Committee on Agriculture.
Reported back, amended, 67.
Amendments adopted, 78.
Engrossed, 82.
Second reading, 99.
Passed, 100.
Emergency carried, 100.
To House, 113.
Enrolled, 638.
Signed by President, 671.
Sent to House, 671.
Received from House, 694.
Message to Governor, 729.
Approved by Governor, 815.

Senate Bill No. 65—(Senator Longmire)

Senate Bill No. 65. A Bill for an Act to provide for condominium ownership of real property.

Introduction, first reading, 44.
Referred to Committee on Judiciary.
Reported back, do pass, 114.
Second reading, 131.
Passed, 132.
To House, 160.
Returned to Senate, 659.
Enrolled, 724.
Signed by President, 738.
Sent to House, 738.
Received from House, 764.
Message to Governor, 777.
Approved by Governor, 913.

Senate Bill No. 66—(Senators Mahoney, Chesrown and Thompson)

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.

Introduction, first reading, 45.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 115.
Second reading, 132.
Passed, 132.

To House, 160.
 Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 67—(Senators Longmire and Lashkowitz)

Senate Bill No. 67. A Bill for an Act authorizing counties and cities to provide services for alcoholics and providing an appropriation for state assistance.

Introduction, first reading, 45.
 Referred to Committee on Political Subdivisions.
 Re-referred to Committee on Social Welfare and Veterans Affairs, 128.
 Reported back, indefinitely postponed, 280.

Senate Bill No. 68—(Senators Lashkowitz, Longmire, Redlin, Reichert and Ecker)

Senate Bill No. 68. A Bill for an Act to amend and reenact sections 15-22-23, 15-28-03, 15-28-04, 15-28-07, 15-28-08, 15-28-10, 15-51-01, and 15-51-02 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with municipal elections.

Introduction, first reading, 45.
 Referred to Committee on Education.
 Re-referred to Committee on Education, 237.
 Reported back, indefinitely postponed, 336.

Senate Bill No. 69—(Senators Lashkowitz, Longmire, Redlin, Reichert and Lips)

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.

Introduction, first reading, 45.
 Referred to Committee on Judiciary.
 Reported back, amended, 115.
 Amendments adopted, 127.
 Engrossed, 141.
 Second reading, 159.
 Passed, 159.
 To House, 172.
 Returned to Senate, lost, 802.

Senate Bill No. 70—(Senator Reichert) (By Request)

Senate Bill No. 70. A Bill for an Act to compensate the owner for damages to his pasture land and grain crops caused by large game animals, and making an appropriation therefor.

Introduction, first reading, 45.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 204.
 Committee statement, 204.

Senate Bill No. 71—(Senators Lips, Mahoney and Solberg)

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.

Introduction, first reading, 47.
 Referred to Committee on Education.
 Reported back, do pass, 111.
 Second reading, 124, 961.
 Passed, 125, 962.
 To House, 137.
 Returned to Senate, amended, 956, 957.
 Senate concurs, 961.
 Engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 72—(Senators Strinden and Mahoney)

Senate Bill No. 72. A Bill for an Act to amend and reenact Section 20-03-21 of the North Dakota Century Code relating to the issuance of game licenses by the county auditors, their agents, their compensation, and the disposition of the proceeds.

Introduction, first reading, 49.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 397.

Senate Bill No. 73—(Senator Trenbeath)

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.

Introduction, first reading, 49.
 Referred to Committee on Judiciary.
 Reported back, do pass, 115.
 Second reading, 132.
 Passed, 132.
 To House, 161.
 Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 74—(Senator Larson) (By Request)

Senate Bill No. 74. A Bill for an Act to amend and reenact subsection 3 of section 39-16-05 of the North Dakota Century Code, to provide an exception to the suspension of operator's licenses of drivers involved in motor vehicle accidents for employees of the United States when there is reason to believe that the United States attorney will certify that such employee was acting within the scope of his employment at the time of the accident.

Introduction, first reading, 49.
 Referred to Committee on Transportation, 156.
 Reported back, do pass, 126.
 Second reading, 155, 333.
 Passed, 156.
 Reported back, no recommendation, 281.
 Lost, 333.

Senate Bill No. 75—(Senator Nelson)

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.

Introduction, first reading, 49.
Referred to Committee on Agriculture.
Reported back, amended, 115.
Amendments adopted, 127.
Engrossed, 141.
Second reading, 159.
Passed, 160.
To House, 172.
Enrolled, 638.
Signed by President, 671.
Sent to House, 671.
Received from House, 694.
Message to Governor, 729.
Approved by Governor, 815.

Senate Bill No. 76—(Senator Trenbeath)

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.

Introduction, first reading, 49.
Referred to Committee on Agriculture.
Reported back, amended, 115.
Amendments adopted, 127.
Engrossed, 141.
Second reading, 160.
To House, 172.
Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 77—(Senators Rolfsrud, Roen, Solberg and Robinson)

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."

Introduction, first reading 49.
Referred to Committee on Agriculture.
Reported back, do pass, 102.
Second reading, 120.
Passed, 120.
To House, 137.
Returned to Senate, 527.
Enrolled, 567.
Signed by President, 574.
Sent to House, 575.
Received from House, 586.
Message to Governor, 590.
Approved by Governor, 939.

Senate Bill No. 78—(Senators Weber, Walz and Larson)

Senate Bill No. 78. A Bill for an Act to create and enact subsection 13 and to amend and reenact subsection 12 of section 10-04-05 of the North Dakota Century Code relating to exempt

securities; subsections 1, 2, 3 and 4 of section 10-04-07.1 of the North Dakota Century Code relating to registration by announcement — secondary; subsection 1 of section 10-04-08.2 of the North Dakota Century Code relating to advertising matter — regulations; and the first paragraph of section 10-04-10 of the North Dakota Century Code relating to registration of dealers, salesmen, and investment counsel.

Introduction, first reading, 50.

Referred to Committee on Business, Industry and Labor.

Reported back, indefinitely postponed, 126.

Senate Bill No. 79—(Senators Strinden, Beck, Thompson, Sinner and Roen)

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.

Introduction, first reading, 58.

Referred to Committee on Education, 234.

Reported back, amended, 223, 296.

Amendments adopted, 306.

Engrossed, 335.

Second reading, 378, 379.

Passed, 379.

To House, 407.

Returned to Senate, indefinitely postponed, 544.

Senate Bill No. 80—(Senators Strinden, Nelson, Roen, Thompson and Beck)

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.

Introduction, first reading, 58.

Referred to Committee on Education.

Reported back, amended, 169.

Amendments adopted, 174.

Engrossed, 181.

Second reading, 184.

Passed, 184.

To House, 201.

Returned to Senate, 830.

Enrolled, 905.

Signed by President, 967.

Sent to House, 967.

Received from House, 1009.

Message to Governor, 1010.

Senate Bill No. 81—(Senators Strinden, Roen, Beck, Sinner and Thompson)

Senate Bill No. 81. A Bill for an Act to amend and reenact section 15-40-14 of the 1963 Supplement to the North Dakota Century Code, relating to per pupil payments from county equalization funds to high school districts.

Introduction, first reading, 58.

Placed on calendar without recommendation, 115.

Second reading, 132.

Referred to Committee on Education, 133.

Reported back, indefinitely postponed, 347.

Senate Bill No. 82—(Senators Robinson and Roen)

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.

Introduction, first reading, 58.
 Referred to Committee on Agriculture.
 Reported back, do pass, 102.
 Second reading, 120.
 Passed, 121.
 To House, 137.
 Returned to Senate, 624.
 Enrolled, 671.
 Signed by President, 683.
 Sent to House, 683.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 83—(Senators Robinson and Roen)

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.

Introduction, first reading, 59.
 Referred to Committee on Agriculture.
 Reported back, do pass, 102.
 Second reading, 121.
 Passed, 121.
 To House, 137.
 Returned to Senate, 624.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 84—(Senators Robinson and Roen)

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.

Introduction, first reading, 59.
 Referred to Committee on Agriculture.
 Reported back, do pass, 103.
 Second reading, 121.
 Passed, 121.
 To House, 137.
 Returned to Senate, 624.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 85—(Senators Robinson and Roen)

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.

Introduction, first reading, 59.
 Referred to Committee on Agriculture.
 Reported back, do pass, 103.
 Second reading, 121.
 Passed, 122.
 To House, 137.
 Returned to Senate, 625.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 86—(Senators Robinson and Roen)

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.

Introduction, first reading, 59.
 Referred to Committee on Agriculture.
 Reported back, do pass, 103.
 Second reading, 122.
 Passed, 122.
 To House, 137.
 Returned to Senate, 527.
 Enrolled, 543.
 Signed by President, 543.
 Sent to House, 552.
 Received from House, 569.
 Message to Governor, 574.
 Approved by Governor, 597.

Senate Bill No. 87—(Senators Longmire and Reichert)

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.

Introduction, first reading, 59.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Re-referred to Committee on Appropriations, 411.
 Reported back, amended, 404.
 Amendments adopted, 411.
 Engrossed, 421.
 Reported back, do pass, 422.
 Second reading, 466.
 Passed, 467.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, 770.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 905.
 Message to Governor, 907.

Senate Bill No. 88—(Senator Jurgenson)

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.

Introduction, first reading, 59.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 127.
Second reading, 157.
Passed, 157.
To House, 172.
Returned to Senate, 527.
Enrolled, 567.
Signed by President, 574.
Sent to House, 575.
Received from House, 586.
Message to Governor, 590.
Approved by Governor, 639.

Senate Bill No. 89—(Senator Holand)

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.

Introduction, first reading, 59.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 127.
Second reading, 157.
Passed, 157.
To House, 172.
Returned to Senate, 574.
Enrolled, 576.
Signed by President, 595.
Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 670.

Senate Bill No. 90—(Senator Holand)

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.

Introduction, first reading, 60.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 127.
Reported back, amended, 157.
Second reading, 157.
Passed, 158.
Engrossed, 167.
To House, 172.
Returned to Senate, 574.
Enrolled, 596.
Signed by President, 596.
Sent to House, 596.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 693.

Senate Bill No. 91—(Senators Urdahl, Van Horn and Trenbeath)

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.

Introduction, first reading, 60.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 170.
 Second reading, 176.
 Passed, 176.
 Emergency carried, 176.
 To House, 191.
 Returned to Senate, 527.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 596.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 670.

Senate Bill No. 92—(Senators Urdahl, Van Horn and Trenbeath)

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.

Introduction, first reading, 60.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on State and Federal Government.
 Reported back, do pass, 170.
 Second reading, 176.
 Passed, 177.
 Emergency carried, 177.
 To House, 191.
 Returned to Senate, 527.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 596.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 670.

Senate Bill No. 93—(Senators Reichert, Kjos and Robinson)

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.

Introduction, first reading, 60.
 Referred to Committee on Transportation.
 Reported back, amended, 308.
 Divide report, 308.
 Amendments adopted, 340.
 Engrossed, 345.
 Second reading, 385, 437.
 Placed at foot of calendar, 385, 403.

Passed, 437.
 Clincher motion, 437.
 To House, 454.
 Returned to Senate, 677.
 Enrolled, 814.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 94—(Senator Longmire)

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.

Introduction, first reading, 60.
 Referred to Committee on Transportation.
 Reported back, do pass, 127.
 Second reading, 158.
 Passed, 158.
 To House, 172.
 Returned to Senate, 544.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 596.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 677.

Senate Bill No. 95—(Senators Sinner, Strinden, Roen, Forkner and Berube)

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.

Introduction, first reading, 60.
 Referred to Committee on Education.
 Reported back, do pass, 237.
 Second reading, 270.
 Passed, 271.
 To House, 285.
 Returned to Senate, 527.
 Enrolled, 567.
 Signed by President, 574.
 Sent to House, 575.
 Received from House, 586.
 Message to Governor, 590.
 Approved by Governor, 639.

Senate Bill No. 96—(Senators Kadlec, Dahlund and Larson)

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.

Introduction, first reading, 60.
 Referred to Committee on Transportation.
 Reported back, do pass, 127.
 Second reading, 158.
 Passed, Emergency Clause carried, 159.

To House, 172.
 Returned to Senate, 544.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 97—(Senators Kadlec, Dahlund and Larson)

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.

Introduction, first reading, 61.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 178.
 Second reading, 185.
 Passed, Emergency carried, 186.
 To House, 201.
 Returned to Senate, 544.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 98—(Senators Morgan, Luick and Sinner)

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.

Introduction, first reading, 61.
 Referred to Committee on Agriculture.
 Reported back, no recommendation, 336.
 Second reading, 384, 403.
 Placed at foot of calendar, 384.
 Passed, 403.
 To House, 425.
 Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 99—(Senators Kelly, Beck and Strinden)

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.

Introduction, first reading, 61.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on State and Federal Government, 73.
 Reported back, do pass, 170.
 Second reading, 177, 941.
 Passed, 177, 941.

Emergency carried, 177.
 To House, 191.
 Returned to Senate, amended, 770, 773.
 Senate does not concur, 856.
 Conference Committee, 856, 863.
 Conference Committee report, 940.
 Engrossed, 1011.
 Enrolled, 1011.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 100—(Senators Lips and Urdahl)

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.

Introduction, first reading, 61.
 Referred to Committee on Judiciary.
 Reported back, do pass, 115.
 Second reading, 133.
 Passed, 133.
 To House, 161.
 Returned to Senate, 527.
 Enrolled, 543.
 Signed by President, 543.
 Sent to House, 552.
 Received from House, 569.
 Message to Governor, 574.
 Approved by Governor, 597.

Senate Bill No. 101—(Senators Morgan, Trenbeath, Becker and Mahoney)

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.

Introduction, first reading, 61.
 Referred to Committee on Natural Resources.
 Reported back, amended, 275.
 Amendments adopted, 298.
 Engrossed, 307.
 Second reading, 372, 636.
 Passed, 372, 636.
 To House, 407.
 Returned to Senate, amended, 575.
 Senate concurs, 636.
 Re-engrossed, 692.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 102—(Senators Lips and Sinner)

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.

Introduction, first reading, 68.
 Referred to Committee on Agriculture.
 Reported back, do pass, 174.
 Second reading, 183.
 Passed, 183.
 To House, 201.
 Returned to Senate, 659.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 103—(Senators Kisse, Lips and Lashkowitz)

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.

Introduction, first reading, 68.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 192.
 Second reading, 206, 880.
 Passed, 206, 880.
 To House, 223, 631.
 Returned to Senate, 527, 770.
 House requests return, 621.
 Returned to Senate, amended, 773.
 Senate concurs, 880.
 Enrolled, 543, 980.
 Engrossed, 979.
 Signed by President, 543, 1000.
 Sent to House, 552, 1000.
 Received from House, 569, 1009.
 Message to Governor, 574, 1010.
 Senate requests return from Governor, 624.
 Received from Governor, 628.

Senate Bill No. 104—(Senators Kisse, Lips and Lashkowitz)

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.

Introduction, first reading, 68.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 192.
 Second reading, 206, 567.
 Passed, 207, 568.
 To House, 223.
 Returned to Senate, amended, 544.
 Senate concurs, 567.
 Engrossed, 619.
 Enrolled, 619.
 Signed by President, 619.
 Sent to House, 619.
 Received from House, 657.
 Message to Governor, 660.

Senate Bill No. 105—(Senators Weber, Larson and Solberg)

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.

Introduction, first reading, 68.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 280.
 Second reading, 330.
 Passed, 330.
 To House, 343.
 Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 861.

Senate Bill No. 106—(Senators Sinner, Kadlec, Kisse, Ringsak, Mahoney, Luick and Sorlie)

Senate Bill No. 106. A Bill for an Act to provide for an alternate form of county government.

Introduction, first reading, 68.
 Referred to Committee on Political Subdivisions.
 Reported back indefinitely postponed, 192.

Senate Bill No. 107—(Senators Becker, Kadlec, Trenbeath, Dahlund, Kisse, Tuff, Mutch, Beck, Reichert, Larson, Berube, Forkner, Mahoney, Rait, Witteman, Robinson, Walz, Sorlie, Lips, George, Luick, Roen, Ecker, Strinden, Weber, Bopp and Kautzmann)

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.

Introduction, first reading, 68.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 233.
 Second reading, 246.
 Passed, 247.
 To House, 257.
 Returned to Senate, lost, 963.

Senate Bill No. 108—(Senator Morgan, Weber, Luick and Witteman)

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.

Introduction, first reading, 79.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 170.
 Second reading, 177.
 Passed, 177.
 To House, 191.
 Returned to Senate, indefinitely postponed, 574.

Senate Bill No. 109—(Senators Sorlie, Luick, Robinson, Van Horn, Saumur, Lips, Thompson, Lashkowitz and Jurgenson)

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.

Introduction, first reading, 79.
 Referred to Committee on Political Subdivisions.
 Re-referred to Committee on Social Welfare and Veterans Affairs,
 128.
 Reported back, do pass, 280.
 Second reading, 330.
 Passed, 331.
 To House, 343.
 Returned to Senate, 574.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 596.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 693.

Senate Bill No. 110—(Senator Thompson and Luick)

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.

Introduction, first reading, 79.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 169.
 Reported back, amended, 216.
 Amendments adopted, 234.
 Engrossed, 235.
 Second reading, 258.
 Passed, 258.
 Emergency carried, 258.
 To House, 271.
 Returned to Senate, 590.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 111—(Senators Mahoney, Reichert and Sorlie)

Senate Bill No. 111. A Bill for an Act to amend and reenact subsection 7 of section 20-01-01 and sections 20-05-01 and 20-07-02 of the North Dakota Century Code relating to the taking of small game animals, including tree squirrels, jackrabbits, snowshoe hares and cottontail rabbits.

Introduction, first reading, 79.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 358.

Senate Bill No. 112—(Senators Mahoney, Reichert and Sorlie)

Senate Bill No. 112. A Bill for an Act to amend and reenact subsection 1 of section 20-03-01 of the North Dakota Century Code relating to authorizing the taking of small game animals with a regular resident hunting license.

Introduction, first reading, 79.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 358.

Senate Bill No. 113—(Senators Weber, Larson and Sinner)

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.

Introduction, first reading, 80.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 170.
Second reading, 177.
Passed, 178.
To House, 191.
Returned to Senate, 527.
Enrolled, 567.
Signed by President, 574.
Sent to House, 575.
Received from House, 586.
Message to Governor, 590.
Approved by Governor, 639.

Senate Bill No. 114—(Senators Kadlec, Larson and Becker)

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.

Introduction, first reading, 80.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 233.
Second reading, 247.
Passed, 247.
To House, 257.
Returned to Senate, indefinitely postponed, 770.

Senate Bill No. 115—(Senators Morgan, Solberg, Ecker and Kadlec)

Senate Bill No. 115. A Bill for an Act to provide a bounty for the killing of foxes in the state of North Dakota and to amend and reenact subsection 1 of section 20-03-12 of of the North Dakota Century Code, relating to resident hunting license fees.

Introduction, first reading, 80.
Referred to Committee on Natural Resources.
Reported back, no recommendation, 275.
Placed on calender, 275.
Reported back, amended, 324.
Second reading, 324.
Lost, 324.

Senate Bill No. 116—(Senators Hernet, Reichert, Trenbeath and Van Horn)

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.

Introduction, first reading, 80.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 401.
Amendments adopted, 410.
Engrossed, 431.

Second reading, 466, 968.
Passed, 466.
Clincher motion, 477.
To House, 486.
Returned to Senate, amended, 770, 773.
Lost, 968.

Senate Bill No. 117—(Senators Berube, Walz, Tuff, Kadlec and Bopp)

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.

Introduction, first reading, 80.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 233.
Second reading, 247.
Passed, 247.
To House, 257.
Returned to Senate, 590.
Enrolled, 638.
Signed by President, 671.
Sent to House, 671.
Received from House, 694.
Message to Governor, 729.
Approved by Governor, 815.

Senate Bill No. 118—(Senators Urdahl and Lips)

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.

Introduction, first reading, 80.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 127.
Second reading, 159, 168.
Placed at foot of calendar, 159.
Reported back, amended, 168.
Passed, 169.
Engrossed, 174.
To House, 180.
Returned to Senate, 659.
Enrolled, 810.
Signed by President, 825.
Sent to House, 825.
Received from House, 868.
Message to Governor, 877.

Senate Bill No. 119—(Senators Mahoney and Morgan)

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.

Introduction, first reading, 82.
Referred to Committee on State and Federal Government.
Reported back, do pass, 154.
Second reading, 167.
Passed, 168.

To House, 180.
 Returned to Senate, 527.
 Enrolled, 543.
 Signed by President, 543.
 Sent to House, 552.
 Received from House, 569.
 Message to Governor, 574.
 Approved by Governor, 597.

Senate Bill No. 120—(Senators Sinner, Robinson, Roen, Kadlec, Van Horn and Morgan)

Senate Bill No. 120. A Bill for an Act to create and enact section 57-02-18.8 of the North Dakota Century Code, relating to the assessment of livestock on an average monthly inventory.

Introduction, first reading, 83.
 Referred to Committee on Agriculture.
 Re-referred to Committee on Finance and Taxation, 210.
 Reported back, amended, 181, 196.
 Sixth Order of Business, 196.
 Engrossed, 203.
 Second reading, 210.
 Reported back, indefinitely postponed, 309.

Senate Bill No. 121—(Senators Bopp, Hernet, Sorlie and Holand)

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.

Introduction, first reading, 83.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 154.
 Second reading, 168.
 Passed, 168.
 To House, 180.
 Returned to Senate, 527.
 Enrolled, 567.
 Signed by President, 574.
 Sent to House, 575.
 Received from House, 586.
 Message to Governor, 590.
 Approved by Governor, 639.

Senate Bill No. 122—(Senators Sorlie, Bopp, Luick, Roen, Hernet and Van Horn)

Senate Bill No. 122. A Bill for an Act relating to the publication of lists of school district expenditures.

Introduction, first reading, 83.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 336.

Senate Bill No. 123—(Senators Urdahl, Kelly, Solberg, Thompson and Rait)

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.

Introduction, first reading, 83.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 174.
 Amendments adopted, 182.
 Engrossed, 192.
 Second reading, 197.
 Passed, 197.
 To House, 211.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 124—(Senators Lashkowitz, Sorlie and Tuff)

Senate Bill No. 124. A Bill for an Act to create and enact section 65-05-19.1 of the North Dakota Century Code, relating to workmen's compensation death benefits for certain state or municipal officers and employees.

Introduction, first reading, 83.
 Referred to Committee on Social Welfare and Veterans Affairs, 219.
 Reported back, indefinitely postponed, 194, 280.
 Divided report, 194.
 Reconsidered, 219.

Senate Bill No. 125—(Senators Trenbeath, Kautzmann and Mahoney)

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.

Introduction, first reading, 83.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 188.
 Amendments adopted, 198.
 Engrossed, 203.
 Second reading, 213.
 Passed, 213.
 To House, 223.
 Returned to Senate, 574.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 596.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 670.

Senate Bill No. 126—(Senator Kisse) (By Request)

Senate Bill No. 126. A Bill 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 having a capacity of two hundred thirty kilovolts owned by nonprofit cooperatives selling electric energy at wholesale, providing for tax credit allowance on energy produced, providing for allocation of tax proceeds and to amend section 57-33-01 of the North Dakota Century Code to exclude large cooperative electric generating and transmission corporations from the provisions thereof.

Introduction, first reading, 87.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 347.

Senate Bill No. 127—(Senator Kisse) (By Request)

Senate Bill No. 127. A Bill for an Act to amend and reenact Sections 57-33-03, 57-33-04, 57-33-05 and 57-33-06 of the North Dakota Century Code relating to taxation of rural electric cooperatives, requiring reports, apportioning taxes and prescribing the duty of the county auditor.

Introduction, first reading, 87.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 347.

Senate Bill No. 128—(Senator Longmire)

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.

Introduction, first reading, 87.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, amended, 281.

Amendments adopted, 303.

Engrossed, 307.

Second reading, 374.

Passed, 375.

To House, 407.

Returned to Senate, 544.

Enrolled, 638.

Signed by President, 671.

Sent to House, 671.

Received from House, 694.

Message to Governor, 729.

Approved by Governor, 815.

Senate Bill No. 129—(Senators Morgan, Luick and Weber)

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.

Introduction, first reading, 88.

Referred to Committee on Agriculture.

Reported back, amended, 192.

Amendments adopted, 204.

Engrossed, 215.

Second reading, 229.

Passed, 230.

To House, 250.

Returned to Senate, indefinitely postponed, 591.

Senate Bill No. 130—(Senators Walz, George, Hernet and Beck)

Senate Bill No. 130. A Bill for an Act to provide cancellation provisions restricting the cancellation of an insured's motor vehicle liability insurance.

Introduction, first reading, 88.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 188.
Amendments adopted, 199.
Engrossed, 203.
Second reading, 213, 862.
Passed, 214, 862.
To House, 223.
Returned to Senate, amended, 706, 707.
Senate concurs, 861.
Re-engrossed, 966.
Enrolled, 967.
Signed by President, 973.
Sent to House, 973.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 131—(Senators Mahoney, Longmire, Ringsak and Reichert)

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.

Introduction, first reading, 88.
Referred to Committee on Judiciary.
Reported back, do pass, 178.
Second reading, 186.
Passed, 186.
To House, 201.
Returned to Senate, 659.
Enrolled, 692.
Signed by President, 693.
Sent to House, 693.
Received from House, 727.
Message to Governor, 730.
Approved by Governor, 815.

Senate Bill No. 132—(Senators Morgan, Roen, Weber and Reichert)

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.

Introduction, first reading, 88.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 170.
Re-referred to Committee on Transportation, 179.
Second reading, 179, 379.
Reported back, amended, 296.
Amendments adopted, 306.
Engrossed, 335.
Passed, 380.
To House, 407.
Returned to Senate, 590.
Enrolled, 638.
Signed by President, 671.
Sent to House, 671.

Received from House, 694.
Message to Governor, 729.
Approved by Governor, 815.

Senate Bill No. 133—(Senators Sinner and Baeverstad)

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.

Introduction, first reading, 88.
Referred to Committee on Political Subdivisions.
Reported back, amended, 193.
Amendments adopted, 204.
Engrossed, 215.
Second reading, 230.
Passed, 230.
To House, 250.
Returned to Senate, 544.
Sent to House, 596.
Enrolled, 596.
Signed by President, 596.
Sent to House, 596.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 693.

Senate Bill No. 134—(Senators Weber, Rait and Larson)

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.

Introduction, first reading, 88.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 348.
Second reading, 389.
Passed, 390.
To House, 407.
Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 135—(Senators Kadlec and Witteman)

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.

Introduction, first reading, 88.
Referred to Committee on Agriculture.
Reported back, amended, 358.
Amendments adopted, 395.
Second reading, 443.
Passed, 443.
To House, 454.
Returned to Senate, indefinitely postponed, 659.

Senate Bill No. 136—(Senator Morgan)

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.

Introduction, first reading, 95.
Referred to Committee on Agriculture.

Reported back, do pass, 182.
 Second reading, 196.
 Passed, 197.
 To House, 212.
 Engrossed, 408.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 137—(Senator Longmire)

Senate Bill No. 137. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code relating to discretionary authority to suspend a driver's or operator's license and/or privileges and setting forth basis for suspension.

Introduction, first reading, 95.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 189.
 Placed on calendar, 189.
 Second reading, 199.
 Lost, 199.

Senate Bill No. 138—(Senators Trenbeath and Sinner)

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.

Introduction, first reading, 95.
 Referred to Committee on Natural Resources.
 Reported back, amended, 261.
 Amendments adopted, 279.
 Engrossed, 296.
 Second reading, 328, 636.
 Passed, 328, 637.
 To House, 343.
 House amendments, 599.
 Returned to Senate, amended, 599.
 Senate concurs, 636.
 Re-engrossed, 692.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 139—(Senators Urdahl and Trenbeath)

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.

Introduction, first reading, 95.
 Referred to Committee on Education.
 Reported back, do pass, 170.

Second reading, 182, 700.
Passed, 183, 700.
To House, 201.
Returned to Senate, amended, 624.
House amendments, 626.
Senate concurs, 700.
Engrossed, 825.
Enrolled, 825.
Signed by President, 830.
Sent to House, 830.
Received from House, 868.
Message to Governor, 877.

Senate Bill No. 140—(Senators Hernet, Bopp and Sorlie)

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.

Introduction, first reading, 95.
Referred to Committee on Transportation.
Reported back, do pass, 203.
Second reading, 229.
Passed, 229.
To House, 250.
Returned to Senate, 544.
Enrolled, 596.
Signed by President, 596.
Sent to House, 596.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 693.

Senate Bill No. 141—(Senators Holand, Reichert, Forkner and Becker)

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.

Introduction, first reading, 95.
Referred to Committee on State and Federal Government.
Reported back, amended, 315.
Amendments adopted, 342.
Engrossed, 345.
Second reading, 388.
Passed, 388.
To House, 407.
Returned to Senate, 770.
Enrolled, 859.
Signed by President, 869.
Sent to House, 869.
Received from House, 906.
Message to Governor, 907.

Senate Bill No. 142—(Senators Torgerson, Beck and Ringsak)

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.

Introduction, first reading, 95.
 Referred to Committee on Industry, Business and Labor:
 Reported back, do pass, 189.
 Second reading, 199.
 Passed, 199.
 To House, 212.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 143—(Senators Lips, Lashkowitz and Longmire)

Senate Bill No. 143. A Bill for an Act authorizing local political subdivisions operating airports to impose and collect from scheduled commercial air passenger carriers a boarding fee or charge for airport construction, maintenance, equipment and operation.

Introduction, first reading, 96.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 193.
 Second reading, 207.
 Lost, 207.

Senate Bill No. 144—(Senators Walz, Redlin, Weber and Tuff)

Senate Bill No. 144. A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code relating to the delivery of absent voter's ballot and the qualifications of voters entitled thereto.

Introduction, first reading, 96.
 Referred to Committee on Judiciary.
 Withdrawn, 187.

Senate Bill No. 145—(Senators Rait, Robinson, Solberg and Weber)

Senate Bill No. 145. A Bill for an Act to repeal section 24-02-39 of the North Dakota Century Code, relating to building limitation.

Introduction, first reading, 96.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 216.

Senate Bill No. 146—(Senators Walz, Berube, Solberg and Reichert)

Senate Bill No. 146. A Bill for an Act to create and enact subsection 5 of section 54-46-04 of the 1963 Supplement to the North Dakota Century Code, relating to the duties of the records management administrator.

Introduction, first reading, 96.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 261.

Senate Bill No. 147—(Senator Lips)

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.

Introduction, first reading, 96.
 Referred to Committee on Education.
 Reported back, amended, 237.
 Amendments adopted, 257.
 Engrossed, 260.
 Second reading, 293, 701.
 Passed, 293, 701.
 To House, 305.
 Returned to Senate, amended, 624.
 House Amendments, 627.
 Senate concurs, 701.
 Re-engrossed, 825.
 Enrolled, 825.
 Signed by President, 830.
 Sent to House, 830.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 148—(Senator Longmire)

Senate Bill No. 148. A Bill for an Act to amend and reenact sections 10-31-01, 10-31-04, 10-31-07, and 10-3-11 of the 1963 Supplement to the North Dakota Century Code, relating to professional corporations.

Introduction, first reading, 96.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 189.

Senate Bill No. 149—(Senators Redlin and Longmire)

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.

Introduction, first reading, 96.
 Referred to Committee on Education.
 Reported back, amended, 309.
 Amendments adopted, 340.
 Engrossed, 345.
 Second reading, 386.
 Passed, 386.
 To House, 407.
 Returned to Senate, indefinitely postponed, 591.

Senate Bill No. 150—(Senators Lips, Nelson, Trenbeath, Hernet, Kjos, Robinson, Roen and Kisse)

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.

Introduction, first reading, 96.
 Referred to Committee on Education.

Re-referred to Committee on Appropriations, 359.
 Placed on calendar, 359.
 Reported back, do pass, 359.
 Second reading, 426, 962.
 Passed, 426, 962.
 To House, 452.
 Returned to Senate, amended, 956, 957.
 Senate concurs, 962.
 Clincher, 962.
 Engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 151—(Senator Reichert)

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.

Introduction, first reading, 97.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 337.
 Reported back, amended, 336, 397, 410.
 Amendments adopted, 356, 410.
 Engrossed, 395.
 Re-engrossed, 431.
 Second reading, 462.
 Passed, 463.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, 624.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.

Senate Bill No. 152—(Senators Beck, Kautzmann, Strinden, George, Robinson, Roen, Forkner and Walz)

Senate Bill No. 152. A Bill for an Act to amend and reenact section 27-16-18 of the North Dakota Century Code, relating to hearings before the juvenile commissioner.

Introduction, first reading, 97.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 253.

Senate Bill No. 153—(Senators Lashkowitz and Lips)

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.

Introduction, first reading, 97.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 193.
 Second reading, 207.

Passed, Emergency carried, 208.
 To House, 223.
 Returned to Senate, 527.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 597.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 670.

Senate Bill No. 154—(Senators Lashkowitz and Lips)

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.

Introduction, first reading, 97.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 194.
 Second reading, 208.
 Passed, 208.
 To House, 223.
 Returned to Senate, 527.
 Enrolled, 543.
 Signed by President, 543.
 Sent to House, 552.
 Received from House, 569.
 Message to Governor, 574.
 Approved by Governor, 597.

Senate Bill No. 155—(Senators Lashkowitz and Lips)

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.

Introduction, first reading, 97.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 194.
 Second reading, 208.
 Passed, 208.
 To House, 223.
 Returned to Senate, 527.
 Enrolled, 543.
 Signed by President, 543.
 Sent to House, 552.
 Received from House, 569.
 Message to Governor, 574.
 Approved by Governor, 597.

Senate Bill No. 156—(Senators Lashkowitz, Sorlie, Jurgensen and Lips)

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.

Introduction, first reading, 97.
 Referred to Committee on Political Subdivisions.

Reported back, amended, 194.
 Amendments adopted, 204.
 Engrossed, 215.
 Second reading, 230, 383.
 Laid over one legislative day, 230.
 Passed, Emergency carried, 383.
 To House, 407.
 Returned to Senate, 574.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 157—(Senators Kisse, Kadlec, Ringsak, Robinson, Roen, Rait, Witteman, George and Luick)

Senate Bill No. 157. A Bill for an Act to amend and reenact section 57-50-05 of the 1963 Supplement to the North Dakota Century Code, relating to refunds to school districts of motor vehicle fuel taxes.

Introduction, first reading, 97.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 348.
 Second reading, 440.
 Placed at foot of calendar, 389, 403.
 Lost, 441.

Senate Bill No. 158—(Senators Lashkowitz, Sorlie, Mahoney, Ur-dahl, Lips and Jurgensen)

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.

Introduction, first reading, 97.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 194.
 Second reading, 208, 880.
 Passed, 209, 881.
 Emergency carried, 209.
 To House, 223.
 Returned to Senate, amended, 770, 774.
 Senate concurs, 880.
 Clincher, 881.
 Engrossed, 966.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 159—(Senators Becker, Dahlund, Trenbeath, Berube and Witteman)

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.

Introduction, first reading, 103.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on Political Subdivisions, 128.
 Reported back, do pass, 276.
 Second reading, 324, 881.
 Passed, 325, 881.
 To House, 343.
 Returned to Senate, amended, 770, 774.
 Senate concurs, 881.
 Engrossed, 979.
 Enrolled, 980.
 Signed by President, 1000.
 Sent to House, 1000.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 160—(Senators Ringsak, Torgerson, Walz, Longmire and Chesrown)

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.

Introduction, first reading, 103.
 Referred to Committee on Judiciary.
 Reported back, do pass, 178.
 Second reading, 186.
 Passed, 186.
 To House, 201.
 Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.

Senate Bill No. 161—(Senators Sinner, Mutch and George)

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.

Introduction, first reading, 103.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 348.
 Amendments adopted, 356.
 Engrossed, 396.
 Second reading, 420.
 Passed, 421.
 To House, 452, 834.
 Returned to Senate, 624.
 House requests return, 764.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Returned to Senate, lost, 864.

Senate Bill No. 162—(Senators Hernett and Chesrown)

Senate Bill No. 162. A Bill for an Act to authorize multicounty fair associations and tax levies or expenditures for such purpose.

Introduction, first reading, 103.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 276.
Second reading, 325.
Passed, 325.
To House, 343.
Returned to Senate, 574.
Enrolled, 619.
Signed by President, 619.
Sent to House, 619.
Received from House, 657.
Message to Governor, 660.
Approved by Governor, 756.

Senate Bill No. 163—(Senators Lashkowitz, Jurgensen, Mahoney, Longmire, Lips and Larson)

Senate Bill No. 163. A Bill for an Act to provide for the organization and operation of Vector Control Districts.

Introduction, first reading, 103.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, amended, 400.
Amendments adopted, 410.
Engrossed, 431.
Second reading, 465.
Passed, 465.
Clincher motion, 477.
To House, 486, 887.
Returned to Senate, amended, 706, 707.
Senate does not concur, 862.
Conference Committee, 862, 878.
House requests return, 887.
Returned to Senate, 890.
Enrolled, 948.
Signed by President, 973.
Sent to House, 973.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 164—(Senators Lips, Trenbeath, Becker, Urdahl, Mahoney and Sinner)

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.

Introduction, first reading, 103.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 261.
Reported back, amended, 313.
Second reading, 313, 862.
Passed, 314, 863.
Engrossed, 335.
To House, 343.
Returned to Senate, amended, 706, 707.
Senate concurs, 862.

Re-engrossed, 980.
 Enrolled, 980.
 Signed by President, 1000.
 Sent to House, 1000.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 165—(Senators Mahoney, Reichert and Sorlie)

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.

Introduction, first reading, 104.
 Referred to Committee on Natural Resources.
 Reported back, amended, 422, 469.
 Amendments adopted, 432.
 Engrossed, 453.
 Second reading, 469.
 Passed, 470.
 Re-engrossed, 476.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, lost, 864.

Senate Bill No. 166—(Senator Morgan)

Senate Bill No. 166. A Bill for an Act to amend and reenact sections 26-22-23, 26-22-30, 26-22-45 and 26-22-54 of the North Dakota Century Code, relating to hail insurance, rate of indemnity, creating groups and classifications for levying hail indemnity taxes, and providing for changes in classifications, inspection and adjustment of claims, and declaring an emergency.

Introduction, first reading, 104.
 Reported back, indefinitely postponed, 253.
 Reconsidered, 264.
 Referred to Committee on Agriculture, 264.
 Reported back, do pass, 348.
 Second reading, 390, 417.
 Laid over one legislative day, 390.
 Lost, 417.

Senate Bill No. 167—(Senators Ringsak, Torgerson, Becker, Ches-

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.

Introduction, first reading, 104.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 282.
 Amendments adopted, 303.
 Engrossed, 307.
 Second reading, 375, 925, 977.
 Passed, 375, 925, 977.
 To House, 407.
 House amendments, 590.
 Returned to Senate, amended, 590.
 Senate does not concur, 639.

Conference Committee, 639, 959, 972.
 Conference Committee report, 924, 977.
 Re-engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 168—(Senators Trenbeath, Reichert, Saumur and Sinner)

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.

Introduction, first reading, 104.
 Referred to Committee on Natural Resources.
 Reported back, amended, 359.
 Amendments adopted, 395.
 Engrossed, 408.
 Second reading, 443.
 Passed, 444.
 To House, 454.
 Returned to Senate, indefinitely postponed, 729.

Senate Bill No. 169—(Senators Roen, Thompson, Redlin, Ringsak, Kisse, Van Horn and Ruemmele)

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.

Introduction, first reading, 104.
 Referred to Committee on Natural Resources.
 Reported back, amended, 276.
 Amendments adopted, 298.
 Engrossed, 307.
 Second reading, 372, 929.
 Passed, 373, 930.
 Emergency carried, 373.
 To House, 407.
 Returned to Senate, amended, 770, 774.
 Senate does not concur, 813.
 Conference Committee, 813, 820.
 Conference Committee report, 929.
 Re-engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.

Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 170—(Senators Weber, Urdahl and Walz)

Senate Bill No. 170. A Bill for an Act to amend and reenact section 11-11-03 of the North Dakota Century Code, relating to the terms of county commissioners.

Introduction, first reading, 111.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 276.

Senate Bill No. 171—(Senators Morgan and Luick)

Senate Bill No. 171. A Bill for an Act to amend and reenact section 20-05-02 of the 1963 Supplement to the North Dakota Century Code, relating to the season for big game hunting.

Introduction, first reading, 111.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 397.

Senate Bill No. 172—(Senators Van Horn and Urdahl)

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.

Introduction, first reading, 111.
 Referred to Committee on Transportation, 219.
 Reported back, amended, 204, 309.
 Amendments adopted, 341.
 Engrossed, 345.
 Second reading, 386, 930.
 Passed, 386, 931.
 To House, 407.
 Returned to Senate, amended, 706, 707.
 Senate does not concur, 856.
 Conference Committee, 856, 863.
 Conference Committee report, 930.
 Re-engrossed, 1011.
 Enrolled, 1011.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 173—(Senators Sinner and Robinson)

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.

Introduction, first reading, 111.
 Referred to Committee on Agriculture.
 Reported back, do pass, 253.
 Second reading, 287.
 Passed, 287.
 To House, 305.

Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 174—(Senators Trenbeath, Mutch, Rolfsrud, Ringsak, Kadlec, Roen, Morgan, Luick, Ruemmele, Kisse, Reichert, Sorlie, Witteman, Lips, Dahlund, Robinson and Sinner)

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.

Introduction, first reading, 112.
 Referred to Committee on Education.
 Reported back, do pass, 309.
 Second reading, 380.
 Passed, 381.
 To House, 407.
 Returned to Senate, lost, 864.

Senate Bill No. 175—(Senator Jurgensen)

Senate Bill No. 175. A Bill for an Act to repeal sections 39-15-01, 39-15-02 and 39-15-03 of the North Dakota Century Code.

Introduction, first reading, 116.
 Referred to Committee on Transportation.
 Re-referred to Committee on Judiciary, 128.
 Reported back, indefinitely postponed, 253.

Senate Bill No. 176—(Senators Mahoney, Jurgensen, Kautzmann, Kisse, Lashkowitz, Roen and Ecker)

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.

Introduction, first reading, 116.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 203.
 Amendments adopted, 221.
 Engrossed, 225.
 Second reading, 243.
 Passed, 243.
 To House, 257.
 Returned to Senate, 544.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 177—(Senators Mahoney, Forkner, Sinner, Lashkowitz and Ringsak)

Senate Bill No. 177. A Bill for an Act to require the disclosure of the annual simple interest equivalent of interests and charges for credit extended and to require such to be included in any advertisement thereof and to provide a penalty.

Introduction, first reading, 116.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 261.
 Amendments adopted, 279.
 Engrossed, 296.
 Second reading, 328.
 Lost, 328.

Senate Bill No. 178—(Senator Lips)

Senate Bill No. 178. A Bill for an Act to amend and reenact section 26-08-06 of the North Dakota Century Code, relating to the qualifications of directors and executive officers of domestic insurance companies.

Introduction, first reading, 116.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 189.

Senate Bill No. 179—(Senators Lips, Longmire, Redlin, Jurgensen and Lashkowitz)

Senate Bill No. 179. A Bill for an Act providing for regional planning and zoning commissions for areas adjacent to cities.

Introduction, first reading, 116.
 Reported back, do pass, 276.
 Placed at foot of calendar, 325.
 Second reading, 325, 444, 942.
 Referred to Committee on Political Subdivisions, 335.
 Reported back, amended, 360, 444.
 Amendments adopted, 395.
 Engrossed, 408.
 Passed, 444, 942.
 Re-engrossed, 453.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, amended, 865.
 Senate does not concur, 917.
 Conference Committee, 917, 943.
 Conference Committee report, 941.
 Returned to Senate, lost, 972.

Senate Bill No. 180—(Senators Robinson and Reichert)

Senate Bill No. 180. A Bill for an Act to amend and reenact section 38-08-08 of the North Dakota Century Code relating to integration of fractional tracts for the forming of a spacing unit in connection with the drilling of oil and gas wells, the determination of costs, expenses and charges incident thereto and provision for payment thereof.

Introduction, first reading, 117.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 360.

Senate Bill No. 181—(Senators Strinden, Lips, Larson and Witteman)

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.

Introduction, first reading, 117.
Referred to Committee on State and Federal Government.
Reported back, do pass, 216.
Second reading, 231.
Passed, 232.
To House, 250.
Returned to Senate, 574.
Enrolled, 619.
Signed by President, 619.
Sent to House, 619.
Received from House, 657.
Message to Governor, 660.
Approved by Governor, 756.

Senate Bill No. 182—(Senators Larson, Weber, Tuff and Trenbeath)

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.

Introduction, first reading, 117.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 203.
Second reading, 229.
Passed, 229.
To House, 250.
Returned to Senate, 659.
Enrolled, 786.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.
Approved by Governor, 1010.

Senate Bill No. 183—(Senators Lashkowitz and Lips)

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.

Introduction, first reading, 117.
Referred to Committee on Transportation.
Reported back, amended, 205.
Amendments adopted, 221.
Engrossed, 225.
Second reading, 243, 925.
Passed, 244, 926.
Emergency carried, 244.
To House, 257.
Returned to Senate, amended, 624.
House amendments, 628.
Senate does not concur, 639.
Conference Committee, 639.
Conference Committee report, 925.
Re-engrossed, 980.
Enrolled, 980.
Signed by President, 1000.

Sent to House, 1000.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 184—(Senators Lips, Lashkowitz, Jurgensen, Redlin and Longmire)

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.

Introduction, first reading, 117.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 276, 374.
 Amendments adopted, 298.
 Engrossed, 307.
 Re-engrossed, 374, 408.
 Second reading, 374.
 Passed, 374.
 To House, 425, 764.
 Returned to Senate, indefinitely postponed, 705, 865.
 House requests return, 739.

Senate Bill No. 185—(Senator Reichert)

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.

Introduction, first reading, 117.
 Referred to Committee on Judiciary.
 Reported back, do pass, 178.
 Second reading, 187.
 Passed, 187.
 To House, 201.
 Returned to Senate, 659.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 186—(Senator Mutch and Reichert)

Senate Bill No. 186. A Bill for an Act to create and enact Sections 26-17-01.1, 26-17-01.2, 26-17-01.3, 26-17-01.4, 26-17-01.5, 26-17-01.6, 26-17-01.7, 26-17-01.8, of the North Dakota Century Code, relating to written examination for insurance agents license, providing an examination fee, providing exemptions and an initial renewal registration fee, providing for a temporary license certificate without written examination, providing for a non-resident Life and Accident and Health Insurance agent, providing for the commissioner to enter into reciprocal agreements waiving written examinations, providing for an effective date, providing for advisory boards, providing for a penalty, providing for a savings clause and appropriating funds for its administration; and to amend and reenact section 26-17-01 of the North Dakota Century Code relating to licensing of insurance agents by Insurance Commissioner, renewals and expiration date of license.

Introduction, first reading, 117.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on Appropriations, 310.
 Reported back, do pass, 310.
 Reported back, no recommendation, 360.
 Second reading, 426.
 Lost, 427.

Senate Bill No. 187—(Senator Lips)

Senate Bill No. 187. A Bill for an Act concerning insider trading of domestic stock insurance company equity securities.

Introduction, first reading, 118.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 262.
 Second reading, 317.
 Passed, 318.
 To House, 343.
 Returned to Senate, 677.
 Enrolled, 825.
 Signed by President, 830.
 Sent to House, 830.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 188—(Senator Torgerson)

Senate Bill No. 188. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the numbers on motor vehicle license plates.

Introduction, first reading, 118.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 397.

Senate Bill No. 189—(Senators Reichert and Rolfsrud)

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.

Introduction, first reading, 118.
 Referred to Committee on Judiciary.
 Reported back, amended, 179.
 Amendments adopted, 182.
 Engrossed, 192.
 Second reading, 197.
 Passed, 198.
 To House, 212.
 Returned to Senate, 544.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 190—(Senator Lips)

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-

ture Code relating to the definition of and computation of net income.

Introduction, first reading, 118.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 348.
 Second reading, 390.
 Passed, 390.
 To House, 407.
 Returned to Senate, indefinitely postponed, 729.

Senate Bill No. 191—(Senator Lips)

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.

Introduction, first reading, 118.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 262.
 Second reading, 318.
 Passed, 318.
 To House, 343.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 192—(Senators Kautzmann and Saumur)

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.

Introduction, first reading, 118.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 189.
 Second reading, 200.
 Passed, 200.
 To House, 212.
 Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 193—(Senators Mutch, Solberg, Trenbeath and Van Horn)

Senate Bill No. 193. A Bill for an Act designating the North Dakota state board of chiropractic examiners to administer this Act, providing for chiropractic preparation scholarships for qualified students who express an intent to prepare for chiropractic practice in this state, and making an appropriation.

Introduction, first reading, 118.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 262.

Senate Bill No. 194—(Senators Weber, Ecker, Thompson and Witteman)

Senate Bill No. 194. A Bill for an Act to provide for the upkeep of abandoned cemeteries by the various counties.

Introduction, first reading, 118.
 Referred to Committee on Political Subdivisions, 277.
 Reported back, amended, 360.
 Amendments adopted, 396.
 Engrossed, 408.
 Second reading, 444.
 Passed, 445.
 To House, 454.
 Returned to Senate, 770.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 906.
 Message to Governor, 907.

Senate Bill No. 195—(Senator George)

Senate Bill No. 195. A Bill for an Act to amend section 6-03-05 relating to loans on real estate.

Introduction, first reading, 119.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 189.
 Second reading, 200.
 Passed, 200.
 To House, 212.
 Returned to Senate, 624.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 196—(Senator George)

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.

Introduction, first reading, 119.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 189.
 Second reading, 200.
 Passed, 201.
 To House, 212.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.
 Approved by Governor, 913.

Senate Bill No. 197—(Senators Lashkowitz and Lips)

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.

Introduction, first reading, 123.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 277.
 Second reading, 325.
 Passed, 326.
 To House, 343.
 Returned to Senate, 574.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 729.
 Approved by Governor, 815.

Senate Bill No. 198—(Senators Hernet, Trenbeath and Reichert)

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.

Introduction, first reading, 123.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 397.
 Amendments adopted, 410.
 Engrossed, 431.
 Second reading, 463.
 Passed, 463.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, 705.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 199—(Senators Van Horn and Lips)

Senate Bill No. 199. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code relating to the examination of applicants for motor vehicle operator's license and to relieve the highway patrol of such responsibility and to require the highway commissioner to provide for such examination, and to make an appropriation; and declaring an emergency.

Introduction, first reading, 124.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 216.

Senate Bill No. 200—(Senators Lashkowitz and Lips)

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.

Introduction, first reading, 124.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 360.
 Amendments adopted, 396.
 Engrossed, 408.
 Second reading, 445.
 Passed, 445.
 To House, 454.
 Returned to Senate, 659.

Enrolled, 724.
Signed by President, 738.
Sent to House, 738.
Received from House, 764.
Message to Governor, 777.

Senate Bill No. 201—(Senators Mahoney, Sinner and Weber)

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.

Introduction, first reading, 124.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, amended, 282.
Amendments adopted, 303.
Engrossed, 307.
Second reading, 375.
Passed, 376.
To House, 407.
Returned to Senate, 544.
Enrolled, 596.
Signed by President, 596.
Sent to House, 597.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 677.

Senate Bill No. 202—(Senators Mahoney and Hernet)

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.

Introduction, first reading, 124.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 280.
Second reading, 331.
Passed, 331.
To House, 343.
Returned to Senate, 544.
Enrolled, 638.
Signed by President, 671.
Sent to House, 671.
Received from House, 694.
Message to Governor, 729.
Approved by Governor, 815.

Senate Bill No. 203—(Senators Morgan, Robinson and Roen)

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.

Introduction, first reading, 124.
 Referred to Committee on Agriculture.
 Reported back, do pass, 253.
 Second reading, 287.
 Passed, 287.
 To House, 305.
 Returned to Senate, 659.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.
 Approved by Governor, 1010.

Senate Bill No. 204—(Senator Van Horn)

Senate Bill No. 204. A Bill for an Act to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to licensing motor vehicles older than twenty-five years.

Introduction, first reading, 129.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 194.
 Placed on calendar, 194.
 Reported back, amended, 209.
 Second reading, 209.
 Re-engrossed, 209.
 Lost, 210.
 Clincher motion, 210.

Senate Bill No. 205—(Senator Berube)

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.

Introduction, first reading, 129.
 Referred to Committee on Judiciary.
 Re-referred to Committee on Appropriations, 187.
 Reported back, do pass, 310.
 Second reading, 381.
 Passed, 381.
 To House, 407.
 Returned to Senate, 590.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 206—(Senator Ecker)

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.

Introduction, first reading, 129.
 Referred to Committee on Natural Resources.

Re-referred to Committee on State and Federal Government, 173.
 Reported back, do pass, 226.
 Second reading, 245.
 Passed, 245.
 To House, 257.
 Returned to Senate, 527.
 Enrolled, 567.
 Signed by President, 574.
 Sent to House, 575.
 Received from House, 586.
 Message to Governor, 590.
 Approved by Governor, 639.

Senate Bill No. 207—(Senators Bopp, Solberg, Kadlec, Sinner and Roen)

Senate Bill No. 207. A Bill for an Act to provide for loans to teachers from the assets of the teachers' insurance and retirement fund.

Introduction, first reading, 129.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 237.

Senate Bill No. 208—(Senators Morgan, Trenbeath, Luick and Lashkowitz)

Senate Bill No. 208. A Bill for an Act to amend and reenact section 39-06-14 of the North Dakota Century Code, to provide for plastic drivers' licenses.

Introduction, first reading, 129.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 216.

Senate Bill No. 209—(Senators Strinden, Beck, Kelly and Torgerson)

Senate Bill No. 209. A Bill for an Act relating to compensation for accumulated sick leave of state employees.

Introduction, first reading, 129.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 217.

Senate Bill No. 210—(Senator Larson)

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.

Introduction, first reading, 129.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 310.
 Amendments adopted, 341.
 Engrossed, 345.
 Second reading, 386.
 Passed, 387.
 To House, 407.
 Returned to Senate, 574.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.

Received from House, 694.
Message to Governor, 730.
Approved by Governor, 815.

Senate Bill No. 211—(Senator Kautzmann)

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.

Introduction, first reading, 130.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 262.
Second reading, 318.
Passed, 318.
To House, 343.
Returned to Senate, 624.
Enrolled, 724.
Signed by President, 738.
Sent to House, 738.
Received from House, 764.
Message to Governor, 777.
Approved by Governor, 913.

Senate Bill No. 212—(Senators Reichert, Longmire and Chesrown)

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.

Introduction, first reading, 130.
Referred to Committee on Judiciary.
Reported back, do pass, 253.
Engrossed, 966.
Second reading, 287, 870.
Passed, 288, 870.
To House, 305.
Returned to Senate, amended, 706, 709.
Senate concurs, 870.
Enrolled, 967.
Signed by President, 973.
Sent to House, 973.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 213—(Senators Becker and Sorlie)

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.

Introduction, first reading, 130.
Referred to Committee on Natural Resources.
Reported back, amended, 262.
Amendments adopted, 279.
Engrossed, 307.
Reported back, do pass, 310.
Second reading, 381.
Passed, 382.
To House, 407.

Returned to Senate, 574.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 597.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 670.

Senate Bill No. 214—(Senators Becker and Sorlie)

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,

Introduction, first reading, 130.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 262.
 Second reading, 321.
 Passed, 322.
 To House, 343.
 Returned to Senate, amended, 575.
 Senate does not concur, 637.
 Conference Committee, 637.
 Conference Committee report, 931.
 Enrolled, 1012.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 215—(Senators Kautzmann, Chesrown, Forkner and Kjos)

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.

Introduction, first reading, 130.
 Referred to Committee on Judiciary.
 Reported back, do pass, 253.
 Engrossed, 966.
 Second reading, 288, 871.
 Passed, 288, 871.
 To House, 305.
 Returned to Senate, amended, 706, 709.
 Senate concurs, 871.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 216—(Senators Jurgensen and Sorlie)

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.

Introduction, first reading, 130.
 Referred to Committee on Transportation.
 Reported back, do pass, 277.
 Second reading, 326.
 Passed, 326.

To House, 343.
Returned to Senate, 544.
Enrolled, 596.
Signed by President, 596.
Sent to House, 597.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 670.

Senate Bill No. 217—(Senators Dahlund, Mutch, Becker, Bopp, Tuff, Solberg, Jurgensen, Ecker, Luick, Kisse and Beck)

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.

Introduction, first reading, 130.
Referred to Committee on Transportation.
Reported back, do pass, 277.
Second reading, 326.
Passed, 327.
To House, 343.
Returned to Senate, 659.
Enrolled, 786.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.
Approved by Governor, 1010.

Senate Bill No. 218—(Senators Lips and Sinner)

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.

Introduction, first reading, 130.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 280.
Second reading, 331.
Passed, 332.
To House, 343.
Returned to Senate, 544.
Enrolled, 596.
Signed by President, 596.
Sent to House, 597.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 693.

Senate Bill No. 219—(Senator Holand)

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.

Introduction, first reading, 134.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 262.
Amendments adopted, 280.
Engrossed, 296.

Second reading, 329.
 Passed, 329.
 To House, 343.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.

Senate Bill No. 220—(Senator Holand)

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.

Introduction, first reading, 134.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 194.
 Second reading, 210.
 Passed, 210.
 To House, 223.
 Returned to Senate, 590.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 221—(Senator Hernettt)

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.

Introduction, first reading, 134.
 Referred to Committee on Natural Resources.
 Reported back, amended, 397.
 Amendments adopted, 410.
 Engrossed, 431.
 Second reading, 463.
 Passed, 463.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, 659.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.
 Approved by Governor, 1010.

Senate Bill No. 222—(Senator Holand)

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.

Introduction, first reading, 134.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 297.
 Engrossed, 343.
 Second reading, 343.
 To House, 354.
 Returned to Senate, 590.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 223—(Senators Morgan and Weber)

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.

Introduction, first reading, 134.
 Referred to Committee on Agriculture.
 Reported back, amended, 254.
 Amendments adopted, 261.
 Engrossed, 273.
 Second reading, 312.
 Passed, 312.
 To House, 343.
 Returned to Senate, indefinitely postponed, 659.

Senate Bill No. 224—(Senators Redlin, Lashkowitz and Lips)

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.

Introduction, first reading, 135.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 278.
 Amendments adopted, 298.
 Engrossed, 307.
 Second reading, 373.
 Passed, 373.
 To House, 407.
 Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 225—(Senators Longmire, Reichert and Lashkowitz)

Senate Bill No. 225. A Bill for an Act relating to apportionment of damages in actions for negligence resulting in personal injury, wrongful death or injury to property, and providing for special jury verdicts in such actions.

Introduction, first reading, 135.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 254.

Senate Bill No. 226—(Senators Sinner and Longmire)

Senate Bill No. 226. A Bill for an Act relating to the administration, control, and fiscal procedures of the state's penal and charitable institutions, and to create and enact section 25-01-02.1, to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, 4-09-20, 4-22-05, 6-09-07, 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-47-05, 12-47-06, 12-47-08, 12-47-11, 12-47-12, 12-47-13, 12-47-15, 12-47-32, 12-47-33, 12-47-34, 12-48-02, 12-48-03, 12-48-04, 12-48-05, 12-48-06, 12-48-07, 12-48-08, 12-48-09, 12-48-11, 12-48-12, 12-48-14, 12-48-22, 12-48-23, 12-49-01, 12-49-02, 12-49-03, 12-49-07, 12-50-10, 12-50-13, 12-51-02, 12-51-03, 12-51-04, 12-51-05, 12-51-06, 12-51-08, 12-51-09, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 12-54-02, 12-54-04, 12-54-05, 12-54-06, 15-52-03, subsection 9 of section 25-01-01, sections 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, 25-05-04, 25-05-05, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 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, 25-06-03, 25-06-04, 25-06-05, 25-06-06, 25-07-04, 25-07-05, 25-07-07, 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, 37-15-20, 44-04-08, 48-02-01, 48-02-09, 48-02-10, 48-05-04, 48-06-01, 48-06-03, 48-06-04, 48-06-06, 48-06-07, 48-07-01, 48-07-02, 48-07-03, 48-07-04, 48-07-05, 48-08-03, 48-08-05, 48-09-01, 48-09-04, 50-14-04, 54-01-11, 54-23A-01, 54-23A-02, 54-23A-03, 54-23A-04, 54-23A-06, 54-23A-07, 54-24-01, 54-27-11, 54-27-12, and 54-27-13 of the North Dakota Century Code, relating to the administration and control of the state's penal and charitable institutions, certain public buildings, and other powers and duties of the board of administration, and to repeal section 12-46-07, chapters 12-57 and 23-08, section 25-01-13, and chapters 54-21 and 54-23 of the North Dakota Century Code, relating to the powers and duties of the board of administration.

Introduction, first reading, 135.
 Referred to Committee on State and Federal Government.
 Not printed as a bill, 135.
 Reproduced, 180.
 Reported back, no recommendation, 398.
 Second reading, 447, 471.
 Reported back, amended, 448.
 Placed at foot of calendar, 449.
 Lost, 472.

Senate Bill No. 227—(Senator Robinson)

Senate Bill No. 227. A Bill for an Act relating to the removal of all outdoor advertising promoting or opposing any candidate, campaign, or initiated or referred measure after an election and to provide for the charging of and civil action against those who fail to do so.

Introduction, first reading, 135.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 254.

Senate Bill No. 228—(Senator Sinner)

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.

Introduction, first reading, 136.
Referred to Committee on Education.
Reported back, amended, 337, 442.
Amendments adopted, 356.
Engrossed, 395.
Placed at foot of calendar, 403.
Second reading, 403, 442, 931.
Passed, 443, 932.
Re-engrossed, 453, 1011.
Clincher motion, 477.
To House, 486.
Returned to Senate, amended, 770, 775.
Senate does not concur, 857.
Conference Committee, 857, 863.
Conference Committee report, 931.
Enrolled, 1012.
Signed by President, 1012.
Sent to House, 1012.
Received from House, 1014.
Message to Governor, 1015.

Senate Bill No. 229—(Senator Van Horn)

Senate Bill No. 229. 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, 136.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 349.

Senate Bill No. 230—(Senator Nelson)

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.

Introduction, first reading, 138.
Referred to Committee on Transportation.
Reported back, amended, 296.
Amendments adopted, 306.
Engrossed, 335.
Second reading, 380.
Passed, 380.
To House, 407.
Returned to Senate, 544.
Enrolled, 596.
Signed by President, 596.
Sent to House, 597.
Received from House, 608.
Message to Governor, 620.
Approved by Governor, 670.

Senate Bill No. 231—(Senator Sinner)

Senate Bill No. 231. A Bill for an Act to amend and reenact sections 57-10-01 and 57-11-01 of the North Dakota Century Code, relating to the performance of equalization functions by city and village boards of budget review.

Introduction, first reading, 138.

Referred to Committee on Political Subdivisions.

Reported back, indefinitely postponed, 278.

Senate Bill No. 232—(Senators Becker and Morgan)

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.

Introduction, first reading, 138.

Referred to Committee on Judiciary.

Reported back, amended, 254.

Amendments adopted, 261.

Engrossed, 273.

Second reading, 312.

Passed, 313.

To House, 343.

Returned to Senate, 544.

Enrolled, 596.

Signed by President, 596.

Sent to House, 597.

Received from House, 608.

Message to Governor, 620.

Senate Bill No. 233—(Senator Sinner)

Senate Bill No. 233. A Bill for an Act, relating to withholding of tax by employers; employer's returns and payment of withheld taxes; employer's liability for withheld taxes; withholding statement to employee and to tax commissioner; declaration of tax on estimated income; penalties; issuance of refunds; general provisions.

Introduction, first reading, 138.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 349.

Senate Bill No. 234—(Senator Kautzmann)

Senate Bill No. 234. A Bill for an Act to amend and reenact section 54-03-21 of the North Dakota Century Code, relating to the prohibition against conflicts of interests of legislators and the penalty for such.

Introduction, first reading, 138.

Referred to Committee on State and Federal Government.

Reported back, do pass, 254.

Second reading, 288, 323, 376.

Placed at foot of calendar, 288, 323.

Lost, 377.

Senate Bill No. 235—(Senator Lips)

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.

Introduction, first reading 138.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 217.
 Engrossed, 638.
 Second reading, 232, 568.
 Passed, 232, 568.
 To House, 250.
 Returned to Senate, amended, 544.
 Senate concurs, 568.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 236—(Senator Longmire)

Senate Bill No. 236. A Bill for an Act to provide for licensing and regulating detection of deception examiners.

Introduction, first reading, 139.
 Referred to Committee on Judiciary.
 Reported back, do pass, 254.
 Second reading, 288.
 Passed, 289.
 To House, 305.
 Returned to Senate, 659.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 877.

Senate Bill No. 237—(Senators Kautzmann and Lips)

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.

Introduction, first reading, 139.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 278.
 Second reading, 327.
 Passed, 327.
 To House, 343.
 Returned to Senate, 624.
 Enrolled, 724.
 Signed by President, 738.
 Sent to House, 738.
 Received from House, 764.
 Message to Governor, 777.

Senate Bill No. 238—(Senators Longmire and Luick)

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.

Introduction, first reading, 139.
 Referred to Committee on Judiciary.
 Reported back, do pass, 189.
 Second reading, 201, 933.
 Passed, 201, 933.
 To House, 212.
 Returned to Senate, amended, 770, 775.
 Senate does not concur, 857.
 Conference Committee, 857, 863.
 Laid on table, 901.
 Conference Committee report, 932.

Senate Bill No. 239—(Senators Kadlec and Sinner)

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.

Introduction, first reading, 139.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 226.
 Amendments adopted, 239.
 Engrossed, 251.
 Second reading, 285.
 Passed, Emergency carried, 286.
 To House, 305.
 Returned to Senate, 574.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 240—(Senators Dahlund, Luick, Kautzmann and Morgan)

Senate Bill No. 240. A Bill for an Act to amend and reenact section 39-10-27 of the North Dakota Century Code relating to pedestrians subject to traffic regulations and use of highways by intoxicated pedestrians prohibited.

Introduction, first reading, 139.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 255.

Senate Bill No. 241—(Senator Trenbeath)

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.

Introduction, first reading, 139.
 Referred to Committee on Agriculture.
 Reported back, do pass, 255.
 Second reading, 289.
 Passed, 289.
 To House, 305.
 Returned to Senate, indefinitely postponed, 591.

Senate Bill No. 242—(Senator Van Horn)

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.

Introduction, first reading, 139.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 233.
 Second reading, 247.
 Passed, 248.
 To House, 257.
 Returned to Senate, 527.
 Enrolled, 567.
 Signed by President, 574.
 Sent to House, 575.
 Received from House, 586.
 Message to Governor, 590.
 Approved by Governor, 639.

Senate Bill No. 243—(Senator Van Horn)

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.

Introduction, first reading, 140.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 349.
 Second reading, 391.
 Passed, 391.
 To House, 407.
 Returned to Senate, 770.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 906.
 Message to Governor, 907.

Senate Bill No. 244—(Senators Rait and Larson)

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.

Introduction, first reading, 142.
 Referred to Committee on Finance and Taxation.

Reported back, do pass, 310.
 Engrossed, 1017.
 Second reading, 382, 934.
 Passed, 382, 934.
 To House, 407.
 Returned to Senate, amended, 770, 775.
 Senate does not concur, 857.
 Conference Committee, 857, 863.
 Conference Committee report, 933.
 Enrolled, 1017.
 Signed by President, 1017.
 Sent to House, 1017.
 Received from House, 1017.
 Message to Governor, 1018.

Senate Bill No. 245—(Senators Morgan and Mahoney)

Senate Bill No. 245. A Bill for an Act to create an Act relating to application form for marriage license and prescribing the information to be contained therein and to amend and reenact section 14-03-23 of the North Dakota Century Code relating to information to be submitted to the division of vital statistics.

Introduction, first reading, 142.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 280.
 Second reading, 332.
 Lost, 332.

Senate Bill No. 246—(Senator Sinner)

Senate Bill No. 246. A Bill for an Act to amend and reenact section 15-39-29 of the North Dakota Century Code, relating to retirement options under the teachers insurance and retirement program.

Introduction, first reading, 142.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 237.

Senate Bill No. 247—(Senator Tuff)

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.

Introduction, first reading, 142.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 233.
 Second reading, 248.
 Passed, 248.
 To House, 257.
 Enrolled, 596.
 Signed by President, 596.
 Sent to House, 597.
 Received from House, 608.
 Message to Governor, 620.
 Approved by Governor, 670.

Senate Bill No. 248—(Senators Kautzmann, Longmire, Morgan and Mahoney)

Senate Bill No. 248. A Bill for an Act to prohibit issuance of alcoholic beverage licenses to persons securing federal gambling stamps.

Introduction, first reading, 143.
 Referred to Committee on Judiciary.
 Reported back, do pass, 255.
 Second reading, 289.
 Passed, 290.
 To House, 305.
 Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 249—(Senator Kautzmann)

Senate Bill No. 249. A Bill for an Act to create and enact subsection 5 of Section 28-01-18 of the North Dakota Century Code relating to the limitations of actions.

Introduction, first reading, 143.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 255.

Senate Bill No. 250—(Senators Larson, Kautzmann, Dahlund and Mahoney)

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.

Introduction, first reading, 143.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 349.
 Second reading, 391.
 Passed, 392.
 To House, 407.
 Returned to Senate, 659.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.
 Approved by Governor, 1010.

Senate Bill No. 251—(Senator Kadlec)

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.

Introduction, first reading, 143.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 349.
 Amendments adopted, 357.
 Engrossed, 399.
 Second reading, 425.
 Passed, 425.
 To House, 452.
 Returned to Senate, 705.
 Enrolled, 825.
 Signed by President, 830.

Sent to House, 830.
Received from House, 868.
Message to Governor, 877.

Senate Bill No. 252—(Senator Tuff)

Senate Bill No. 252. A Bill for an Act relating to withholding by employer of delinquent income tax of an employee, penalties, collection of accounts by collection agencies and to provide for effective dates.

Introduction, first reading, 143.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 350.

Senate Bill No. 253—(Senator Larson)

Senate Bill No. 253. A Bill for an Act to amend and reenact section 57-02-17 of the North Dakota Century Code, relating to the listing for assessment purposes of personal property moved during the assessment period.

Introduction, first reading, 143.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 361.

Senate Bill No. 254—(Senators Mahoney and Sorlie) (By Request)

Senate Bill No. 254. A Bill for an Act to amend and reenact subsections 1 and 3 of section 20-03-12 of the 1963 Supplement to the North Dakota Century Code relating to the fees for resident hunting license and resident big game hunting license in this state.

Introduction, first reading, 143.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 398.

Senate Bill No. 255—(Senator Larson)

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.

Introduction, first reading, 143.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 350.
Second reading, 392.
Passed, 392.
To House, 407.
Returned to Senate, 705.
Enrolled, 810.
Signed by President, 825.
Sent to House, 825.
Received from House, 868.
Message to Governor, 878.

Senate Bill No. 256—(Senator Larson)

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.

Introduction, first reading, 143.
Referred to Committee on State and Federal Government.

Reported back, do pass, 226.
 Second reading, 245.
 Passed, 246.
 To House, 257.
 Returned to Senate, 705.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 878.

Senate Bill No. 257—(Senator Kautzmann)

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.

Introduction, first reading, 144.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 361, 409.
 Laid over one legislative day, 396.
 Amendments adopted, 409.
 Engrossed, 431.
 Second reading, 462.
 Passed, 462.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, indefinitely postponed, 659.

Senate Bill No. 258—(Senator Sinner)

Senate Bill No. 258. A Bill for an Act to amend and reenact subsection 68 of section 39-01-01, sections 39-04-15 and 39-04-38, subsection 6 of section 39-05-01, and section 39-18-03 all of the 1963 Supplement to the North Dakota Century Code; to amend and reenact sections 39-04-08 and 39-04-11, subsection 1 and subdivisions c, h and k of subsection 2 of section 39-04-18, and section 39-04-21 of the North Dakota Century Code; to create and enact subsection 73 to section 39-01-01, subsection 9 to section 39-04-01 and a new subdivision to subsection 2 of section 39-04-19; all of which foregoing amendments relate to the issuance of certificates of title for and the annual registration of house trailers or mobile homes as motor vehicles; 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, 144.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 350.

Senate Bill No. 259—(Senator Reichert)

Senate Bill No. 259. A Bill for an Act making an appropriation for the purpose of paying Raymond J. Spielman for damages and costs sustained in a motor vehicle accident involving a motor vehicle driven by an employee of the state of North Dakota.

Introduction, first reading, 144.
Referred to Committee on Judiciary.
Laid over one legislative day, 263.
Reported back, indefinitely postponed, 297.

Senate Bill No. 260—(Senator Reichert)

Senate Bill No. 260. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling and fixing penalties.

Introduction, first reading, 144.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 398, 410, 464.
Amendments adopted, 410.
Engrossed, 431.
Second reading, 463.
Lost, 464.

Senate Bill No. 261—(Senator Reichert)

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.

Introduction, first reading, 145.
Referred to Committee on Judiciary.
Reported back, do pass, 255.
Second reading, 290.
Passed, 290.
To House, 305.
Returned to Senate, 659.
Enrolled, 692.
Signed by President, 693.
Sent to House, 693.
Received from House, 727.
Message to Governor, 730.
Approved by Governor, 815.

Senate Bill No. 262—(Senator Reichert)

Senate Bill No. 262. A Bill for an Act to amend and reenact section 57-37-06 of the 1963 Supplement to the North Dakota Century Code, relating to estate taxation of joint tenancy property.

Introduction, first reading, 145.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 255.

Senate Bill No. 263—(Senators Holand and Reichert)

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.

Introduction, first reading, 145.
Referred to Committee on State and Federal Government.
Reported back, amended, 237.
Amendments adopted, 257.
Engrossed, 260.
Second reading, 293.
Passed, 294.
To House, 305.
Returned to Senate, 770.
Enrolled, 859.
Signed by President, 869.
Sent to House, 869.
Received from House, 906.
Message to Governor, 907.

Senate Bill No. 264—(Senators Reichert and Ringsak)

Senate Bill No. 264. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of alcoholic beverages on election days.

Introduction, first reading, 145.
Referred to Committee on Judiciary.
Reported back, do pass, 255.
Second reading, 290, 323, 377.
Placed at foot of calendar, 290, 324, 377.
Withdrawn, 385.

Senate Bill No. 265—(Senator Weber)

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.

Introduction, first reading, 145.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 350.
Second reading, 392.
Passed, 392.
To House, 407.
Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 266—(Senator Tuff)

Senate Bill No. 266. A Bill for an Act to amend and reenact subsections 2, 4, 5, 6, and 10 of section 57-40-01 of the North Dakota Century Code, relating to definitions for use tax purposes, and declaring an emergency.

Introduction, first reading, 145.
Referred to Committee on Finance and Taxation.
Reported back, amended, 238.
Amendments adopted, 257.
Engrossed, 260.
Second reading, 294, 881.

Passed, 294, 882.
 To House, 305.
 Returned to Senate, amended, 770, 775.
 Senate concurs, 881.
 Re-engrossed, 967.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 267—(Senators Walz, Longmire, Reichert and Ring-sak)

Senate Bill No. 267. A Bill for an Act to provide for an unsatisfi-
 ed judgment fund board and its compensation, expenses, powers,
 and duties.

Introduction, first reading, 145.
 Referred to Committee on Judiciary.
 Withdrawn, 346.

Senate Bill No. 268—(Senator Longmire)

Senate Bill No. 268. A Bill for an Act to permit the care and
 treatment of tuberculous patients at private hospitals under certain
 conditions.

Introduction, first reading, 145.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back no recommendation, 297.
 Reported back, amended, 333.
 Second reading, 333.
 Lost, 334.

Senate Bill No. 269—(Senator Longmire)

Senate Bill No. 269. A Bill for an Act entering into the interstate
 library compact.

Introduction, first reading, 145.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 226.
 Amendments adopted, 239.
 Engrossed, 251.
 Second reading, 286.
 Passed, 286.
 To House, 305.
 Returned to Senate, 574.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 270—(Senator Longmire)

Senate Bill No. 270. A Bill for an Act to provide for the deposit
 of state publications with the state library commission for distribu-
 tion to certain depository libraries; to provide a means for the con-
 solidation 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.

Introduction, first reading, 146.
 Reported back amended, 226, 316, 411.
 Referred to Committee on State and Federal Government, 239.
 Amendments adopted, 342.
 Engrossed, 345.
 Second reading, 388, 411, 882.
 Lost, 389.
 Passed, 411, 883.
 Reconsidered, 411.
 Re-engrossed, 431, 948.
 To House, 452.
 Returned to Senate, amended, 770, 776.
 Senate concurs, 882.
 Enrolled, 948.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 271—(Senators Robinson and Solberg)

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.

Introduction, first reading, 146.
 Referred to Committee on Judiciary.
 Reported back, amended, 341.
 Amendments adopted, 356.
 Engrossed, 395.
 Second reading, 418, 871.
 Passed, 418, 871.
 To House, 452.
 Returned to Senate, amended, 706, 709.
 Senate concurs, 871.
 Re-engrossed, 967.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 272—(Senators Urdahl, Lips, Berube, Sinner and Jurgensen)

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.

Introduction, first reading, 146.
 Referred to Committee on Education.

Reported back, amended, 338.
 Amendments adopted, 356.
 Engrossed, 395.
 Second reading, 403, 639.
 Passed, 404, 640.
 To House, 425.
 House amendments, 590.
 Returned to Senate, amended, 590.
 Senate concurs, 639.
 Re-engrossed, 692.
 Enrolled, 692.
 Signed by President, 693.
 Sent to House, 693.
 Received from House, 727.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 273—(Senators Longmire and Reichert)

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.

Introduction, first reading, 146.
 Referred to Committee on Judiciary.
 Reported back, do pass, 255.
 Second reading, 290, 291.
 Lost, 291.
 Reconsidered, 291.
 Passed, 291.
 To House, 305.
 Returned to Senate, 705.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 878.

Senate Bill No. 274—(Senators Reichert and Longmire)

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.

Introduction, first reading, 146.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 238.
 Second reading, 271, 698.
 Passed, 271, 698.
 To House, 285.
 House amendments, 599.
 Returned to Senate, amended, 599.
 Senate concurs, 698.
 Engrossed, 859.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 906.
 Message to Governor, 907.

Senate Bill No. 275—(Senators Reichert and Longmire)

Senate Bill No. 275. A Bill for an Act making an appropriation to the bureau of criminal identification and apprehension with additional functions of handling peace officers' training school and consumer fraud bureau.

Introduction, first reading, 146.

Referred to Committee on State and Federal Government.

Re-referred to Committee on Appropriations, 234.

Returned from committee, 306.

Withdrawn, 306.

Senate Bill No. 276—(Senators Mutch and Ringsak)

Senate Bill No. 276. A Bill for an Act to create and enact section 52-04-08.1 and to amend and reenact sections 52-05-02, 52-05-03, and 52-05-04 of the North Dakota Century Code, relating to the termination and reinstatement of unemployment compensation coverage.

Introduction, first reading, 146.

Referred to Committee on Industry, Business and Labor.

Withdrawn, 345.

Senate Bill No. 277—(Senators Mahoney and Lips)

Senate Bill No. 277. A Bill for an Act to amend and reenact sections 50-24-12 and 50-24-13 of the 1963 Supplement to the North Dakota Century Code relating to resources of applicants for assistance which shall be disregarded in determining need.

Introduction, first reading, 147.

Referred to Committee on Social Welfare and Veterans Affairs,
297.

Reported back, indefinitely postponed, 412.

Senate Bill No. 278—(Senator Lips)

Senate Bill No. 278. A Bill for an Act to amend and reenact subsection 2 of section 57-38-18 of the North Dakota Century Code, relating to the taxing of civil service annuities.

Introduction, first reading, 147.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 310.

Senate Bill No. 279—(Senator Lips)

Senate Bill No. 279. A Bill for an Act to provide for licensing and operation of clinics for addictions.

Introduction, first reading, 147.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, do pass, 281.

Second reading, 332.

Passed, 332.

To House, 343.

Returned to Senate, 544.

Enrolled, 619.

Signed by President, 619.

Sent to House, 619.

Received from House, 657.

Message to Governor, 660.

Senate Bill No. 280—(Senators Mutch and Ringsak)

Senate Bill No. 280. A Bill for an Act relating to the unemployment compensation coverage of certain types of employees.

Introduction, first reading, 147.

Referred to Committee on Industry, Business and Labor.

Withdrawn, 345.

Senate Bill No. 281—(Senators Ringsak and Reichert)

Senate Bill No. 281. A Bill for an Act, creating a savings and loan board to govern state-chartered building and loan and savings and loan associations and to amend and re-enact sections 6-01-01, 6-01-03, 6-01-04 and 6-01-07 of the North Dakota Century Code, relating to the state banking board and the state credit union board, the powers and duties and records of such boards and giving similar powers to the savings and loan board with reference to state-chartered building and loan and savings and loan associations; and to amend and reenact sections 7-01-01, 7-01-06, 7-01-07, 7-01-09, and 7-01-10 of the North Dakota Century Code, relating to the supervision of state building and loan and savings and loan associations, approval of the by-laws, the issuance of certificates and prohibiting promotional contracts of such associations; and to amend and reenact section 7-03-04 of the North Dakota Century Code, relating to licenses and revocation thereof by agents and solicitors; providing for expenses; repealing all acts in conflict herewith.

Introduction, first reading, 147.

Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 362.

Senate Bill No. 282—(Senator Becker)

Senate Bill No. 282. A Bill for an Act to create subsection 23 of section 57-02-08 of the North Dakota Century Code, to provide for the exemption of certain items of personal property from taxation, and to provide for the reduction of the taxable valuation against which personal property taxes are levied, appropriating moneys to replace revenue lost from exempting certain personal property items, providing for the allocation of moneys appropriated, and providing for effective dates.

Introduction, first reading, 147.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 350.

Senate Bill No. 283—(Senators George and Mahoney)

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.

Introduction, first reading, 147.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 263.

Second reading, 322, 883.

Passed, 322, 883.

To House, 343.

Returned to Senate, amended, 770, 776.

Senate concurs, 883.

Engrossed, 966.

Enrolled, 967.

Signed by President, 973.

Sent to House, 973.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 284—(Senator Becker)

Senate Bill No. 284. A Bill for an Act to provide for a refund of the annual motor vehicle registration fee in certain cases.

Introduction, first reading, 148.
Referred to Committee on Transportation.
Withdrawn, 219.

Senate Bill No. 285—(Senators George and Mahoney)

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.

Introduction, first reading, 148.
Referred to Committee on State and Federal Government.
Reported back, amended, 310.
Amendments adopted, 341.
Engrossed, 345.
Second reading, 387.
Passed, 387.
To House, 407.
Returned to Senate, 705.
Enrolled, 810.
Signed by President, 825.
Sent to House, 825.
Received from House, 868.
Message to Governor, 878.

Senate Bill No. 286—(Senator Tuff)

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.

Introduction, first reading, 148.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 233.
Second reading, 248.
Passed, 249.
To House, 257.
Returned to Senate, 527.
Enrolled, 576.
Signed by President, 595.
Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 693.

Senate Bill No. 287—(Senators George and Mahoney)

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.

Introduction, first reading, 148.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 357.

Amendments adopted, 357.
 Engrossed, 399.
 Second reading, 425.
 To House, 452.
 Returned to Senate, 770.
 Enrolled, 905.
 Signed by President, 967.
 Sent to House, 967.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 288—(Senator Tuff)

Senate Bill No. 288. A Bill for an Act authorizing the state tax commissioner to examine for tax purposes any records maintained by any state department, institution, agency, officer, or official of this state.

Introduction, first reading, 148.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 226.
 Clincher motion, 227.

Senate Bill No. 289—(Senators Beck and Strinden)

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.

Introduction, first reading, 148.
 Referred to Committee on Education.
 Reported back, amended, 238.
 Amendments adopted, 257.
 Engrossed, 260.
 Second reading, 294.
 Passed, 295.
 To House, 305.
 Returned to Senate, 624.
 Enrolled, 671.
 Signed by President, 683.
 Sent to House, 683.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 290—(Senator Tuff)

Senate Bill No. 290. A Bill for an Act to amend and reenact section 57-39-08 of the 1963 Supplement to the North Dakota Century Code, relating to the preservation of all records of sales and purchases subject to sales tax, including sales for resale, and requiring that the records be made available in this state upon order by the state tax commissioner.

Introduction, first reading, 148.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 350.
 Second reading, 392.
 Lost, 393.
 Clincher motion, 393.

Senate Bill No. 291—(Senator Tuff)

Senate Bill No. 291. A Bill for an Act relating to jeopardy assessments, and penalties.

Introduction, first reading, 148.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 311.

Senate Bill No. 292—(Senator Robinson)

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.

Introduction, first reading, 148.

Referred to Committee on Natural Resources.

Re-referred to Committee on State and Federal Government, 219.

Reported back, do pass, 338.

Second reading, 384.

Passed, 384.

To House, 407.

Returned to Senate, 544.

Enrolled, 596.

Signed by President, 596.

Sent to House, 597.

Received from House, 608.

Message to Governor, 620.

Approved by Governor, 677.

Senate Bill No. 293—(Senator Weber)

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.

Introduction, first reading, 149.

Referred to Committee on Transportation.

Reported back, amended, 400.

Amendments adopted, 410.

Engrossed, 431.

Second reading, 466.

Passed, 466.

Clincher motion, 477.

To House, 486.

Returned to Senate, indefinitely postponed, 770.

Senate Bill No. 294—(Senator Robinson)

Senate Bill No. 294. A Bill for an Act to amend and reenact subsection 1 of section 10-04-02 and section 10-04-03 of the North Dakota Century Code, relating to the administration of the Securities Act.

Introduction, first reading, 149.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 227.

Senate Bill No. 295—(Senator Thompson)

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.

Introduction, first reading, 149.

Referred to Committee on Agriculture.

Reported back, do pass, 255.
 Second reading, 291.
 Passed, 292.
 To House, 305.
 Returned to Senate, 659.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.

Senate Bill No. 296—(Senators Mutch, Forkner and Ringsak)

Senate Bill No. 296. A Bill for an Act to create and enact subsection 10 of section 52-06-02 of the North Dakota Century Code, relating to the disqualification of employees for unemployment compensation benefits, and providing an effective date.

Introduction, first reading, 149.
 Referred to Committee on Industry, Business and Labor.
 Withdrawn, 345.

Senate Bill No. 297—(Senators Forkner, Kelly, Beck, Becker, Reichert, Lips and Lashkowitz)

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.

Introduction, first reading, 149.
 Referred to Committee on Judiciary, 263.
 Reported back, amended, 342.
 Amendments adopted, 356.
 Engrossed, 395.
 Second reading, 418.
 Passed, 419.
 To House, 452.
 Returned to Senate, 659.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.

Senate Bill No. 298—(Senators Lashkowitz, Luick and Jurgensen)

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.

Introduction, first reading, 149.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 362.
 Reported back, amended, 362, 475.
 Amendments adopted, 396.
 Engrossed, 408.
 Reported back, do pass, 423.
 Second reading, 467, 474, 475, 918.
 Reconsidered, 475.
 Passed, 475 (2), 919.
 Re-engrossed, 477, 1012.
 Clincher motion, 477.
 To House, 486.

Returned to Senate, amended, 865, 867.
 Senate concurs, 918.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.
 Received from House, 1015.
 Message to Governor, 1016.

Senate Bill No. 299—(Senators Urdahl, Jurgensen and Lips)

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.

Introduction, first reading, 149.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 362.
 Amendments adopted, 396.
 Engrossed, 408.
 Second reading, 445.
 Passed, 446.
 To House, 454.
 Returned to Senate, 659.
 Enrolled, 814.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 878.
 Approved by Governor, 1010.

Senate Bill No. 300—(Senators Trenbeath, Lips, Morgan, Becker, Forkner, Kelly, Beck, Strinden, Mutch, Robinson and Ringsak)

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.

Introduction, first reading, 149.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 362.
 Referred to Committee on Appropriations, 362.
 Reported back, amended, 423.
 Amendments adopted, 432.
 Engrossed, 453.
 Second reading, 470, 978.
 Passed, 470, 978.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, amended, 865, 868.
 Conference Committee, 913, 943.
 Senate does not concur, 919.
 Conference Committee report, 978.
 Re-engrossed, 1012.
 Enrolled, 1013.
 Signed by President, 1013.
 Sent to House, 1014.

Received from House, 1015.
Message to Governor, 1016.

Senate Bill No. 301—(Senators Lashkowitz and Lips)

Senate Bill No. 301. A Bill for an Act to authorize any state agency which controls and manages a state-owned building to contract for certain services from certain municipal corporations.

Introduction, first reading, 150.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 278.

Senate Bill No. 302—(Senators Reichert and Holand)

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.

Introduction, first reading, 150.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 233.
Second reading, 249.
Passed, 249.
To House, 257.
Returned to Senate, indefinitely postponed, 628.

Senate Bill No. 303—(Senators Reichert and Holand)

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.

Introduction, first reading, 150.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 234.
Second reading, 249.
Passed, 249.
To House, 257.
Returned to Senate, 527.
Enrolled, 576.
Signed by President, 595.
Sent to House, 595.
Received from House, 598.
Message to Governor, 600.
Approved by Governor, 677.

Senate Bill No. 304—(Senators Reichert and Holand)

Senate Bill No. 304. A Bill for an Act to amend subsection 10 of section 57-37-11 of the North Dakota Century Code, relating to deductions of federal estate taxes from the gross estate for estate tax purposes.

Introduction, first reading, 150.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 234.

Senate Bill No. 305—(Senators Luick and Lashkowitz)

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.

Introduction, first reading, 150.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 278.
 Amendments adopted, 298.
 Engrossed, 307.
 Second reading, 373, 872.
 Passed, 374, 872.
 To House, 407.
 Returned to Senate, amended, 706, 709.
 Senate concurs, 872.
 Re-engrossed, 967.
 Enrolled, 967.
 Signed by President, 973.
 Sent to House, 973.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 306—(Senators Becker and Solberg)

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.

Introduction, first reading, 150.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 311.
 Second reading, 378.
 Passed, 378.
 To House, 407.
 Returned to Senate, 705.
 Enrolled, 814.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 878.

Senate Bill No. 307—(Senators Lashkowitz and Mahoney)

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.

Introduction, first reading, 150.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 401.
 Second reading, 450.
 Passed, 450.
 To House, 454.
 Returned to Senate, 677.
 Enrolled, 825.
 Signed by President, 830.
 Sent to House, 830.
 Received from House, 868.
 Message to Governor, 878.

Senate Bill No. 308—(Senators George and Lashkowitz)

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.

Introduction, first reading, 151.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 278.
Second reading, 327.
Passed, Emergency carried, 328.
To House, 343.
Returned to Senate, 659.
Enrolled, 786.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.
Approved by Governor, 1010.

Senate Bill No. 309—(Senators Trenbeath and Mahoney)

Senate Bill No. 309. A Bill for an Act granting the public utility serving the majority of customers in a city or town the right to purchase the facilities of another electric utility serving customers in an area annexed by such city or town and providing for severance damages.

Introduction, first reading, 151.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 399.

Senate Bill No. 310—(Senators Jurgensen and Sinner)

Senate Bill No. 310. A Bill for an Act relating to income exemptions from income tax liability for supporting and maintaining mentally retarded persons.

Introduction, first reading, 151.
Referred to Committee on Social Welfare and Veterans Affairs.
Withdrawn, 283.

Senate Bill No. 311—(Senators Lips and Reichert)

Senate Bill No. 311. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code relating to installment bank loan charges.

Introduction, first reading, 151.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 263.

Senate Bill No. 312—(Senators Becker, Solberg, Morgan, Trenbeath and Mahoney)

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.

Introduction, first reading, 151.
Referred to Committee on Agriculture.

Reported back, do pass, 255.
Second reading, 292.
Passed, 292.
To House, 305.
Returned to Senate, 659.
Enrolled, 786.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.

Senate Bill No. 313—(Senators Kautzmann, Rait, Ecker and Dahlund)

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.

Introduction, first reading, 151.
Referred to Committee on Agriculture.
Reported back, amended, 350.
Re-referred to Committee on Appropriations, 351.
Amendments adopted, 357.
Engrossed, 396.
Reported back, do pass, 423.
Second reading, 467.
Passed, 468.
Clincher motion, 477.
To House, 486.
Returned to Senate, indefinitely postponed, 770.

Senate Bill No. 314—(Senators Trenbeath, Sorlie and Holand)

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.

Introduction, first reading, 151.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 351.
Second reading, 393, 441.
Placed at foot of calendar, 393, 403.
Passed, 441.
To House, 454.
Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 315—(Senator Kadlec)

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.

Introduction, first reading, 151.
Referred to Committee on Judiciary.
Reported back, amended, 263.
Amendments adopted, 280.
Engrossed, 296.
Second reading, 329.
Passed, 329.
To House, 343.
Returned to Senate, indefinitely postponed, 628.

Senate Bill No. 316—(Senator Sinner)

Senate Bill No. 316. A Bill for an Act to create and enact subsection 4 of Section 34-13-01, subsections 12, 13, 14, 15, 16 and 17 of Section 34-13-15, and Sections 34-13-11.1, 34-13-16, 34-13-17, 34-13-18, 34-13-19 and 34-13-20, 1963 Supplement to the North Dakota Century Code, to define terms, set maximum placement fee, establish rules, provide authority to promulgate rules and regulations, provide for appeals procedures, to place duty of enforcement in Labor Commissioner, provide penalties, and separability provision; and to amend and reenact subsection 1 of Section 34-13-01, Sections 34-13-02, 34-13-03, 34-13-04, 34-13-05, 34-13-06, 34-13-07, 34-13-08, 34-13-09, 34-13-10, 34-13-11, 34-13-12 and subsection 4 of Section 34-13-15 of the 1963 Supplement to the North Dakota Century Code, to provide for the transfer of administration of Chapter 34-13 of the North Dakota Century Code relating to the regulation of employment agents and agencies from the Attorney General to the Labor Commissioner, to establish a maximum placement fee and to enlarge definition of employment agent or employment agency.

Introduction, first reading, 152.

Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 412.

Senate Bill No. 317—(Senator Sinner)

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.

Introduction, first reading, 152.

Referred to Committee on Transportation.

Reported back, no recommendation, 399.

Second reading, 449.

Passed, 449.

To House, 454.

Returned to Senate, indefinitely postponed, 628.

Senate Bill No. 318—(Senators Lashkowitz, Jurgensen and Redlin)

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.

Introduction, first reading, 152.

Referred to Committee on Political Subdivisions.

Reported back, amended, 362.

Amendments adopted, 396.

Engrossed, 408.

Second reading, 446.

Passed, 446.

To House, 454.

Returned to Senate, 770.

Enrolled, 859.

Signed by President, 869.

Sent to House, 869.

Received from House, 906.

Message to Governor, 907.

Senate Bill No. 319—(Senator Robinson)

Senate Bill No. 319. A Bill for an Act to create and enact section 61-04-28 of the North Dakota Century Code authorizing the

State Engineer to reduce or increase the amount of water the holder of a water permit may use and the number of gallons per minute at which such water may be withdrawn.

Introduction, first reading, 152.

Referred to Committee on Agriculture.

Re-referred to Committee on Natural Resources, 155.

Reported back, indefinitely postponed, 279.

Senate Bill No. 320—(Senators Lashkowitz, Hernet, Forkner and Reichert)

Senate Bill No. 320. A Bill for an Act relating to the imposition of an advertising tax; the appropriation thereof to special trust funds designated as the state institutional building fund and revenue bond fund for the construction, equipment, and furnishing of buildings and additions at state institutions and the payment and security of revenue bonds payable solely from the revenues appropriated to said funds; providing for the administration of said funds by the state industrial commission and the covenants to be made by said commission for the security thereof; and authorizing said commission to sell such bonds and use the proceeds thereof to finance the construction, equipment, and furnishing of certain buildings and additions at state institutions.

Introduction, first reading, 152.

Referred to Committee on Education.

Re-referred to Committee on Finance and Taxation, 219.

Reported back, indefinitely postponed, 351.

Senate Bill No. 321—(Senator Holand)

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.

Introduction, first reading, 152.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, do pass, 363.

Second reading, 427.

Passed, 427.

To House, 452.

Returned to Senate, 677.

Enrolled, 905.

Signed by President, 967.

Sent to House, 967.

Received from House, 1009.

Message to Governor, 1010.

Senate Bill No. 322—(Senator Holand)

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.

Introduction, first reading, 153.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 353.

Second reading, 393.

Passed, 393.

To House, 407.

Returned to Senate, 864.

Enrolled, 967.
Signed by President, 973.
Sent to House, 973.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 323—(Senator Holand)

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.

Introduction, first reading, 153.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 311.
Second reading, 378, 883.
Passed, 379, 884.
To House, 407.
Messaged from House in error.
Returned to Senate, amended, 770, 776.
Senate concurs, 883.
Lost, 900.

Senate Bill No. 324—(Senator Holand)

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.

Introduction, first reading, 153.
Referred to Committee on State and Federal Government.
Re-referred to Committee on Appropriations, 306.
Reported back, amended, 297.
Amendments adopted, 306.
Engrossed, 335.
Reported back, do pass, 353.
Second reading, 393.
Passed, 394.
To House, 407.
Returned to Senate, 624.
Enrolled, 724.
Signed by President, 738.
Sent to House, 738.
Received from House, 764.
Message to Governor, 777.
Approved by Governor, 913.

Senate Bill No. 325—(Senator Ringsak)

Senate Bill No. 325. A Bill for an Act making an appropriation for the purpose of providing stenographic assistance to patients at veterans administration hospitals.

Introduction, first reading, 161.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, amended, 297.
Amendments adopted, 306.
Engrossed, 335.
Reported back, indefinitely postponed, 353.

Senate Bill No. 326—(Senators Trenbeath and Thompson)

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.

Introduction, first reading, 161.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 413.
 Amendments adopted, 431.
 Engrossed, 453.
 Second reading, 468.
 Passed, 469.
 Clincher motion, 477
 To House, 486.
 Returned to Senate, lost, 963.

Senate Bill No. 327—(Senator Walz)

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.

Introduction, first reading, 161.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 363.
 Second reading, 427.
 Passed, 428.
 To House, 452.
 Returned to Senate, indefinitely postponed, 729.

Senate Bill No. 328—(Senators Chesrown and Longmire)

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.

Introduction, first reading, 161.
 Referred to Committee on Judiciary, 292.
 Reported back, do pass, 256, 349.
 Second reading, 292, 390.
 Passed, 391.
 To House, 407.
 Returned to Senate, 659.
 Enrolled, 786.
 Signed by President, 801.
 Sent to House, 801.
 Received from House, 830.
 Message to Governor, 832.

Senate Bill No. 329—(Senators Chesrown and Longmire)

Senate Bill No. 329. A Bill for an Act relating to the contents of conveyances to the state or any of its political subdivisions.

Introduction, first reading, 162.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on Political Subdivisions, 219.
 Reported back, do pass, 364.
 Second reading, 428.
 Passed, 428.
 To House, 452.
 Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 330—(Senators Chesrown and Longmire)

Senate Bill No. 330. A Bill for an Act relating to the termination of certain easements.

Introduction, first reading, 162.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on Political Subdivisions, 219.
 Reported back, do pass, 364.
 Second reading, 428.
 Passed, 429.
 To House, 452.
 Returned to Senate, 705.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 868.
 Message to Governor, 878.

Senate Bill No. 331—(Senators Kautzmann, Ringsak and Reichert)

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.

Introduction, first reading, 162.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 238.
 Amendments adopted, 258.
 Engrossed, 260.
 Second reading, 295.
 Passed, 295.
 To House, 305.
 Returned to Senate, 770.
 Enrolled, 905.
 Signed by President, 967.
 Sent to House, 967.
 Received from House, 1009.
 Message to Governor, 1010.

Senate Bill No. 332—(Senators Dahlund, Tuff, Larson, Forkner and Nelson)

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.

Introduction, first reading, 162.
 Referred to Committee on Agriculture.

Referred to Committee on Appropriations, 365.
Reported back, amended, 364.
Amendments adopted, 396.
Engrossed, 408.
Reported back, do pass, 423.
Second reading, 468.
Passed, 468.
Clincher motion, 477.
To House, 486.
Returned to Senate, 624.
Enrolled, 786.
Signed by President, 801.
Sent to House, 801.
Received from House, 830.
Message to Governor, 832.

Senate Bill No. 333—(Senators Mutch, Forkner and Ringsak)

Senate Bill No. 333. 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, 162.
Referred to Committee on Education.
Reported back, indefinitely postponed, 239.

Senate Bill No. 334—(Senators George and Kautzmann)

Senate Bill No. 334. A Bill for an Act to amend and reenact sections 6-01-03, 6-01-04, 6-01-07, 6-01-09, 7-01-01, 7-01-03, 7-01-05, 7-01-07, 7-01-09, 7-01-10, 7-02-02, 7-03-04, and 7-05-01 of the North Dakota Century Code, relating to the state banking board, state savings and loan board, and to operation and supervision of savings and loan associations.

Introduction, first reading, 162.
Referred to Committee on Industry, Business and Labor.
Withdrawn, 345.

Senate Bill No. 335—(Senators Ringsak and Kautzmann)

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.

Introduction, first reading, 162.
Referred to Committee on Judiciary.
Reported back, do pass, 263.
Second reading, 322.
Passed, 322.
To House, 343.
Returned to Senate, 705.
Enrolled, 810.
Signed by President, 825.
Sent to House, 825.
Received from House, 868.
Message to Governor, 878.

Senate Bill No. 336—(Senators Mahoney and Roen)

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.

Introduction, first reading, 162.
 Referred to Committee on Education.
 Reported back, do pass, 311.
 Second reading, 382, 389.
 Placed at foot of calendar, 382.
 Passed, 389.
 To House, 407.
 Returned to Senate, 574.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 337—(Senators Roen, Strinden and Mahoney)

Senate Bill No. 337. 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 dissolution and attachment of the territory of certain school districts.

Introduction, first reading, 163.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 311.

Senate Bill No. 338—(Senators Lips, Roen, Van Horn and Thompson)

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.

Introduction, first reading, 163.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Appropriations, 432.
 Reported back, amended, 414, 432, 472.
 Amendments adopted, 431.
 Reported back, do pass, 434.
 Engrossed, 434.
 Re-engrossed, 476.
 Second reading, 472.
 Passed, 472.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, 770.
 Enrolled, 905.
 Signed by President, 967.
 Sent to House, 967.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 339—(Senators Hernett and Reichert)

Senate Bill No. 339. A Bill for an Act to create and enact section 16-08-06.1, and to amend and reenact sections, 16-04-04, 16-04-16, 16-08-04, 16-08-07, and 16-17-09 of the North Dakota Century Code, relating to offices elected on a no-party ballot, and to repeal sections 16-04-23 and 16-04-24 of the North Dakota Century Code, relating to legislative candidates on primary ballots.

Introduction, first reading, 163.
 Referred to Committee on Judiciary.

Reported back, do pass, 354.
 Second reading, 402, 472.
 Placed at foot of calendar, 402.
 Lost, 473.

Senate Bill No. 340—(Senators Hernet and Lips)

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.

Introduction, first reading, 163.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 298.
 Second reading, 343, 383, 935.
 Placed at foot of calendar, 343.
 Passed, 384, 935.
 To House, 407.
 Returned to Senate, amended, 706, 709.
 Senate does not concur, 856.
 Conference Committee, 856, 864.
 Conference Committee report, 934.
 Engrossed, 1011.
 Enrolled, 1012.
 Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 341—(Senators Roen, Strinden, Mutch and Lips)

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.

Introduction, first reading, 163.
 Referred to Committee on Transportation.
 Reported back, amended, 399, 465.
 Amendments adopted, 410.
 Engrossed, 431.
 Second reading, 464.
 Passed, 465.
 Re-engrossed, 476.
 Clincher motion, 477.
 To House, 486.
 Returned to Senate, lost, 865.

Senate Bill No. 342—(Senators Roen, Strinden, Mutch and Lips)

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.

Introduction, first reading, 163.
 Referred to Committee on Education.
 Reported back, do pass, 354.
 Second reading, 394.
 Passed, 394.

To House, 407.
 Returned to Senate, 574.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Message to Governor, 730.
 Approved by Governor, 815.

Senate Bill No. 343—(Senators Longmire and Chesrown)

Senate Bill No. 343. A Bill for an Act relating to the filing of foreign judgments.

Introduction, first reading, 164.
 Referred to Committee on Judiciary.
 Reported back, do pass, 263.
 Second reading, 322.
 Passed, 323.
 To House, 343.
 Returned to Senate, indefinitely postponed, 659.

Senate Bill No. 344—(Senators Forkner, Reichert, Lashkowitz, Mutch, Robinson and Roen)

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 purchases of motor vehicle fuel by the department of accounts and purchases.

Introduction, first reading, 164.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 311.
 Second reading, 382.
 Passed, 383.
 To House, 407.
 Returned to Senate, indefinitely postponed, 705.

Senate Bill No. 345—(Senators Trenbeath, Robinson and Lips)

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.

Introduction, first reading, 164.
 Referred to Committee on Judiciary.
 Reported back, amended, 264.
 Amendments adopted, 280.
 Engrossed, 296.
 Second reading, 329.
 Passed, 330.
 To House, 343.
 Returned to Senate, indefinitely postponed, 628.

Senate Bill No. 346—(Senators Van Horn and Lips)

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.

Introduction, first reading, 164.
Referred to Committee on State and Federal Government.
Reported back, amended, 311.
Amendments adopted, 342.
Engrossed, 345.
Second reading, 387, 698.
Passed, 388, 699.
To House, 407.
House amendments, 599.
Returned to Senate, amended, 599.
Senate concurs, 698.
Re-engrossed, 825.
Enrolled, 825.
Signed by President, 830.
Sent to House, 830.
Received from House, 868.
Message to Governor, 878.

Senate Bill No. 347—(Senators Dahlund, Tuff, Larson, Forkner and Nelson)

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.

Introduction, first reading, 164.
Referred to Committee on Agriculture.
Reported back, amended, 366.
Amendments adopted, 396.
Engrossed, 408.
Second reading, 446.
Passed, 446.
To House, 454.
Returned to Senate, 705.
Reported back, indefinitely postponed, 757.

Senate Bill No. 348—(Senator Kisse)

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".

Introduction, first reading, 164.
Referred to Committee on Finance and Taxation, 249.
Reported back, do pass, 234.
Reported back, amended, 365.
Amendments adopted, 396.
Engrossed, 408.
Second reading, 249, 447.
Passed, 447.
To House, 454.
Returned to Senate, 770.

Enrolled, 859.
Signed by President, 869.
Sent to House, 869.
Received from House, 906.
Message to Governor, 907.

Senate Bill No. 349—(Senators Thompson, Roen, Mahoney and Saumur)

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.

Introduction, first reading, 164.
Referred to Committee on Education.
Reported back, do pass, 311.
Re-referred to Committee on Appropriations, 312.
Reported back, amended, 423, 432.
Amendments adopted, 432.
Engrossed, 453.
Second reading, 470, 979.
Passed, 471, 979.
Clincher motion, 477.
To House, 486.
Returned to Senate, amended, 956, 957.
Senate does not concur, 963.
Conference Committee, 963, 972.
Conference Committee report, 978.
Re-engrossed, 1012.
Enrolled, 1013.
Signed by President, 1013.
Sent to House, 1014.
Received from House, 1015.
Message to Governor, 1016.

Senate Bill No. 350—(Senators Hernet and Mahoney)

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.

Introduction, first reading, 164.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 264.
Second reading, 323, 376, 402.
Placed at foot of calendar, 323.
Lost, 376.
Reconsidered, 402.
Passed, 402.
To House, 425.
Returned to Senate, indefinitely postponed, 628.

Senate Bill No. 351—(Senators Forkner, Kisse, Becker, Ringsak and Mutch)

Senate Bill No. 351. A Bill for an Act to amend and reenact section 51-06-02 of the North Dakota Century Code, relating to bonding requirements of trading stamp companies.

Introduction, first reading, 165.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 354.

Senate Bill No. 352—(Senators Kjos and Ringsak)

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.

Introduction, first reading, 165.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on State and Federal Government, 219.
Reported back, do pass, 298.
Second reading, 343, 701.
Passed, 344, 701.
To House, 354.
House amendments, 628.
Returned to Senate, amended, 624.
Senate concurs, 701.
Engrossed, 825.
Enrolled, 825.
Signed by President, 830.
Sent to House, 830.
Received from House, 869.
Message to Governor, 878.

Senate Bill No. 353—(Senator Ecker)

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.

Introduction, first reading, 165.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on Appropriations, 283.
Reported back, do pass, 366.
Second reading, 429.
Passed, 429.
To House, 452.
Returned to Senate, indefinitely postponed, 598.

Senate Bill No. 354—(Committee on Delayed Bills)

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.

Introduction, first reading, 217.
Referred to Committee on Natural Resources.
Reported back, do pass, 264.
Second reading, 323.
Passed, 323.
To House, 343.
Returned to Senate, 705.
Enrolled, 810.
Signed by President, 825.
Sent to House, 825.
Received from House, 869.
Message to Governor, 878.

Senate Bill No. 355—(Committee on Delayed Bills)

Senate Bill No. 355. A Bill for an Act to provide that a county may levy a business tax based upon annual rental values in lieu of the personal property tax on retail inventories held for resale.

Introduction, first reading, 218.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 366.

Senate Bill No. 356—(Committee on Delayed Bills)

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.

Introduction, first reading, 219.
 Referred to Committee on State and Federal Government.
 Returned from committee, 220.
 Second reading, 220.
 Passed, Emergency carried, 221.
 Clincher motion, 221.
 To House, 224.
 Returned to Senate, 224.
 Enrolled, 224.
 Signed by President, 224.
 Sent to House, 224.
 Received from House, 224.
 Message to Governor, 224.
 Approved by Governor, 235.
 Printed in Journal, 240.

Senate Bill No. 357—(Committee on Delayed Bills)

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.

Introduction, first reading, 282.
 Referred to Committee on State and Federal Government, 338.
 Placed on calendar, 366.
 Reported back, amended, 429.
 Second reading, 429.
 Passed, Emergency carried, 430.
 Engrossed, 431.
 To House, 452.
 Returned to Senate, 705.
 Enrolled, 810.
 Signed by President, 825.
 Sent to House, 825.
 Received from House, 869.
 Message to Governor, 878.

Senate Bill No. 358—(Committee on Delayed 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.

Introduction, first reading, 424.
 Referred to Committee on Education.
 Reported back, do pass, 482.
 Second reading, 509.
 Passed, 510.
 Clincher motion, 510.
 To House, 516.
 Returned to Senate, 958.
 Enrolled, 1012.

Signed by President, 1012.
 Sent to House, 1012.
 Received from House, 1014.
 Message to Governor, 1015.

Senate Bill No. 359—(Committee on Delayed Bills)

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.

Introduction, first reading, 424.
 Referred to Committee on Transportation.
 Reported back, amended, 694.
 Amendments adopted, 695.
 Engrossed, 715.
 Second reading, 710.
 Passed, 710.
 Clincher motion, 710.
 To House, 715.
 Returned to Senate, lost, 823.

Senate Bill No. 360—(Committee on Delayed Bills)

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.

Introduction, first reading, 424.
 Referred to Committee on Transportation.
 Reported back, do pass, 527.
 Second reading, 551.
 Passed, 551.
 To House, 573.
 Returned to Senate, 770.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 869.
 Received from House, 906.
 Message to Governor, 907.

Senate Bill No. 361—(Committee on Delayed Bills)

Senate Bill No. 361. A Bill for an Act to amend and reenact section 4-30-02 of the North Dakota Century Code relating to the bonding of purchasers of dairy products.

Introduction, first reading, 513.
 Referred to Committee on Agriculture.
 Reported back, amended, 696.
 Amendments adopted, 696.
 Second reading, 710.
 Withdrawn, 710.

Senate Bill No. 362—(Committee on Delayed Bills)

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.

Introduction, first reading, 607.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 696.
Second reading, 710.
Passed, 711.
Engrossed, 715.
To House, 715.
Returned to Senate, lost, 823.

Senate Bill No. 363—(Committee on Delayed Bills)

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.

Introduction, first reading, 660.
Referred to Committee on Judiciary.
Reported back, amended, 696.
Amendments adopted, 697.
Second reading, 711.
Passed, 711.
Engrossed, 715.
To House, 715.
Returned to Senate, 830.
Enrolled, 905.
Signed by President, 967.
Sent to House, 967.
Received from House, 1009.
Message to Governor, 1010.

Senate Bill No. 364—(Committee on Delayed Bills)

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.

Introduction, first reading, 908.
Printed in Journal, 909.
Second reading, 910, 1006.
Passed, 911, 1006.
To House, 916.
Returned to Senate, amended, 1004.
Senate concurs, 1006.
Engrossed, 1012.
Enrolled, 1013.
Signed by President, 1013.
Sent to House, 1014.
Received from House, 1015.
Message to Governor, 1016.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "A"—(Senators Reichert, Longmire and Sinner) (Legislative Research Study)

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.

Introduction, first reading, 23.
Referred to Committee on State and Federal Government.
Reported back, amended, 217.
Amendments adopted, 234.
Engrossed, 235.
Second reading, 258, 968.
Passed, 259, 968.
To House, 271.
Returned to Senate, amended, 865, 868, 906.
Senate does not concur, 919.
Conference Committee, 919, 943.
Conference Committee report, 967.
Re-engrossed, 1013.
Enrolled, 1013.
Signed by President, 1014.
Sent to House, 1014.
Received from House, 1015.
Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "B"—(Senators Hernet, Holand, Kisse, Lips and Van Horn) (Legislative Research Study)

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.

Introduction, first reading, 23.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Legislative Research Resolutions, 93.
Reported back, do pass, 656.

Second reading, 687.
 Passed, 688.
 To House, 712.
 Returned to Senate, lost, 865.

Senate Concurrent Resolution "C"—(Senators Lashkowitz, Lips, Redlin and Reichert)

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.

Introduction, first reading, 35.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 67.
 Second reading, 68, 90.
 Passed, 69, 90.
 Re-considered, 78.
 Placed on calendar, 78.
 To House, 101.
 Returned to Senate, 590.
 Enrolled, 671.
 Signed by President, 683.
 Sent to House, 683.
 Received from House, 694.
 Delivered to Secretary of State, 730.

Senate Concurrent Resolution "D"—(Senators Trenbeath, Nelson, Saumur, Ruemmele, Chesrown, Ringsak, Redlin, Sorlie, Becker, Robinson, Kisse, Strinden, Torgerson, George, Dahlund, Morgan, Beck, Hernet, Kelly, Roen, Luick, Kjos and Forkner)

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.

Introduction, first reading, 42.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 67.
 Second reading, 90.
 Passed, 90.
 To House, 101.
 Returned to Senate, lost, 823.

Senate Concurrent Resolution "E"—(Senators Trenbeath, Redlin, Walz, Roen and Berube)

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, 45.
 Referred to Committee on Education.
 Re-referred to Committee on Legislative Research.
 Reported back, amended, 154, 167, 834.
 Amendments adopted, 167.
 Engrossed, 174.
 Placed on calendar, 834.
 Re-engrossed, 837.

Second reading, 834.
 Passed, 834.
 To House, 837.
 Returned to Senate, 932.
 Enrolled, 1013.
 Signed by President, 1014.
 Sent to House, 1014.
 Received from House, 1015.
 Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "F"—(Senators Roen, Longmire, Morgan, Kisse and Nelson)

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.

Introduction, first reading, 50.
 Referred to Committee on Education.
 Reported back, amended, 115.
 Amendments adopted, 127.
 Engrossed, 141.
 Second reading, 160.
 Passed, 160.
 To House, 172.
 House amendments, 590.
 Returned to Senate, amended, 590.
 Senate does not concur, 639.
 Conference Committee, 639.
 Conference Committee report, lost, 935.

Senate Concurrent Resolution "G"—(Senators Hernett, Reichert, Trenbeath and Van Horn)

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.

Introduction, first reading, 80.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Industry, Business and Labor, 183.
 Reported back, do pass, 172, 366.
 Second reading, 183, 430.
 Passed, 430.
 To House, 452, 935.
 Returned to Senate, indefinitely postponed, 770.
 House requests return, 927.
 Returned to Senate, 943.

Senate Concurrent Resolution "H"—(Senator Walz)

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, 83.
 Referred to Committee on Social Welfare and Veterans Affairs.

Re-referred to Committee on Legislative Research Resolutions, 194.
 Reported back, do pass, 194, 834.
 Second reading, 835.
 Passed, 835.
 To House, 837.
 Returned to Senate, 932.
 Enrolled, 1013.
 Signed by President, 1014.
 Sent to House, 1014.
 Received from House, 1015.
 Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "I"—(Senators Longmire, Holand and Reichert)

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.

Introduction, first reading, 84.
 Printed in Journal, 84.
 Second reading, 84.
 Passed, 85.
 To House, 85.
 Returned to Senate, 101.
 Enrolled, 102.
 Signed by President, 102.
 Sent to House, 112.
 Received from House, 123.
 Delivered to Secretary of State, 126.

Senate Concurrent Resolution "J"—(Senators Baeverstad, Beck, Becker, Berube, Bopp, Chesrown, Dahlund, Ecker, Forkner, George, Hernett, Holand, Jurgensen, Kadlec, Kautzmann, Kelly, Kisse, Kjos, Lips, Larson, Lashkowitz, Longmire, Luick, Mahoney, Morgan, Nelson, Rait, Redlin, Reichert, Ringsak, Roen, Rolfsrud, Ruemmele, Saumur, Sinner, Solberg, Sorlie, Strinden, Thompson, Torgerson, Trenbeath, Tuff, Urdahl, Van Horn, Walz, Weber and Witterman)

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, 92.
 Referred to Committee on Agriculture.
 Re-referred to Committee on Legislative Research Resolutions, 197.
 Reported back, do pass, 182, 835.
 Second reading, 197, 835.
 Passed, 835.
 To House, 837.
 Returned to Senate, 932.
 Enrolled, 1013.
 Signed by President, 1014.
 Sent to House, 1014.
 Received from House, 1015.
 Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "K"—(Senator Trenbeath)

Senate Concurrent Resolution "K". A concurrent resolution memorializing the Congress of the United States to set a uniform and simultaneous closing time for polls throughout the United States in all national elections.

Introduction, first reading, 105.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 256.

Senate Concurrent Resolution "L"—(Senator Larson)

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.

Introduction, first reading, 153.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 367.
 Second reading, 436.
 Passed, 437.
 To House, 455.
 Returned to Senate, 705.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 870.
 Received from House, 905.
 Delivered to Secretary of State, 907.

Senate Concurrent Resolution "M"—(Senators Roen, Lips, Van Horn and Thompson)

Senate Concurrent Resolution "M". A concurrent resolution directing the president of the Senate and the speaker of the House of Representatives each to appoint three members of the Thirty-ninth Legislative Assembly to select a site for and in behalf of the legislative assembly, to act with the governor in selection of the location of a highway building as authorized in Senate Bill No. 338.

Introduction, first reading, 165.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 415.

Senate Concurrent Resolution "N"—(Senators Trenbeath and Sinner)

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.

Introduction, first reading, 179.
 Referred to Committee on Agriculture.
 Reported back, do pass, 339.
 Second reading, 385.
 Passed, 385.
 To House, 407.
 Returned to Senate, 659.

Enrolled, 859.
Signed by President, 869.
Sent to House, 870.
Received from House, 905.
Delivered to Secretary of State, 907.

Senate Concurrent Resolution "O"—(Committee on State and Federal Government)

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.

Introduction, first reading, 212.
Referred to Committee on State and Federal Government.
Reported back, amended, 339, 356.
Amendments adopted, 356.
Engrossed, 395.
Second reading, 418.
Passed, 418.
To House, 453.
Returned to Senate, amended, 802.
Senate does not concur, 855.
Conference Committee, 855, 864, 963, 972.
Conference Committee report, 963, 984.
Laid on table, 985.

Senate Concurrent Resolution "P"—(Committee on State and Federal Government)

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.

Introduction, first reading, 212.
Referred to Committee on State and Federal Government.
Divided report, 339.
Reported back, do pass, 340.
Placed at foot of calendar, 385.
Second reading, 473.
Passed, 474.
Clincher motion, 477.
To House, 486.
Returned to Senate, 770.
Enrolled, 859.
Signed by President, 869.
Sent to House, 870.
Received from House, 905.
Delivered to Secretary of State, 907.

Senate Concurrent Resolution "Q"—(Senators Beck, Strinden, Nelson, Roen, Becker, Van Horn and Walz)

Senate Concurrent Resolution "Q". A concurrent resolution directing the legislative research committee to carry out a comprehensive study of highway safety problems.

Introduction, first reading, 218.
Reported back, indefinitely postponed, 279.

Reconsidered, 314.
 Referred to Committee on Transportation, 314.
 Reported back, amended, 401.
 Amendments adopted, 410.
 Engrossed, 431.
 Re-referred to Committee on Legislative Research Resolutions,
 446.
 Reported back, do pass, 656.
 Second reading, 688.
 Passed, 688.
 To House, 712.
 Returned to Senate, 864.
 Enrolled, 1013.
 Signed by President, 1014.
 Sent to House, 1014.
 Received from House, 1015.
 Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "R"—(Senators Morgan and Luick)

Senate Concurrent Resolution "R". A concurrent resolution expressing opposition to a proposed flood control project on the lower reach of the Sheyenne River as originally proposed.

Introduction, first reading, 218.
 Referred to Committee on Agriculture.
 Reported back, amended, 367.
 Amendments adopted, 396.
 Engrossed, 408.
 Second reading, 447.
 Lost, 447.

Senate Concurrent Resolution "S"—(Senator Longmire)

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.

Introduction, first reading, 243.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 298.
 Placed at foot of calendar, 344.
 Second reading, 344, 384.
 Reported back, amended, 384.
 Engrossed, 384, 408.
 Passed, 384.
 To House, 425.
 Returned to Senate, 677.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 870.
 Received from House, 905.
 Delivered to Secretary of State, 907.

Senate Concurrent Resolution "T"—(Senator Van Horn)

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.

Introduction, first reading, 266.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 298.
 Amendments adopted, 306.
 Engrossed, 335.
 Second reading, 378.
 Passed, 378.
 To House, 407.
 Returned to Senate, 590.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Delivered to Secretary of State, 730.

Senate Concurrent Resolution "U"—(Senator Morgan)

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.

Introduction, first reading, 282.
 Referred to Committee on Transportation.
 Reported back, do pass, 400.
 Second reading, 450.
 Passed, 450.
 To House, 455.
 Returned to Senate, 677.
 Enrolled, 905.
 Signed by President, 967.
 Sent to House, 967.
 Received from House, 1009.
 Delivered to Secretary of State, 1010.

Senate Concurrent Resolution "V"—(Senator Kautzmann)

Senate Concurrent Resolution "V". A concurrent resolution for the amendment of section 37 of the Constitution of the State of North Dakota relating to the limitations and restrictions of holding office as a member of either branch of the legislative assembly.

Introduction, first reading, 283.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 339.

Senate Concurrent Resolution "W"—(Senators Rait, Solberg, Becker, Robinson, Witteman, Weber, Rolfsrud, Thompson and Van Horn)

Senate Concurrent Resolution "W". A concurrent resolution directing a study by the legislative research committee of alternative methods of taxation of mineral rights.

Introduction, first reading, 283.
 Referred to Committee on Natural Resources.
 Referred to Committee on Legislative Research Resolutions, 367.
 Reported back, do pass, 367.
 Reported back, indefinitely postponed, 749.

Senate Concurrent Resolution "X"—(Senators Mutch, Forkner, Bopp, Kadlec, Becker, Luick, Baeverstad, Solberg, Rolfsrud, Dahlund, Torgerson, Morgan, Robinson, Reichert and Trenbeath)

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.

Introduction, first reading, 299.
 Referred to Committee on Judiciary.
 Reported back, amended, 342.
 Amendments adopted, 356.
 Engrossed, 395.
 Second reading, 419.
 Passed, 419.
 To House, 452.
 Returned to Senate, indefinitely postponed, 628.

Senate Concurrent Resolution "Y"—(Senator Trenbeath)

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.

Introduction, first reading, 299.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 367.
 Second reading, 437.
 Passed, 437.
 To House, 455.
 Returned to Senate, 659.
 Enrolled, 859.
 Signed by President, 869.
 Sent to House, 870.
 Received from House, 905.
 Delivered to Secretary of State, 907.

Senate Concurrent Resolution "Z"—(Senator Mtuch)

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.

Introduction, first reading, 299.
 Printed in Journal, 299.
 Second reading, 300, 346.
 To House, 307.
 House amendments, 314.
 Returned to Senate, amended, 314.
 Senate concurs, 346.
 Engrossed, 346.
 Enrolled, 509.
 Signed by President, 509.
 Sent to House, 509.
 Received from House, 512.
 Delivered to Secretary of State, 520.

Senate Concurrent Resolution "AA"—(Senators Strinden and Redlin)

Senate Concurrent Resolution "AA". A concurrent resolution directing the submission of a report upon school accreditation standards to the legislative assembly.

Introduction, first reading, 314.
 Referred to Committee on Education.

Reported back, do pass, 697.
 Second reading, 769.
 Passed, 769.
 To House, 785.
 Returned to Senate, lost, 823.

Senate Concurrent Resolution "BB"—(Senators Forkner, Kelly, Beck, Kjos, Torgerson, Mahoney, Walz, Thompson, Larson and Bopp)

Senate Concurrent Resolution "BB". A concurrent resolution relating to public printing.

Introduction, first reading, 314.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 339.
 Second reading, 385.
 Passed, 385.
 To House, 407.
 Returned to Senate, 544.
 Enrolled, 638.
 Signed by President, 671.
 Sent to House, 671.
 Received from House, 694.
 Delivered to Secretary of State, 730.

Senate Concurrent Resolution "CC"—(Senator Becker)

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.

Introduction, first reading, 314.
 Referred to Committee on Judiciary.
 Reported back, do pass, 367.
 Second reading, 437.
 Passed, 437.
 To House, 455.
 Returned to Senate, indefinitely postponed, 659.

Senate Concurrent Resolution "DD"—(Senator Van Horn)

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.

Introduction, first reading, 314.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Re-referred to Committee on Legislative Research Resolutions, 450.
 Reported back, do pass, 401, 750.
 Second reading, 797.
 Passed, 798.
 To House, 801.
 Clincher, 815.
 Returned to Senate, 864.
 Enrolled, 980.
 Signed by President, 1000.
 Sent to House, 1000.

Received from House, 1009.
Delivered to Secretary of State, 1010.

Senate Concurrent Resolution "EE"—(Senators Longmire, Becker, Lips and Luick)

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.

Introduction, first reading, 315.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 697.
Second reading, 769.
Passed, 769.
To House, 785.
Returned to Senate, lost, 823.

Senate Concurrent Resolution "FF"—(Committee on Delayed Bills)

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.

Introduction, first reading, 369.
Referred to Committee on Agriculture.
Reported back, do pass, 697.
Second reading, 769.
Passed, 769.
To House, 785.
Returned to Senate, 864.
Enrolled, 1013.
Signed by President, 1014.
Sent to House, 1014.
Received from House, 1015.
Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "GG"—(Committee on Delayed Bills)

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, 607.
Referred to Committee on Political Subdivisions.
Re-referred to Committee on Legislative Research Resolutions, 697.
Reported back, do pass, 697, 835.
Second reading, 835, 969.
Passed, 835, 969.
To House, 837, 946.
Returned to Senate, lost, 932.
House requests return, 945.
Returned to Senate, amended, 964.
Senate concurs, 968.
Engrossed, 1013.
Enrolled, 1014.

Signed by President, 1014.
Sent to House, 1014.
Received from House, 1015.
Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "HH"—(Committee on Delayed Bills)

Senate Concurrent Resolution "H-H". A concurrent resolution requesting the continuance of the North Dakota Statehood Anniversary Committee.

Introduction, first reading, 837.
Printed in Journal, 838.
Placed at foot of calendar, 837.
Second reading, 873.
Passed, 873.
To House, 890.
Returned to Senate, 932.
Enrolled, 1014.
Signed by President, 1014.
Sent to House, 1014.
Received from House, 1015.
Delivered to Secretary of State, 1016.

Senate Concurrent Resolution "II"—(Committee on Delayed Bills)

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.

Introduction, first reading, 837.
Printed in Journal, 838.
Placed at foot of calendar, 837.
Second reading, 885.
Passed, 886.
To House, 890.
Returned to Senate, 932.
Enrolled, 1014.
Signed by President, 1014.
Sent to House, 1014.
Received from House, 1015.
Delivered to Secretary of State, 1016.

SENATE RESOLUTIONS

Senate Memorial Resolution No. 1—(Senators Holand and Reichert)

Senate Memorial Resolution No. 1. A memorial resolution extending sympathy and condolence to Senator Emil T. Nelson upon the death of his mother.

Introduction, first reading, 508.
Printed in Journal, 508.
Second reading, 508.
Passed, 508.
Enrolled, 509.
Signed by President, 509.
Delivered to Secretary of State, 520.

Senate Memorial Resolution No. 2

Senate Memorial Resolution No. 2. A memorial resolution for deceased members of the Senate of the State of North Dakota.

Introduction, first reading, 538.
Printed in Journal, 538.
Enrolled, 859.
Signed by President, 869.
Delivered to Secretary of State, 863.

Senate Memorial Resolution No. 3—(Committee on Delayed Bills) (By Request of Senator Lashkowitz)

Senate Memorial Resolution No. 3. A memorial resolution in memory of Earl C. Reineke.

Introduction, first reading, 879.
Printed in Journal, 879.
Second reading, 879.
Passed, 880.
Enrolled, 980.
Delivered to Secretary of State, 1010.

Senate Resolution No. 1—(Senators Longmire, Becker, Reichert, Luick and Thompson) (Legislative Research Committee Study)

Senate Resolution No. 1. A resolution authorizing and directing the department of accounts and purchases to furnish office and secretarial equipment for use of the Senate.

Introduction, first reading, 24.
Referred to Committee on State and Federal Government.
Reported back, do pass, 93.
Second reading, 108.
Passed, 108.
Enrolled, 126.
Signed by President, 126.
Delivered to Secretary of State, 137.

Senate Resolution No. 2—(Senators Redlin, Becker and Kisse)

Senate Resolution No. 2. A resolution urging consideration and study of the problems facing the farmers of North Dakota and the United States.

Introduction, first reading, 61.
Referred to Committee on Agriculture.

Reported back, do pass, 174.
Reported back, amended, 183.
Second reading, 183.
Passed, 184.
Enrolled, 408.
Signed by President, 434.
Delivered to Secretary of State, 434.

Senate Resolution No. 3—(Senators Lashkowitz, Sinner, Kautzmann, Kisse and Ringsak)

Senate Resolution No. 3. A resolution expressing the objections of the North Dakota Senate to the proposed closing of the Fargo office of the United States Veterans Administration.

Introduction, first reading, 61.
Printed in Journal, 62.
Second reading, 63.
Passed, 63.
Copies of resolution mailed to Congressional Delegation of North Dakota and Veterans Administration in Washington, D.C., 85.
Enrolled, 75.
Signed by President, 76.
Delivered to Secretary of State, 76.

Senate Resolution No. 4—(Senators Holand and Longmire)

Senate Resolution No. 4. A resolution relating to a review of the progress and operational policies of the department of accounts and purchases.

Introduction, first reading, 119.
Printed in Journal, 119.
Second reading, 120.
Passed, 120.
Enrolled, 126.
Signed by President, 126.
Delivered to Secretary of State, 137.

Senate Resolution No. 5—(Senators Morgan, Kautzmann, Witteman and Berube)

Senate Resolution No. 5. A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-ninth Legislative Assembly of the State of North Dakota.

Introduction, first reading, 165.
Printed in Senate, Journal, 165.
Second reading, 171.
Passed, 171.
Enrolled, 181.
Signed by President, 181.
Delivered to Secretary of State, 181.

Senate Resolution No. 6

Senate Resolution No. 6. A senate resolution expressing appreciation to the management and employees of radio station KFYZ and KBOM and to KFYZ-TV for their fine coverage of committee hearings and floor debate in the Senate upon important tax matters.

Introduction, first reading, 793.
Printed in Journal, 793.
Second reading, 847.
Passed, 847.
Enrolled, 859.
Signed by President, 869.
Delivered to Secretary of State, 863.

RECORD OF HOUSE BILLS IN THE SENATE

House Bill No. 501—

House Bill No. 501. A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State government, and for all of the subdivisions thereof, and for public schools, specifying the amount and time for which such appropriations shall be available, and repealing all acts, or parts of acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or pur-

To Senate, 464.
Introduction, first reading, 477.
Referred to Committee on Appropriations.
Reported back, amended, 919, 947.
Second reading, 947, 982.
Passed, 948, 982.
Clincher, 948.
Returned to House, amended, 959.
Senate does not concur, 974.
Conference Committee, 974, 975.
Conference Committee report, 982.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

House Bill No. 502—

House Bill No. 502. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the School for the Blind at Grand Forks, North Dakota.

To Senate, 271.
Introduction, 283.
Referred to Committee on Appropriations.
Reported back, amended, 523.
Amendments adopted, 530.
Second reading, 560.
Passed, 561.
Returned to House, amended, 573.
House concurs, 599.
Received from House, 608.
Signed by President, 619.
Sent to House, 620.

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.

To Senate, 315, 729.
Introduction, first reading, 320.
Referred to Committee on Appropriations.
Reported back, amended, 571, 731.
Amendments adopted, 587.
Second reading, 616, 731.
Passed, 616, 731.
Returned to House, amended, 631, 752.

House does not concur, 658.
 Conference Committee, 658, 669.
 Senate requests return, 705.
 Reconsidered, 730.
 House concurs, 735.
 Received from House, 869.
 Signed by President, 882.
 Sent to House, 882.

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.

To Senate, 342.
 Introduction, first reading, 369.
 Referred to Committee on Appropriations.
 Reported back, do pass, 523.
 Second reading, 541.
 Passed, 541.
 Returned to House, 553.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 271.
 Introduction, first reading, 283.
 Referred to Committee on Appropriations.
 Reported back, do pass, 571.
 Second reading, 589.
 Passed, 589.
 Returned to House, 598, 684.
 Received from House, 658.
 Signed by President, 683.

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.

To Senate 353.
 Introduction, first reading, 369.
 Referred to Committee on Appropriations.
 Reported back, amended, 600.
 Amendments adopted, 623.
 Second reading, 666.
 Passed, 667.
 Returned to House, amended, 678.
 House does not concur, 740.
 Conference Committee, 740, 758.
 Conference Committee report, 893.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

To Senate, 282.
 Introduction, first reading, 300.
 Referred to Committee on Appropriations.
 Reported back, amended, 577, 894.
 Amendments adopted, 607.
 Second reading, 662, 894.
 Passed, 662, 894.
 Returned to House, amended, 678.
 House does not concur, 740.
 Conference Committee, 740, 758.
 Senate recedes from its amendments, 894.
 Conference Committee report, 894.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

Received from House, 227.
 Introduction, first reading, 241.
 Referred to Committee on Appropriations, 241.
 Reported back, amended, 523.
 Amendments adopted, 530.
 Second reading, 561.
 Passed, 561.
 Returned to House, amended, 573.
 House concurs, 599.
 Received from House, 608.
 Signed by President, 619.
 Sent to House, 620.

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.

Received from House, 227.
 Introduction, first reading, 241.
 Referred to Committee on Appropriations.
 Reported back, do pass, 523.
 Second reading, 541.
 Passed, 541.
 To House, 553.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

Received from House, 227.
 Introduction, first reading, 241.
 Referred to Committee on Appropriations.
 Reported back, do pass, 523.
 Second reading, 541.
 Passed, 542.
 To House, 553.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 79.
 Introduction, first reading, 85.
 Referred to Committee on Appropriations.
 Reported back, do pass, 524.
 Second reading, 542.
 Passed, 542.
 Returned to House, 553.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 487.
 Introduction, first reading, 488.
 Referred to Committee on Appropriations.
 Reported back, do pass, 702.
 Second reading, 776.
 Passed, 776.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 869.
 Signed by President, 882.
 Sent to House, 882.

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.

To Senate, 123.
 Introduction, first reading, 136.
 Referred to Committee on Appropriations.
 Reported back, do pass, 312.
 Second reading, 499.
 Passed, 499.
 Returned to House, 516.

Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

To Senate, 123.
Introduction, first reading, 136.
Referred to Committee on Appropriations.
Reported back, do pass, 312.
Second reading, 499.
Passed, 499.
Returned to House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

Received from House, 257.
Introduction, first reading, 266.
Referred to Committee on Appropriations.
Reported back, amended, 572.
Amendments adopted, 588.
Second reading, 616.
Passed, 616.
To House, amended, 631.
House concurs, 942.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 305.
Introduction, first reading, 319.
Referred to Committee on Appropriations.
Reported back, amended, 600.
Amendments adopted, 623.
Second reading, 677, 895.
Passed, 667, 895.
Returned to House, amended, 678.
House does not concur, 740.
Conference Committee, 740, 758.
Conference Committee report, amended, 895.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

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.

Received from House, 227.
 Introduction, first reading, 241.
 Referred to Committee on Appropriations
 Reported back, do pass, 340.
 Second reading, 500.
 Passed, 500.
 To House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 257.
 Introduction, first reading, 266.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Appropriations, 561.
 Reported back, amended, 524, 703.
 Amendments adopted, 530, 753.
 Second reading, 561, 799.
 Passed, 799.
 Clincher, 815.
 Returned to House, amended, 824.
 House does not concur, 858.
 Conference Committee, 858, 877.
 Conference Committee report, 926.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

To Senate, 257.
 Introduction, first reading, 266.
 Referred to Committee on Appropriations.
 Reported back, do pass, 340.
 Second reading, 501.
 Passed, 501.
 Returned to House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 315.
 Introduction, first reading, 320.
 Referred to Committee on Appropriations.
 Reported back, do pass, 703.
 Second reading, 776.
 Passed, 777.

Clincher motion, 795.
Returned to House, 800.
Received from House, 869.
Signed by President, 882.
Sent to House, 882.

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.

To Senate, 305.
Introduction, first reading, 319.
Referred to Committee on Appropriations.
Reported back, do pass, 572.
Second reading, 589.
Passed, 589.
Returned to House, 598, 684.
Received from House, 658.
Signed by President, 683.

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 provided for by Title 37 of the North Dakota Century Code.

To Senate, 353.
Introduction, first reading, 369.
Referred to Committee on Appropriations.
Reported back, do pass, 601.
Second reading, 631.
Passed, 632.
Returned to House, 659.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 424.
Introduction, first reading, 435.
Referred to Committee on Appropriations.
Reported back, amended, 601.
Amendments adopted, 623.
Second reading, 667.
Passed, 668.
Returned to House, amended, 678.
House concurs, 942.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

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.

Received from House, 227.
Introduction, first reading, 241.

Referred to Committee on Appropriations.
 Reported back, do pass, 367.
 Second reading, 496.
 Passed, 496.
 To House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

Received from House, 180.
 Introduction, first reading, 190.
 Referred to Committee on Appropriations.
 Reported back, do pass, 312.
 Second reading, 499.
 Passed, 500.
 To House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 282.
 Introduction, first reading, 300.
 Referred to Committee on Appropriations.
 Reported back, do pass, 367.
 Second reading, 496.
 Passed, 497.
 Returned to House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

Received from House, 180.
 Introduction, first reading, 190.
 Referred to Committee on Appropriations.
 Reported back, do pass, 312.
 Second reading, 500.
 Passed, 500.
 To House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 91.
 Introduction first reading, 108.
 Referred to Committee on Natural Resources.
 To Senate, 91.
 Reported back, do pass, 524.
 Second reading, 545.
 Passed, 545.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 619.
 Sent to House, 620.

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.

Received from House, 134.
 Introduction, first reading, 140.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 703.
 Amendments adopted, 753.
 Second reading, 799.
 Passed, 799.
 Clincher, 815.
 Returned to House, amended, 824.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

Received from House, 134.
 Introduction, first reading, 140.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 601.
 Amendments adopted, 623.
 Second reading, 668, 896.
 Passed, 668, 896.
 Returned to House, amended, 678.
 House does not concur, 739.
 Conference Committee, 739, 758.
 Conference Committee report, amended, 896.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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 sec-

tions 39-17-02 and 57-32-04 of the North Dakota Century Code, relating to deposits in certain funds.

Received from House, 154.

Introduction, first reading, 170.

Referred to Committee on State and Federal Government.

Placed on calendar, 432.

Second reading, 502.

Passed, 502.

To House, 516.

Received from House, 545.

Signed by President, 554.

Sent to House, 554.

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.

Received from House, 134.

Introduction, first reading, 140.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 482.

Second reading, 510.

Passed, 510.

To House, 538.

Returned to Senate, 569.

Signed by President, 575.

Sent to House, 575.

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.

To Senate, 123.

Introduction, first reading, 136.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 482.

Second reading, 510.

Passed, 511.

Returned to House, 528.

Received from House, 585.

Signed by President, 595.

Sent to House, 595.

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.

Received from House, 134, 677.
 Introduction, first reading, 140.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 554.
 Second reading, 580.
 Passed, 581.
 Emergency carried, 581.
 Returned to House, 598.
 Signed by President, 693.
 Sent to House, 693.

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.

To Senate, 123.
 Introduction, first reading, 136.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 482.
 Second reading, 511.
 Passed, 511.
 Returned to House, 538.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 98.
 Introduction, first reading, 109.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 656.
 Second reading, 688.
 Passed, 688.
 Returned to House, 711.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 201.
 Introduction, first reading, 205.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 621.
 Amendments adopted, 658.
 Second reading, 763.
 Passed, 763.

Clincher motion, 795.
 Returned to House, amended, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 282.
 Introduction, first reading, 300.
 Referred to Committee on Agriculture.
 Reported back, amended, 601.
 Amendments adopted, 623.
 Second reading, 668.
 Passed, 669.
 Returned to House, amended, 678.
 House concurs, 942.
 Received from House, 869.
 Signed by President, 882.
 Sent to House, 882.

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.

To Senate, 487.
 Introduction, first reading, 488.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 732, 816.
 Amendments adopted, 756.
 Second reading, 816.
 Passed, 817.
 Returned to House, amended, 869.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

House Bill No. 542—

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.

To Senate, 74.
 Introduction, first reading, 81.
 Referred to Committee on Education, 502.
 Reported back, do pass, 432, 703.
 Second reading, 502, 779.
 Passed, 779.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 869.
 Signed by President, 882.
 Sent to House, 882.

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.

To Senate, 201.
 Introduction, first reading, 205.
 Referred to Committee on Education.
 Reported back, amended, 528.
 Amendments adopted, 543.
 Second reading, 578.
 Passed, 578.
 Returned to House, amended, 598.
 House concurs, 942.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 123.
 Introduction, first reading, 136.
 Referred to Committee on Education.
 Reported back, amended, 703.
 Amendments adopted, 753.
 Second reading, 799, 926.

Passed, 800, 927.
Clincher, 815.
Returned to House, amended, 824.
House does not concur, 858.
Conference Committee, 858, 877.
Conference Committee report, 926.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

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.

To Senate, 58.
Introduction, first reading, 75.
Referred to Committee on Education.
Reported back, do pass, 432.
Second reading, 502.
Passed, 503.
Returned to House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

Received from House, 256.
Introduction, first reading, 266.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 628.
Reported back, amended, 682.
Second reading, 682.
Passed, 682.
Returned to House, amended, 712.
House does not concur, 751.
Conference Committee, 751, 758.
Conference Committee report, 897.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

Received from House, 154.
Introduction, first reading, 170.
Referred to Committee on Transportation.
Reported back, do pass, 528.

Second reading, 552.
Passed, 552.
To House, 573.
Received from House, 608.
Signed by President, 619.
Sent to House, 620.

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.

To Senate, 305.
Introduction, first reading, 319.
Referred to Committee on Appropriations.
Reported back, do pass, 602.
Second reading, 632.
Passed, 632.
Returned to House, 659.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

Received from House, 154.
Introduction, first reading, 171.
Referred to Committee on Education.
Reported back, indefinitely postponed, 703.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 79, 677.
Introduction, first reading, 85.
Referred to Committee on Judiciary.
Reported back, do pass, 586.
Second reading, 611.
Passed, 612.
Returned to House, 631.
Signed by President, 693.
Sent to House, 693.

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.

To Senate, 79.
Introduction, first reading, 85.
Referred to Committee on Judiciary.
Reported back, do pass, 586.

Second reading, 612.
 Passed, 612.
 Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

Received from House, 180.
 Introduction, first reading, 190.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 629.
 Amendments adopted, 658.
 Second reading, 765.
 Passed, 766.
 Clincher motion, 795.
 Returned to House, amended, 800.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 123.
 Introduction, first reading, 136.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 524.
 Second reading, 545.
 Passed, 546.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

To Senate, 98.
 Introduction, first reading, 109.
 Referred to Committee on Judiciary.
 Reported back, do pass, 586.
 Second reading, 612.
 Passed, 613.
 Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 123.
 Introduction, first reading, 136.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 524.
 Second reading, 546.
 Passed, 546.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

Received from House, 134.
 Introduction, first reading, 140.
 Referred to Committee on Judiciary, 482.
 Reported back, do pass, 368.
 Reported back, amended, 592.
 Amendments adopted, 608.
 Second reading, 663.
 Passed, 663.
 Returned to House, amended, 678.
 House concurs, 942.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 123.
 Introduction, first reading, 137.
 Referred to Committee on Education.
 Reported back, do pass, 239.
 Second reading, 272, 285.
 Passed, 285.
 Returned to House, 305.
 Received from House, 357.
 Signed by President, 376.
 Sent to House, 404.

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.

To Senate, 315, 635.
 Introduction, first reading, 320.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 455, 495, 531, 536, 675.
 Amendments adopted, 494.
 Second reading, 531, 674, 996.

Passed, 537, 676, 996.
 Clincher motion, 537.
 Returned to House, amended, 542.
 House does not concur, 553, 740.
 Conference Committee, 553, 567, 740, 758, 938.
 Conference Committee report, 630, 937, 989.
 Senate requests return, 631.
 Reconsidered, 674.
 Returned to House, 679.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

House Bill No. 568—

House Bill No. 568. A Bill for an Act relating to the prevention of consumer fraud and unlawful credit practices.

To Senate, 201.
 Introduction, first reading, 205.
 Referred to Committee on Industry, Business and Labor.
 Referred to Committee on State and Federal Government, 569.
 Reported back, do pass, 703.
 Reported back, amended, 812.
 Placed at foot of calendar, 779, 812.
 Second reading, 779, 812, 845.
 Amendments reconsidered, 845.
 Passed, 845.
 Returned to House, 869.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 172.
 Introduction, first reading, 174.
 Referred to Committee on Judiciary.
 Reported back, do pass, 368.
 Second reading, 497.
 Lost, 497.
 Clincher motion, 497.
 Returned to House, 516.

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 disposition of surplus property of state departments, agencies, or institutions.

To Senate, 173.
 Introduction, first reading, 175.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 602.
 Amendments adopted, 623.
 Second reading, 669.
 Passed, 669.
 Returned to House, amended, 678.
 House concurs, 942.

Received from House, 800.
Signed by President, 801.
Sent to House, 801.

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.

To Senate, 123.
Introduction, first reading, 137.
Referred to Committee on Education.
Reported back, do pass, 432.
Second reading, 503.
Passed, 503.
Returned to House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

Received from House, 180, 592.
Introduction, first reading, 190.
Referred to Committee on Judiciary.
Reported back, do pass, 368.
Second reading, 497, 594.
Passed, 497, 594.
To House, 516.
Received from House, 545, 727.
Signed by President, 554, 751.
Senate requests return, 592.
Reconsidered, 594.
Reported back, amended, 594.
Returned to House, amended, 598.
Sent to House, 554, 751.
House concurs, 942.

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.

To Senate, 123.
Introduction, first reading, 137.
Referred to Committee on Education.
Reported back, amended, 704.
Amendments adopted, 753.
Second reading, 801.
Passed, 802.
Clincher, 815.
Returned to House, amended, 824.
Received from House, 1010.

Signed by President, 1011.
Sent to House, 1011.

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.

Received from House, 212.
Introduction, first reading, 218.
Referred to Committee on Education.
Reported back, do pass, 704.
Second reading, 779.
Passed, 780.
Clincher motion, 795.
Returned to House, 800.
Received from House, 869.
Signed by President, 882.
Sent to House, 882.

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.

To Senate, 123.
Introduction, first reading, 137.
Referred to Committee on State and Federal Government.
Reported back, do pass, 227.
Second reading, 246.
Passed, 246.
Returned to House, 257.
Sent to Senate, 512.
Signed by President, 512.
Returned to House, 516.

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.

To Senate, 91.
Introduction, first reading, 109.
Referred to Committee on State and Federal Government.
Reported back, do pass, 154.
Second reading, 169.
Passed, 169.
Returned to House, 180.
Received from House, 264.
Signed by President, 264.
Sent to House, 264.

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 preda-

tory animal control from February 1, 1965, through June 30, 1965, and paying outstanding accounts, and declaring an emergency.

To Senate, 257.
 Introduction, first reading, 266.
 Referred to Committee on Appropriations.
 Reported back, do pass, 603.
 Second reading, 632.
 Passed, Emergency carried, 633.
 Returned to House, 659.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 315.
 Introduction, first reading, 320.
 Referred to Committee on Judiciary.
 Reported back, amended, 592.
 Amendments adopted, 608.
 Second reading, 663.
 Passed, 664.
 Returned to House, amended, 678.
 House does not concur, 739.
 Conference Committee, 739, 758.
 Conference Committee report, 895.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

To Senate, 271, 882.
 Introduction, first reading, 283.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 733, 847.
 Amendments adopted, 757.
 Second reading, 817, 847.
 Placed at foot of calendar, 817.

Passed, 847.
 Returned to House, amended, 869, 917.
 Senate requests return, 878.
 Conference Committee, 943, 946.
 Conference Committee report, 998.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

Received from House, 201.
 Introduction, first reading, 205.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 524.
 Second reading, 546, 804.
 Passed, 546, 804.
 Emergency carried, 546.
 To House, 573, 824.
 Senate requests return, 607.
 Returned to Senate, 621.
 Reconsidered, 621.
 Referred to Committee on Finance and Taxation, 621.
 Reported back, amended, 704.
 Amendments adopted, 753.
 Emergency lost, 804.
 Clincher, 815.
 Returned to Senate, amended, 824.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

Received from House, 154.
 Introduction, first reading, 171.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 528.
 To House, indefinitely postponed, 554.

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.

Received from House, 180.
 Introduction, first reading, 190.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 524.
 Second reading, 546.
 Passed, 547.
 To House, 573.

Received from House, 608.
Signed by President, 620.
Sent to House, 620.

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.

Received from House, 154.
Introduction, first reading, 171.
Referred to Committee on Judiciary.
Reported back, do pass, 368.
Second reading, 498.
Passed, 498.
To House, 516.
Returned to Senate, 569.
Signed by President, 575.
Sent to House, 575.

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.

Received from House, 180.
Introduction, first reading, 190.
Referred to Committee on Judiciary.
Reported back, do pass, 368.
Second reading, 498.
Passed, 498.
To House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

Received from House, 154.
Introduction, first reading, 171.
Referred to Committee on Judiciary.
House requests return, 179.
Returned to House, 180.

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, 241.
 Referred to Committee on Agriculture.
 Reported back, do pass, 482.
 Second reading, 511.
 Passed, 512.
 To House, 538.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 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.

Received from House, 180.
 Introduction, first reading, 190.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 621.
 Second reading, 664.
 Passed, 665.
 To House, 678.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 173.
 Introduction, first reading, 175.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 565.
 Second reading, 584, 609.
 Placed at foot of calendar, 584.
 Passed, 609.
 Returned to House, 631.
 Received from House, 764.
 Signed by President, 777.
 Sent to House, 778.

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.

To Senate, 424.
 Introduction, first reading, 435.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 704.
 Reconsidered, 750.
 Placed at foot of calendar, 750.
 Second reading, 798, 829.

Placed at foot of calendar, 798.
Reported back, amended, 829.
Passed, 829.
Clincher motion, 830.
Returned to House, amended, 869.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

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.

Received from House, 256.
Introduction, first reading, 266.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 740.
Returned to House, indefinitely postponed, 752.

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.

Received from House, 256.
Introduction, first reading, 266.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 482.
Reconsidered, 486.
Placed on calendar, 487.
Second reading, 518.
Lost, 519.
To House, 538.

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.

Received from House, 256.
Introduction, first reading, 266.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 487, 740.
To House, 516.
Senate requests return, 516.
Returned to Senate, 520.
Reconsidered, 521.
Re-referred to Committee on Industry, Business and Labor, 521.
Returned to Senate, indefinitely postponed, 752.

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.

Received from House, 180, 677.
 Introduction, first reading, 190.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 565.
 Second reading, 584.
 Passed, 584.
 To House, 598.
 Signed by President, 693.
 Sent to House, 693.

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.

To Senate, 123.
 Introduction, first reading, 137.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 433.
 Second reading, 504.
 Passed, Emergency carried, 504.
 Returned to House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 396.
 Introduction, first reading, 415.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 656.
 Second reading, 688.
 Passed, 688.
 Returned to House, 711.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 487.
 Introduction, first reading, 488.
 Referred to Committee on Appropriations.
 Reported back, do pass, 732.
 Second reading, 795.
 Passed, 795.
 Clincher motion, 815.
 Returned to House, 824.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 173.

Introduction, first reading, 175.

Referred to Committee on State and Federal Government.

Re-referred to Committee on Agriculture, 306.

Reported back, amended, 577.

Second reading, 609.

Passed, 610.

Returned to House, 631.

Received from House, 764.

Signed by President, 777.

Sent to House, 778.

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.

Received from House, 201.

Introduction, first reading, 205.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 524.

Second reading, 547.

Passed, 547.

To House, 573.

Received from House, 608.

Signed by President, 620.

Sent to House, 620.

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.

Received from House, 212.

Introduction, first reading, 218.

Referred to Committee on Transportation.

Reported back, do pass, 528.

Reported back, amended, 564.

Second reading, 564.

Passed, 564.

Returned to House, amended, 573.

House concurs, 599.

Received from House, 608.

Signed by President, 620.

Sent to House, 620.

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.

Received from House, 180.
 Introduction, first reading, 190.
 Referred to Committee on Natural Resources.
 Reported back, amended, 622.
 Amendments adopted, 658.
 Second reading, 763.
 Passed, 763.
 Clincher motion, 795.
 Returned to House, amended, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

Received from House, 180.
 Introduction, first reading, 191.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 622.
 Second reading, 665.
 Passed, Emergency carried, 665.
 To House, 678.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

Received from House, 180.
 Introduction, first reading, 191.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 622.
 Second reading, 665.
 Passed, 666.
 To House, 678.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

Received from House, 201.
 Introduction, first reading, 205.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 622.
 Second reading, 666.
 Passed, 666.

To House, 678.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

Received from House, 201.
 Introduction, first reading, 205.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 525.
 Second reading, 547.
 Passed, 548.
 To House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

Received from House, 212.
 Introduction, first reading, 218.
 Referred to Committee on Judiciary.
 Reported back, do pass, 368.
 Second reading, 498.
 Passed, 499.
 To House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.)))

Received from House, 180.
 Introduction, first reading, 191.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 525.
 Amendments adopted, 530.
 Second reading, 561.
 Passed, 562.
 To House, 684.
 Returned to House, amended, 573.
 House concurs, 599.
 Received from House, 658.
 Signed by President, 683.

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.

Received from House, 202.
 Introduction, first reading, 206.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 482.
 Second reading, 513.
 Passed, 513.
 To House, 538.
 Returned to Senate, 570.
 Signed by President, 575.
 Sent to House, 575.

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.

To Senate, 353.
 Introduction, first reading, 369.
 Referred to Committee on Natural Resources.
 Reported back, amended, 622.
 Amendments adopted, 658.
 Second reading, 764.
 Passed, 765.
 Clincher motion, 795.
 Returned to House, amended, 800.
 House concurs, 942.

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.

Received from House, 212.
 Introduction, first reading, 218.
 Referred to Committee on Education.
 Reported back, do pass, 704.
 Second reading, 780.
 Passed, 780.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 869.
 Signed by President, 882.
 Sent to House, 882.

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.

To Senate, 305.
 Introduction, first reading, 319.

Referred to Committee on Agriculture.
Reported back, do pass, 483.
Second reading, 513.
Passed, 514.
Returned to House, 538.
Received from House, 585.
Signed by President, 595.
Sent to House, 595.

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.

To Senate, 271, 677.
Introduction, first reading, 283.
Referred to Committee on Education.
Reported back, do pass, 543.
Second reading, 579.
Passed, 579.
Returned to House, 598.
Signed by President, 693.
Sent to House, 693.

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.

Received from House, 227.
Introduction, first reading, 241.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Judiciary, 345.
Reported back, indefinitely postponed, 704.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 257.
Introduction, first reading, 266.
Reported back, do pass, 483, 629.
Referred to Committee on Industry, Business and Labor, 514, 682.
Second reading, 514, 682, 818.
Reported back, amended, 744.
Amendments adopted, 757.
Lost, 818.
Returned to House, 985.

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.

Received from House, 227.
 Introduction, first reading, 242.
 Referred to Committee on Transportation.
 Reported back, do pass, 528.
 Second reading, 555.
 Lost, 556.
 Clincher motion, 556.
 Returned to House, indefinitely postponed, 574.

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.

To Senate, 455.
 Introduction, first reading, 477.
 Referred to Committee on Judiciary.
 Reported back, amended, 593.
 Amendments adopted, 608.
 Second reading, 664.
 Passed, 664.
 Returned to House, amended, 678.
 House does not concur, 739.
 Conference Committee, 739, 758.
 Conference Committee report, 897.

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.

Received from House, 256.
 Introduction, first reading, 267.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 525.
 Second reading, 548.
 Passed, 548.
 To House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

Received from House, 202.
 Introduction, first reading, 206.
 Referred to Committee on Education.
 Reported back, amended, 528.
 Amendments adopted, 543.
 Second reading, 578.
 Passed, 579.

Returned to House, amended, 598.
House concurs, 942.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 257.
Introduction, first reading, 267.
Referred to Committee on Natural Resources.
Reported back, do pass, 525.
Second reading, 548.
Passed, 548.
Returned to House, 573.
Received from House, 608.
Signed by President, 620.
Sent to House, 620.

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.

Received from House, 256.
Introduction, first reading, 267.
Referred to Committee on Transportation.
Reported back, do pass, 528.
Second reading, 556.
Passed, 556.
To House, 573.
Received from House, 608.
Signed by President, 620.
Sent to House, 620.

House Bill No. 647—

House Bill No. 647. A Bill for an Act to define motorcycle.

Received from House, 256.
Introduction, first reading, 267.
Referred to Committee on Transportation.
Reported back, do pass, 528.
Referred to Committee on Judiciary, 556.
Second reading, 556, 563.
Reported back, amended, 563.
To House, 684.
Returned to House, amended, 573.
House concurs, 600.
Received from House, 658.
Signed by President, 684.

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.

Received from House, 212.
 Introduction, first reading, 218.
 Referred to Committee on Judiciary.
 Reported back, do pass, 483.
 Second reading, 514.
 Passed, 514.
 To House, 538.
 Returned to Senate, 570.
 Signed by President, 575.
 Sent to House, 575.

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.

Received from House, 227.
 Introduction, first reading, 242.
 Referred to Committee on Judiciary.
 Reported back, amended, 483.
 Amendments adopted, 530.
 Second reading, 558.
 Passed, 559.
 To House, 684.
 Returned to House, amended, 573.
 House concurs, 600.
 Received from House, 658.
 Signed by President, 684.

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.

To Senate, 257.
 Introduction, first reading, 267.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 712.
 Amendments adopted, 753.
 Second reading, 805, 898.
 Passed, 805, 898.
 Clincher, 815.
 Returned to House, amended, 824.
 House does not concur, 858.
 Conference Committee, 858, 877.
 Conference Committee report, 897.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

To Senate, 487.
Introduction, first reading, 488.
Referred to Committee on Finance and Taxation.
Reported back, amended, 712.
Amendments adopted, 753.
Second reading, 805, 954.
Passed, 805, 954.
Clincher, 815.
Returned to House, amended, 824.
House does not concur, 858.
Conference Committee, 858, 877.
Conference Committee report, 951.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

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.

To Senate, 315, 664.
Introduction, first reading, 320.
Referred to Committee on Judiciary.
Reported back, amended, 493, 695.
Amendments adopted, 530.
Second reading, 560, 695.
Passed, 560, 696.
Returned to House, amended, 574, 752.
House concurs, 600, 785.
Senate requests return, 660.
Reconsidered, 695.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 487, 882.
Introduction, first reading, 488.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 713, 912.
Amendments adopted, 753.
Second reading, 805, 831, 912.
Placed at foot of calendar, 806.
Passed, 832, 912.
Returned to House, amended, 869, 916.
Senate requests return, 878.
Reconsidered, 911.
Clincher, 912.
Returned to House, indefinitely postponed, 943.

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.

Received from House, 227.
Introduction, first reading, 242.
Referred to Committee on Transportation.
Reported back, do pass, 529.
Second reading, 556.
Passed, 557.
To House, 573.
Received from House, 608.
Signed by President, 620.
Sent to House, 620.

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.

Received from House, 202.
Introduction, first reading, 206.
Referred to Committee on Finance and Taxation.
Reported back, amended, 713.
Amendments adopted, 753.
Second reading, 806.
Passed, 806.
Clincher, 815.
Returned to House, amended, 824.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

Received from House, 227.
Introduction, first reading, 242.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 525.
Second reading, 548.
Passed, 549.
To House, 573.
Received from House, 608.
Signed by President, 620.
Sent to House, 620.

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.

To Senate, 305.
Introduction, first reading, 319.

Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 629.
 Second reading, 683, 766.
 Placed at foot of calendar, 683.
 Passed, 767.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 869.
 Signed by President, 882.
 Sent to House, 882.

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.

Received from House, 256.
 Introduction, first reading, 267.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 525.
 Amendments adopted, 530.
 Second reading, 562.
 Passed, 562.
 Returned to House, amended, 574.
 Received from House, 658.
 Signed by President, 684.
 To House, 684.

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.

Received from House, 227.
 Introduction, first reading, 242.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 565.
 Amendments adopted, 578.
 Second reading, 611.
 Passed, Emergency carried, 611.
 To House, amended, 631.
 Received from House, 764.
 Signed by President, 777.
 Sent to House, 778.
 House concurs, 942.

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.

To Senate, 315.
 Introduction, first reading, 320.

Referred to Committee on Finance and Taxation.
Reported back, amended, 483.
Amendments adopted, 530.
Second reading, 559, 899.
Passed, 559, 899.
Returned to House, amended, 574.
House does not concur, 599.
Conference Committee, 599, 600.
Conference Committee report, 898.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1016.

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.

Received from House, 227.
Introduction, first reading, 242.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 484.
Second reading, 514.
Passed, 515.
To House, 538.
Received from House, 585.
Signed by President, 595.
Sent to House, 595.

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.

To Senate, 257.
Introduction, first reading, 267.
Referred to Committee on Education.
Reported back, indefinitely postponed, 529.
Re-referred to Committee on Education, 552.
Reported back, amended, 714.
Amendments adopted, 753.
Second reading, 806.
Lost, 807.
Returned to House, 985.

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.

To Senate, 353, 677.
Introduction, first reading, 369.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 555.
Second reading, 581.
Passed, 581.
Returned to House, 598.

Signed by President, 693.
Sent to House, 693.

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.

Received from House, 256.
Introduction, first reading, 267.
Referred to Committee on Political Subdivisions.
Reported back, amended, 715.
Amendments adopted, 753.
Second reading, 807.
Passed, 807.
Clincher motion, 807.
Returned to House, amended, 824.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 305.
Introduction, first reading, 319.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 493.
Returned to House, 516.

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.

To Senate, 271.
Introduction, first reading, 284.
Referred to Committee on Finance and Taxation.
Reported back, amended, 577.
Amendments adopted, 607.
Second reading, 662.
Passed, 662.
Returned to House amended, 678.
Received from House, 800.
Signed by President, 801.
Sent to House, 801.

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.

Received from House, 227.
 Introduction, first reading, 242.
 Referred to Committee on Industry, Business and Labor.
 Referred to Committee on State and Federal Government, 569.
 Reported back, do pass, 715.
 Second reading, 780.
 Passed, 780.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

House Bill No. 686—

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.

To Senate, 282.
 Introduction, first reading, 300.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Judiciary, 345.
 Reported back, indefinitely postponed, 494.
 Returned to House, 516.

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.

To Senate, 257, 673.
 Introduction, first reading, 267.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 484.
 Second reading, 515, 687.
 Passed, 515, 687.
 Returned to House, 538.
 Senate requests return, 670.
 Placed on calendar, 673.
 Reported back, amended, 687.
 Returned to House, amended, 712.
 House concurs, 758.
 Received from House, 585, 869.
 Signed by President, 595, 882.
 Sent to House, 595, 882.

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.

To Senate, 464.
 Introduction, first reading, 478.

Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 629.
Second reading, 683.
Passed, 683.
Clincher motion, 683.
Returned to House, 711.
Received from House, 869.
Signed by President, 882.
Sent to House, 882.

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.

To Senate, 315.
Introduction, first reading, 321.
Referred to Committee on Political Subdivisions.
Reported back, amended, 715.
Amendments adopted, 753.
Second reading, 807, 833.
Placed at foot of calendar, 807.
Lost, 833.
Returned to House, 985.

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.

To Senate, 424, 677.
Introduction, first reading, 435.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 555.
Second reading, 581.
Passed, 582.
Returned to House, 598.
Signed by President, 693.
Sent to House, 693.

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.

To Senate, 487.
Introduction, first reading, 488.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 572.
Divided report, 572.
Clincher motion on committee report, 573.
Returned to House, 591.

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 crediting to the general fund.

To Senate, 305.
 Introduction, first reading, 319.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 484.
 Second reading, 515.
 Passed, 516.
 Returned to House, 538.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 305.
 Introduction, first reading, 319.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 577.
 Amendments adopted, 608.
 Second reading, 662.
 Passed, 663.
 Returned to House, amended, 678.
 House does not concur, 739.
 Conference Committee, 739, 758.
 Conference Committee report, 913.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1016.

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.

To Senate, 487.

Introduction, first reading, 488.

Referred to Committee on Finance and Taxation.

Reported back, amended, 640.

Amendments adopted, 673.

Second reading, 689, 904.

Passed, 691, 905.

Clincher motion, 691.

Returned to House, amended, 712.

House does not concur, 756.

Conference Committee, 756 (2), 813, 819, 833, 836.

Conference Committee report, 813, 832, 901.

Received from House, 1014.

Signed by President, 1015.

Sent to House, 1015.

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.

To Senate, 257.

Introduction, first reading, 267.

Referred to Committee on Education.

Reported back, do pass, 715.

Second reading, 781.

Passed, 781.

Clincher motion, 795.

Returned to House, 800.

Received from House, 869.

Signed by President, 882.

Sent to House, 882.

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.

To Senate, 271.
Introduction, first reading, 284.
Referred to Committee on Education.
Reported back, do pass, 715.
Second reading, 781.
Passed, 781.
Clincher motion, 795.
Returned to House, 800.
Received from House, 945.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 353.
Introduction, first reading, 369.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 716.
Second reading, 726.
Reconsidered, 726.
Passed, 727.
Clincher motion, 728.
Returned to House, 752.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 487.
Introduction, first reading, 489.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 741.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 464.
Introduction, first reading 478.
Referred to Committee on Appropriations.
Reported back, do pass, 716.
Second reading, 781.
Passed, 782.
Clincher motion, 795.
Returned to House, 800.
Received from House, 945.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 424.
Introduction, first reading, 435.
Referred to Committee on Natural Resources.
Reported back, amended, 731.
Amendments adopted, 755.
Placed at foot of calendar, 812.
Second reading, 812, 843.
Passed, 844.
Clincher, 844.
Returned to House, amended, 869.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 464.
Introduction, first reading, 478.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 716.
Clincher motion, 718.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 464.
Introduction, first reading, 478.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 603.
Returned to House, indefinitely postponed, 631.

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.

To Senate, 271.
 Introduction, first reading, 284.
 Referred to Committee on Transportation.
 Reported back, do pass, 529.
 Second reading, 557.
 Passed, 558.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

To Senate, 282.
 Introduction, first reading, 301.
 Referred to Committee on Finance and Taxation.
 Re-referred to Committee on Judiciary, 345.
 Reported back, indefinitely postponed, 494.
 Returned to House, 516.

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.

To Senate, 282.
 Introduction, first reading, 301.
 Referred to Committee on Transportation.
 Reported back, amended, 716.
 Amendments adopted, 753.
 Second reading, 807, 836.
 Placed at foot of calendar, 807.
 Amendments reconsidered, 836.
 Passed, Emergency carried, 836.
 Returned to House, amended, 869.
 Received from House, 1014.
 Signed by President, 1015.
 Sent to House, 1015.

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.

To Senate, 257.
Introduction, first reading, 268.
Referred to Committee on Appropriations.
Reported back, do pass, 603.
Second reading, 633.
Passed, Emergency carried, 633.
Returned to House, 659.
Received from House, 764.
Signed by President, 777.
Sent to House, 778.

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.

To Senate, 257.
Introduction, first reading, 268.
Referred to Committee on Education.
Reported back, do pass, 716.
Second reading, 782, 783.
Placed at foot of calendar, 782.
Passed, 783.
Clincher motion, 795.
Returned to House, 800.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 487.
Introduction, first reading, 490.
Referred to Committee on Appropriations.
Reported back, do pass, 716.
Second reading, 782.
Passed, Emergency carried, 782.
Clincher motion, 795.
Returned to House, 800.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 271.
Introduction, first reading, 284.
Referred to Committee on Education.
Reported back, do pass, 717.
Second reading, 782.
Passed, 783.
Clincher motion, 795.

Returned to House, 800.
 Received from House, 906.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 455.
 Introduction, first reading, 478.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 717.
 Amendments adopted, 754.
 Second reading, 807.
 Passed, 808.
 Clincher, 815.
 Returned to House, amended, 824.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

Received from House, 212.
 Introduction, first reading, 218.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 629.
 Second reading, 684.
 Passed, 684.
 Returned to House, 711.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

Received from House, 212.
 Introduction, first reading, 219.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 629.
 Second reading, 684.
 Passed, 685.
 To House, 711.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 353, 678.
 Introduction, first reading, 370.
 Referred to Committee on Education.
 Reported back, do pass, 543.
 Second reading, 579.
 Passed, 579.
 Returned to House, 598.
 Signed by President, 693.
 Sent to House, 693.

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.

To Senate, 257.
 Introduction, first reading, 268.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 433.
 Second reading, 504.
 Passed, 505.
 Returned to House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 464.
 Introduction, first reading, 478.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 737, 850.
 Amendments adopted, 757.
 Second reading, 848.
 Passed, 851.
 Clincher motion, 851.
 Returned to House, amended, 869.
 Received from House, 1014.
 Signed by President, 1015.
 Sent to House, 1015.

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.

Received from House, 256.
 Introduction, first reading, 268.
 Referred to Committee on Natural Resources.
 Reported back, amended, 525.
 Amendments adopted, 530.
 Second reading, 562.
 Passed, 563.
 Clincher motion, 563.
 Returned to House, amended, 574.

House concurs, 600.
 Received from House, 658.
 Signed by President, 684.
 To House, 684.

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.

To Senate, 464, 974.
 Introduction, first reading, 478.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 738.
 Reported back, amended, 851.
 Second reading, 851.
 Passed, 851.
 Returned to House, amended, 869.
 Conference Committee, 907, 917.
 Conference Committee report, 960.
 Senate requests return, 962.
 Reconsidered, 985.
 Amendments reconsidered, 985.
 Lost, 986.
 Sent to House, 986.

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.

To Senate, 464.
 Introduction, first reading, 478.
 Referred to Committee on Transportation.
 Referred to Committee on Industry, Business and Labor, 522.
 Reported back, indefinitely postponed, 738.
 Returned to House, indefinitely postponed, 752.

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.

To Senate, 464.
 Introduction, first reading, 478.
 Referred to Committee on Agriculture.
 Reported back, amended, 603.
 Amendments adopted, 623.
 Second reading, 679, 914.
 Passed, 679, 914.
 Returned to House, amended, 712.
 House does not concur, 752.
 Conference Committee, 752, 759.
 Conference Committee report, 913.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 305.
Introduction, first reading, 319.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 718.
Second reading, 783, 812, 833.
Placed at foot of calendar, 783.
Lost, 813.
Reconsidered, 833.
Passed, 833.
Clincher, 834.
Returned to House, 869.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 315.
Introduction, first reading, 321.
Referred to Committee on Appropriations.
Reported back, do pass, 577.
Second reading, 610.
Passed, 610.
Returned to House, 631.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 315.
Introduction, first reading, 321.
Referred to Committee on Judiciary.
Reported back, do pass, 494.
Reported back, amended, 519.
Second reading, 519.
Passed, 520.
Returned to House, amended, 542.
House concurs, 942.
Received from House, 608.
Signed by President, 620.
Sent to House, 620.

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.

Received from House, 256.
 Introduction, first reading, 268.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 565.
 Second reading, 584.
 Passed, 585.
 To House, 598, 684.
 Received from House, 658.
 Signed by President, 684.

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.

To Senate, 353.
 Introduction, first reading, 370.
 Referred to Committee on Judiciary.
 Reported back, do pass, 494.
 Placed at foot of calendar, 520.
 Second reading, 520, 540.
 Passed, 540.
 Returned to House, 553.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 396.
 Introduction, first reading, 415.
 Referred to Committee on Judiciary.
 Reported back, do pass, 587.
 Second reading, 613.
 Lost, 613.
 Returned to House, indefinitely postponed, 631.

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.

Received from House, 256.
 Introduction, first reading, 268.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 401.
 Second reading, 501.
 Passed, 502.
 To House, 516.
 Received from House, 545.
 Signed by President, 554.
 Sent to House, 554.

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.

To Senate, 305.
 Introduction, first reading, 319.
 Referred to Committee on Agriculture.
 Reported back, amended, 484.
 Amendments adopted, 530.
 Second reading, 559.
 Passed, 560.
 Returned to House, amended, 574.
 House concurs, 600.
 Received from House, 658.
 Signed by President, 684.
 Sent to House, 684.

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.

Received from House, 227.
 Introduction, first reading, 252.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 485.
 Second reading, 516, 539.
 Placed at foot of calander, 516.
 Reported back, amended, 539.
 Passed, 539.
 To House, amended, 554.
 House concurs, 600.
 Received from House, 658.
 Signed by President, 684.
 Sent to House, 684.

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.

Received from House, 227.
 Introduction, first reading, 242.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 485.
 Second reading, 517.
 Passed, 517.
 To House, 538.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

House Bill No. 748—

House Bill No. 748. A Bill for an Act to provide additional jurisdiction and authority to county justices.

Received from House, 227.
 Introduction, first reading, 242.
 Referred to Committee on Judiciary.
 Reported back, do pass, 494.
 Second reading, 520.
 Passed, 520.
 To House, 538.
 Received from House, 585.
 Signed by President, 595.
 Sent to House, 595.

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.

To Senate, 455.
 Introduction, first reading, 478.
 Referred to Committee on Agriculture.
 Reported back, do pass, 604.
 Second reading, 633.
 Passed, 633.
 Returned to House, 659.
 Received from House, 830.
 Signed by President, 857.
 Sent to House, 857.

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 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.

To Senate, 487.
 Introduction, first reading, 496.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 741.
 Amendments adopted, 757.
 Second reading, 817, 872.
 Amendments reconsidered, 817.
 Placed at foot of calendar, 818.
 Passed, 873.
 Returned to House, amended, 890.
 Conference Committee, 908.
 House concurs, 922.
 Received from House, 1014.
 Signed by President, 1015.
 Sent to House, 1015.

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.

To Senate, 487.
 Introduction, first reading, 490.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 744.
 Amendments adopted, 757.

Second reading, 873.
Passed, 873.
Returned to House, amended, 890.
Received from House, 1014.
Signed by President, 1015.
Sent to House, 1015.

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.

To Senate, 487.
Introduction, first reading, 490.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 718.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 396.
Introduction, first reading, 415.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 718.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 396.
Introduction, first reading, 415.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 718.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 455.
Introduction, first reading, 479.
Referred to Committee on Agriculture.
Reported back, do pass, 604.
Second reading, 633.
Passed, 634.

Returned to House, 659.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 464.
Introduction, first reading, 479.
Referred to Committee on Agriculture.
Reported back, amended, 604, 680.
Amendments adopted, 623.
Second reading, 680.
Passed, 680.
Returned to House, amended, 712.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 271.
Introduction, first reading, 284.
Reported back, indefinitely postponed, 718.
Returned to House, indefinitely postponed, 752.

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.

Received from House, 256.
Introduction, first reading, 268.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Judiciary, 345.
Reported back, indefinitely postponed, 493.
To House, 516.

House Bill No. 766—

House Bill No. 766. A Bill for an Act establishing a tax research division and making an appropriation.

To Senate, 455.
Introduction, first reading, 479.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 732.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 271.

Introduction, first reading, 284.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 629.

Second reading, 685.

Passed, Emergency carried, 685.

Returned to House, 711.

Received from House, 800.

Signed by President, 801.

Sent to House, 801.

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.

To Senate, 353.

Introduction, first reading, 370.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 555.

Second reading, 582.

Passed, 582.

Returned to House, 598.

Received from House, 658.

Signed by President, 684.

Sent to House, 684.

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.

Received from House, 256.

Introduction, first reading, 268.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 526.

Second reading, 549.

Passed, 549.

To House, 573.

Received from House, 608.

Signed by President, 620.

Sent to House, 620.

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.

To Senate, 455.
 Introduction, first reading, 479.
 Referred to Committee on Judiciary.
 Reported back, do pass, 719.
 Second reading, 783.
 Reported back, amended, 784.
 Lost, 784.
 Clincher motion, 795.
 Returned to House, 985.

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.

Received from House, 256.
 Introduction, first reading, 268.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 526.
 Second reading, 549.
 Passed, 550.
 To House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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."

To Senate, 257.
 Introduction, first reading, 269.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 604.
 Amendments adopted, 623.
 Second reading, 680.
 Passed, 680.
 Returned to House, amended, 712.
 Received from House, 906.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 487.
 Introduction, first reading, 490.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 544.
 Second reading, 579, 608.
 Placed at foot of calendar, 580.
 Passed, 609.
 Returned to House, 631.

Received from House, 727.
Signed by President, 751.
Sent to House, 751.

House Bill No. 776—

House Bill No. 776. A Bill for an Act for an appropriation to implement the North Dakota state fair association.

To Senate, 455.
Introduction, first reading, 479.
Referred to Committee on Appropriations.
Reported back, do pass, 733.
Reported back, amended, 796.
Second reading, 796.
Passed, 796.
Clincher, 815.
Returned to House, amended, 824.
House concurs, 858.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 282.
Introduction, first reading, 301.
Referred to Committee on Industry, Business and Labor.
Referred to Committee on State and Federal Government, 569.
Reported back, do pass, 719.
Second reading, 784.
Passed, 784.
Clincher motion, 795.
Returned to House, 800.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 257.
Introduction, first reading, 269.
Referred to Committee on Education.
Reported back, do pass, 544.
Second reading, 580.
Passed, 580.
Returned to House, 598.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 455.
Introduction, first reading, 479.
Referred to Committee on Industry, Business and Labor.
Referred to Committee on State and Federal Government, 569.
Reported back, do pass, 719.
Second reading, 786.
Passed, 787.
Clincher motion, 795.
Returned to House, 800.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 464.
Introduction, first reading, 479.
Referred to Committee on Transportation.
Reported back, do pass, 605.
Second reading, 634.
Passed, 634.
Returned to House, 659.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 425.
Introduction, first reading, 435.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 629.
Second reading, 685.
Passed, 685.
Returned to House, 711.
Received from House, 800.
Signed by President, 801.
Sent to House, 801.

House Bill No. 784—

House Bill No. 784. A Bill for an Act relating to extraterritorial zoning powers for municipalities.

Received from House, 256.
Introduction, first reading, 269.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 719.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 257.

Introduction, first reading, 269.

Referred to Committee on Social Welfare and Veterans Affairs.

Placed on calendar, 719.

Second reading, 787.

Lost, 787.

Clincher motion, 787.

Returned to House, 985.

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.

To Senate, 257.

Introduction, first reading, 269.

Referred to Committee on Education.

Reported back, do pass, 433.

Second reading, 505.

Passed, 505.

Returned to House, 516.

Received from House, 545.

Signed by President, 554.

Sent to House, 554.

House Bill No. 787—

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.

To Senate, 353.

Introduction, first reading, 370.

Referred to Committee on Education.

Reported back, amended, 719.

Amendments adopted, 754.

Second reading, 808.

Passed, 808.

Clincher, 815.

Returned to House, amended, 824.

Received from House, 1010.

Signed by President, 1011.

Sent to House, 1011.

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.

To Senate, 282.

Introduction, first reading, 301.

Referred to Committee on Agriculture.

Reported back, do pass, 485.

Second reading, 517.

Passed, 517.

Returned to House, 538.

Received from House, 586.
Signed by President, 595.
Sent to House, 595.

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.

To Senate, 487.
Introduction, first reading, 490.
Referred to Committee on Finance and Taxation.
Reported back, amended, 720.
Amendments adopted, 754.
Second reading, 808.
Passed, 808.
Clincher, 815.
Returned to House, amended, 824.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 455.
Introduction, first reading, 479.
Referred to Committee on Finance and Taxation.
Reported back, amended, 720.
Amendments adopted, 754.
Placed at foot of calendar, 809.
Second reading, 809, 843, 958.
Passed, Emergency carried, 843, 958.
Returned to House, amended, 869.
Conference Committee, 907, 917.
Conference Committee report, 958.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 282.
Introduction, first reading, 301.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 485.
Second reading, 517.
Passed, 518.
Returned to House, 538.
Received from House, 586.

Signed by President, 595.
Sent to House, 595.

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.

To Senate, 464.
Introduction, first reading, 479.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 630.
Second reading, 686.
Passed, Emergency carried, 687.
Returned to House, 711.
Received from House, 800.
Signed by President, 801.
Sent to House, 801.

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 of employees with or without back pay and to repeal chapter 34-10 of the North Dakota Century Code.

To Senate, 464.
Introduction, first reading, 480.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 720.
Amendments adopted, 754.
Second reading, 809.
Passed, 810.
Clincher, 815.
Returned to House amended, 824.
House concurs, 900.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 396.
Introduction, first reading, 417.
Referred to Committee on Finance and Taxation.
Referred to Committee on Judiciary, 482.
Reported back, do pass, 587.
Second reading, 613.
Passed, 613.
Returned to House, 631.
Received from House, 727.

Signed by President, 751.
Sent to House, 751.

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.

To Senate, 487.
Introduction, first reading, 490.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 742.
Amendments adopted, 757.
Second reading, 824.
Passed, 824.
Returned to House, amended, 869.
Received from House, 1014.
Signed by President, 1015.
Sent to House, 1015.

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.

To Senate, 271.
Introduction, first reading, 284.
Referred to Committee on Finance and Taxation.
Re-referred to Committee on Judiciary, 345.
Reported back, indefinitely postponed, 720.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 396.
Introduction, first reading, 415.
Referred to Committee on Education.
Reported back, amended, 721.
Amendments adopted, 754.
Second reading, 809.
Passed, Emergency carried, 809.
Clincher, 815.
Returned to House amended, 824.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 353.
 Introduction, first reading, 370.
 Referred to Committee on State and Federal Government.
 Referred to Committee on Appropriations, 673.
 Reported back, amended, 745.
 Amendments adopted, 757.
 Second reading, 818.
 Passed, 819.
 Returned to House, amended, 869.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 282.
 Introduction, first reading, 301.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 605.
 Amendments adopted, 623.
 Second reading, 681.
 Passed, 681.
 Returned to House, amended, 712.
 Received from House, 906.
 Signed by President, 973.
 Sent to House, 973.

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.

Received from House, 256.
 Introduction, first reading, 269.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 485, 721.
 Second reading, 518, 787, 813, 845.
 To House, 538.
 Received from House, 586, 1014.
 Signed by President, 595, 1015.
 Sent to House, 595, 1015.
 Returned to Senate, 613.
 Senate requests return, 670.
 Reconsidered, 673.
 Re-referred to Committee on Finance and Taxation, 673.
 Placed at foot of calendar, 787, 813.
 Reported back, amended, 845.
 Passed, 518, 846.
 To House, amended, 869.

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 sub-divisions thereof.

Received from House, 256.
Introduction, first reading, 269.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 433.
Second reading, 505.
Passed, 505.
To House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

To Senate, 487.
Introduction, first reading, 491.
Referred to Committee on Social Welfare and Veterans Affairs.
Referred to Committee on Appropriations, 683.
Reported back, do pass, 656.
Reported back, no recommendation, 733.
Second reading, 797.
Passed, 797.
Clincher, 815.
Returned to House, 824.
Received from House, 945.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 464.
Introduction, first reading, 480.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 721.
Second reading, 787.
Passed, 788.
Clincher motion, 795.
Returned to House, 800.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 353.
 Introduction, first reading, 370.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 630.
 Amendments adopted, 658.
 Second reading, 766, 812, 844.
 Placed at foot of calendar, 776, 812.
 Passed, 845.
 Returned to House, amended, 869.
 House concurs, 942.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 487.
 Introduction, first reading, 491.
 Referred to Committee on Appropriations.
 Reported back, do pass, 577.
 Second reading, 610.
 Passed, 610.
 Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 455.
 Introduction, first reading, 480.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 593.
 Returned to House, indefinitely postponed, 598.

House 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.

To Senate, 257.
 Introduction, first reading, 269.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 433.
 Second reading, 505.
 Passed, 506.
 Returned to House, 516.
 Received from House, 545.

Signed by President, 554.
Sent to House, 554.

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.

To Senate, 487, 927.
Introduction, first reading, 491.
Referred to Committee on Industry, Business and Labor.
Referred to Committee on Agriculture, 569.
Reported back, no recommendation, 605.
Second reading, 634, 678, 944.
Laid over one legislative day, 634.
Reported back, amended, 678.
Passed, 679, 945.
Returned to House, amended, 712.
House does not concur, 751.
Conference Committee, 751, 759.
Senate requests return, 897.
Conference Committee report, 944.
Clincher, 945.
Returned to House, 946.
Received from House, 1014.
Signed by President, 1015.
Sent to House, 1015.

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.

Received from House, 256.
Introduction, first reading, 269.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 433.
Second reading, 506.
Passed, 506.
To House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

To Senate, 396.
Introduction, first reading, 415.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 721.
Returned to House, indefinitely postponed, 752.

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.

To Senate, 396, 678.
Introduction, first reading, 416.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 555.
Second reading, 582.
Passed, 582.
Returned to House, 598.
Signed by President, 693.
Sent to House, 693.

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.

To Senate, 425.
Introduction, first reading, 435.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 656.
Second reading, 689.
Passed, 689.
Returned to House, 711.
Received from House, 830.
Signed by President, 857.
Sent to House, 857.

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.

Received from House, 256.
Introduction, first reading, 270.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 433.
Second reading, 506.
Passed, 506.
To House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

To Senate, 282.
Introduction, first reading, 301.
Referred to Committee on Appropriations.
Reported back, do pass, 605.

Second reading, 634.
 Passed, 635.
 Returned to House, 659.
 Received from House, 764.
 Signed by President, 777.
 Sent to House, 778.

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.

To Senate, 464.
 Introduction, first reading, 480.
 Referred to Committee on Natural Resources.
 Reported back, amended, 622.
 Amendments adopted, 658.
 Second reading, 765.
 Passed, 765.
 Clincher motion, 795.
 Returned to House, amended, 801.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 455.
 Introduction, first reading, 480.
 Referred to Committee on Industry, Business and Labor.
 Referred to Committee on State and Federal Government, 569.
 Reported back, amended, 722.
 Amendments adopted, 754.
 Second reading, 810.
 Passed, 810.
 Clincher, 815.
 Returned to House, amended, 824.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 282.
 Introduction, first reading, 301.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 722.
 Placed at foot of calendar, 788, 816.
 Second reading, 788, 816, 965, 1008.

Reported back, amended, 965, 966.
Passed, 966, 1008.
Returned to House, amended, 973.
House does not concur, 985.
Conference Committee, 985 (2), 988, 1001.
Conference Committee report, 987, 1007.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 425.
Introduction, first reading, 435.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 656.
Second reading, 689.
Passed, 689.
Returned to House, 711.
Received from House, 830.
Signed by President, 857.
Sent to House, 857.

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.

Received from House, 256.
Introduction, first reading, 270.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 433.
Second reading, 506.
Passed, 507.
To House, 516.
Received from House, 545.
Signed by President, 544.
Sent to House, 554.

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.

To Senate, 257.
Introduction, first reading, 270.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 433.
Reported back, amended, 540.
Second reading, 507, 540.
Laid over one legislative day, 507.
Passed, 541.
Returned to House, amended, 554.
House does not concur, 588.
Conference Committee, 588, 591.

Conference Committee report, 914.
Indefinitely postponed, 915.

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.

To Senate, 305.
Introduction, first reading, 320.
Referred to Committee on State and Federal Government.
Reported back, amended, 605.
Amendments adopted, 623.
Second reading, 681.
Passed, Emergency carried, 681.
Returned to House, amended, 712.
House does not concur, 752.
Conference Committee, 752, 759.
Conference Committee report, 927.
House concurs, 939.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 282.
Introduction, first reading, 302.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 722.
Reported back, amended, 788.
Second reading, 788, 900.
Lost, 788.
Reconsidered, 900.
Passed, 901.
Returned to House, 917.
Received from House, 1014.
Signed by President, 1015.
Sent to House, 1015.

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.

To Senate, 487.
Introduction, first reading, 491.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 722.
Clincher motion, 723.
Returned to House, indefinitely postponed, 752.

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.

Received from House, 256.
Introduction, first reading, 270.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 433.
Second reading, 507.
Passed, 507.
To House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

To Senate, 464.
Introduction, first reading, 480.
Referred to Committee on Agriculture.
Reported back, do pass, 606.
Second reading, 635.
Passed, 636.
Returned to House, 659.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 353.
Introduction, first reading, 370.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 555.
Second reading, 583.
Passed, 583.
Returned to House, 598.
Received from House, 658.
Signed by President, 684.
Sent to House, 684.

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.

To Senate, 353.
Introduction, first reading, 370.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 526.
Second reading, 550.
Passed, 550.
Returned to House, 573.
Received from House, 608.

Signed by President, 620.
Sent to House, 620.

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.

To Senate, 353.
Introduction, first reading, 370.
Referred to Committee on Education.
Reported back, indefinitely postponed, 725.
Returned to House, indefinitely postponed, 752.

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.

Received from House, 256.
Introduction, first reading, 270.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 434.
Second reading, 507.
Passed, 508.
To House, 516.
Received from House, 545.
Signed by President, 554.
Sent to House, 554.

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.

To Senate, 487.
Introduction, first reading, 491.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 724.
Second reading, 784.
Passed, 785.
Clincher motion, 795.
Returned to House, 800.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 353.
Introduction, first reading, 370.
Referred to Committee on Political Subdivisions, 550.
Reported back, indefinitely postponed, 529, 725.

Reconsidered, 550.

Returned to House, indefinitely postponed, 752.

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.

To Senate, 396.

Introduction, first reading, 416.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 656.

Second reading, 759.

Passed, 759.

Clincher motion, 795.

Returned to House, 800.

Received from House, 945.

Signed by President, 973.

Sent to House, 973.

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.

To Senate, 396.

Introduction, first reading, 416.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 656.

Second reading, 759.

Passed, 760.

Clincher motion, 795.

Returned to House, 800.

Received from House, 906.

Signed by President, 973.

Sent to House, 973.

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.

To Senate, 271.

Introduction, first reading, 284.

Referred to Committee on Judiciary.

Reported back, do pass, 342.

Second reading, 501.

Passed, 501.

Returned to House, 516.

Received from House, 545.

Signed by President, 554.

Sent to House, 554.

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.

To Senate, 353, 678.
 Introduction, first reading, 371.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 555.
 Second reading, 583.
 Passed, 583.
 Returned to House, 598.
 Signed by President, 693.
 Sent to House, 693.

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.

To Senate, 396.
 Introduction, first reading, 416.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 573.
 Returned to House, 591.

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.

To Senate, 487.
 Introduction, first reading, 491.
 Referred to Committee on Industry, Business and Labor.
 Referred to Committee on Transportation, 568.
 Reported back, no recommendation, 656.
 Second reading, 760.
 Lost, 761.
 Returned to House, 985.

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.

To Senate, 464.
 Introduction, first reading, 480.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 629.
 Second reading, 685.
 Passed, 686.
 Returned to House, 711.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 353.
 Introduction, first reading, 371.
 Referred to Committee on Judiciary.
 Reported back, do pass, 494.
 Reported back, amended, 566.
 Second reading, 530, 551, 563, 566.
 Placed at foot of calendar, 530, 551.
 Laid over one legislative day, 564.
 Passed, 566.
 Returned to House, amended, 574.
 House concurs, 600.
 Received from House, 764.
 Signed by President, 777.
 Sent to House, 778.

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.

To Senate, 425.
 Introduction, first reading, 436.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 725.
 Returned to House, indefinitely postponed, 752.

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.

To Senate, 396.
 Introduction, first reading, 416.
 Referred to Committee on Agriculture.
 Reported back, do pass, 606.
 Second reading, 660.
 Passed, 661.
 Returned to House, 678.
 Received from House, 800.
 Signed by President, 801.
 Sent to House, 801.

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.

To Senate, 487.
 Introduction, first reading, 491.

Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 725.
 Returned to House, indefinitely postponed, 752.

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.

To Senate, 353.
 Introduction, first reading, 371.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 526.
 Second reading, 550.
 Passed, 551.
 Reconsidered, 552.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

To Senate, 455.
 Introduction, first reading, 480.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 593.
 Returned to House, indefinitely postponed, 598.

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.

To Senate, 305.
 Introduction, first reading, 320.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, indefinitely postponed, 725.
 Returned to House, indefinitely postponed, 752.

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.

To Senate, 282.
 Introduction, first reading, 302.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 529.
 Returned to House, indefinitely postponed, 554.

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.

To Senate, 487.
 Introduction, first reading, 491.
 Referred to Committee on Judiciary.
 Second reading, 613.
 Passed, 614.
 Returned to House, 631.
 Received from House, 764.
 Signed by President, 777.
 Sent to House, 778.

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.

To Senate, 353, 664.
 Introduction, first reading, 371.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 565, 767.
 Amendments adopted, 578.
 Second reading, 611, 767.
 Lost, 611.
 Clincher motion, 611, 795.
 Returned to House, indefinitely postponed, 631.
 Senate requests return, 660.
 Reconsidered, 696.
 Placed at foot of calendar, 696.
 Passed, 767.
 Returned to House, amended, 801.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 464, 678.
 Introduction, first reading, 480.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 565.
 Second reading, 585.
 Passed, 585.
 Returned to House, 598.
 Signed by President, 693.
 Sent to House, 693.

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.

To Senate, 396, 678.
Introduction, first reading, 416.
Referred to Committee on State and Federal Government.
Reported back, do pass, 565.
Second reading, 588.
Passed, 588.
Clincher motion, 591.
Returned to House, 598.
Signed by President, 693.
Sent to House, 693.

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.

To Senate, 464.
Introduction, first reading, 480.
Referred to Committee on Transportation.
Reported back, no recommendation, 606.
Second reading, 661.
Lost, 661.
Clincher motion, 661.
Returned to House, indefinitely postponed, 678.

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.

To Senate, 487.
Introduction, first reading 491.
Referred to Committee on Judiciary.
Reported back, do pass, 587.
Second reading, 614, 616.
Passed, 617.
Returned to House, 631.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 464.
Introduction, first reading, 481.
Referred to Committee on Judiciary.
Reported back, do pass, 593.
Second reading, 617.
Passed, 617.
Returned to House, 631.

Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 487.
Introduction, first reading, 491.
Referred to Committee on Judiciary.
Reported back, do pass, 593.
Second reading, 617.
Passed, 618.
Returned to House, 631.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 487.
Introduction, first reading, 492.
Referred to Committee on Judiciary.
Reported back, do pass, 593.
Second reading, 618.
Passed, 618.
Returned to House, 631.
Received from House, 727.
Signed by President, 751.
Sent to House, 751.

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.

To Senate, 425.
Introduction, first reading, 436.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 630.
Amendments adopted, 658.
Second reading, 766.
Passed, 766.
Clincher motion, 795.
Returned to House, amended, 801.
Received from House, 945.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 396.
 Introduction, first reading, 416.
 Referred to Committee on Judiciary.
 Reported back, do pass, 587.
 Second reading, 614.
 Passed, 614.
 Returned to House, 631.
 Received from House, 764.
 Signed by President, 777.
 Sent to House, 778.

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.

To Senate, 353.
 Introduction, first reading, 371.
 Referred to Committee on Finance and Taxation.
 Referred to Committee on Judiciary, 482.
 Reported back, do pass, 593.
 Second reading, 618.
 Passed, 618.
 Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 353.
 Introduction, first reading, 371.
 Referred to Committee on Finance and Taxation.
 Referred to Committee on Judiciary, 482.
 Reported back, indefinitely postponed, 593.
 Returned to House, indefinitely postponed, 598.

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.

To Senate, 396.
 Introduction, first reading, 416.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 657.
 Second reading, 762.
 Passed, 762.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 906.

Signed by President, 973.
Sent to House, 973.

House Bill No. 913—

House Bill No. 913. A Bill for an Act to provide for annual leave and sick leave for state employees.

To Senate, 455.
Introduction, first reading, 481.
Referred to Committee on State and Federal Government.
Reported back, amended, 606.
Amendments adopted, 623.
Second reading, 681, 946.
Passed, 682, 946.
Returned to House, amended, 712.
House does not concur, 752.
Conference Committee, 752, 759, 917, 943.
Conference Committee report, 915, 945.
Received from House, 1015.
Signed by President, 1016.
Sent to House, 1017.

House Bill No. 914—

House Bill No. 914. A Bill for an Act to establish the North Dakota heritage commission.

To Senate, 464.
Introduction, first reading, 481.
Referred to Committee on State and Federal Government.
Reported back, amended, 725.
Amendments adopted, 754.
Second reading, 811.
Passed, 811.
Clincher, 815.
Returned to House, amended, 824.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 282.
Introduction, first reading, 302.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 494.
Returned to House, 516.

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.

To Senate, 464.
Introduction, first reading, 481.
Referred to Committee on Judiciary.
Reported back, do pass, 587.

Second reading, 614.
 Passed, 615.
 Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 487.
 Introduction, first reading, 492.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Placed on calendar, 726.
 Second reading, 789.
 Passed, 789.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 353.
 Introduction, first reading, 371.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 565.
 Second reading, 588.
 Passed, 589.
 Returned to House, 598.
 Received from House, 658.
 Signed by President, 684.
 Sent to House, 684.

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.

To Senate, 455, 678.
 Introduction, first reading, 481.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 555.
 Second reading, 583.
 Passed, 584.
 Returned to House, 598.
 Signed by President, 693.
 Sent to House, 693.

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.

To Senate, 487.
 Introduction, first reading, 492.

Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 630.
 Second reading, 686.
 Passed, 686.
 Returned to House, 711.
 Received from House, 830.
 Signed by President, 857.
 Sent to House, 857.

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.

To Senate, 487.
 Introduction, first reading, 492.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 728.
 Placed on calendar, 730.
 Reconsidered, 730.
 Second reading, 791.
 Lost, 792.
 Clincher motion, 795.
 Returned to House, 985.

House Bill No. 925—

House Bill No. 925. A Bill for an Act providing for a tax levy for emergency purposes by municipal corporations.

To Senate, 397.
 Introduction, first reading, 416.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 728.
 Reported back, amended, 789.
 Second reading, 789, 915.
 Passed, 790, 916.
 Clincher motion, 795.
 Returned to House, amended, 801.
 Conference Committee, 842, 877.
 Conference Committee report, 915.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 488.
 Introduction, first reading, 492.
 Referred to Committee on Natural Resources.
 Reported back, amended, 702.
 Amendments adopted, 753.
 Second reading, 798, 950.
 Passed, 799, 950.
 Clincher, 815.
 Returned to House, amended, 824.
 House does not concur, 900.
 Conference Committee, 900, 908.
 Conference Committee report, 949.
 Received from House, 1015.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 397.
 Introduction, first reading, 416.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 657.
 Second reading, 762.
 Passed, 763.
 Clincher motion, 763.
 Returned to House, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 397.
 Introduction, first reading, 417.
 Referred to Committee on Education.
 Reported back, do pass, 544.
 Second reading, 580.
 Passed, 580.
 Returned to House, 598.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 397.
 Introduction, first reading, 417.
 Referred to Committee on Judiciary.
 Reported back, do pass, 587.
 Second reading, 615.
 Passed, 615.

Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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.

To Senate, 397.
 Introduction, first reading, 417.
 Referred to Committee on Judiciary.
 Reported back, do pass, 587.
 Second reading, 615.
 Passed, 616.
 Returned to House, 631.
 Received from House, 727.
 Signed by President, 751.
 Sent to House, 751.

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:

To Senate, 425.
 Introduction, first reading, 436.
 Referred to Committee on Education.
 Reported back, do pass, 728.
 Second reading, 790.
 Passed, 790.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 464.
 Introduction, first reading, 481.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 728.
 Returned to House, indefinitely postponed, 752.

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.

To Senate, 488.
 Introduction, first reading, 492.
 Referred to Committee on Education.
 Reported back, amended, 728.
 Amendments adopted, 754.
 Second reading, 811.
 Passed, 812.
 Clincher, 815.
 Returned to House, amended, 824.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 677.
 Introduction, first reading, 693.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 728.
 Second reading, 790.
 Passed, 790.
 Clincher motion, 795.
 Returned to House, 800.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 694.
 Introduction, first reading, 694.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 740.
 Second reading, 854.
 Passed, 855.
 Returned to House, 869.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 673.

Introduction, first reading, 693.

Referred to Committee on State and Federal Government.

Divided report, 786.

Placed on calendar, 786.

Reported back, amended, 826, 828, 888.

Second reading, 826, 830, 887.

Placed at foot of calendar, 829.

Lost, 831.

Reconsidered, 887.

Passed, 890.

Returned to House, amended, 897.

Senate does not concur, 964.

Received from House, 1015.

Signed by President, 1016.

Sent to House, 1017.

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.

To Senate, 659.

Introduction, first reading, 660.

Referred to Committee on State and Federal Government.

Reported back, do pass, 729.

Second reading, 790.

Lost, 791.

Clincher motion, 791.

Returned to House, 985.

House Bill No. 947—

House Bill No. 947. A Bill for an Act relating to the acquisition of Fort Abraham Lincoln by the state.

To Senate, 739.

Introduction, first reading, 752.

Placed at foot of calendar, 752.

Mimeographed copies substituted in lieu of printed copies, 752.

Second reading, 798.

Passed, 798.

Clincher, 815.

Returned to House, 824.

Received from House, 945.

Signed by President, 973.

Sent to House, 973.

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.

To Senate, 837.
Introduction, first reading, 839.
Not referred, 839.
Second reading, 886, 960.
Lost, 960.
Returned to House, 985.

House Bill No. 949—

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.

To Senate, 837.
Introduction, first reading, 839.
Referred to Committee on Education.
Reported back, amended, 886.
Amendments adopted, 886.
Second reading, 887.
Passed, 887.
Returned to House, amended, 897.
House concurs, 942.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "A"—

House Concurrent Resolution "A". Garrison Diversion Unit.

To Senate, 31.
Introduction, first reading, 33.
Second reading, 34.
Passed, 34.
Returned to House, 37.
Received from House, 47.
Signed by President, 47.
Signed by Speaker, 47.
Sent to House, 48.

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.

To Senate, 305.
Introduction, first reading, 320.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 630.
Second reading, 687.
Passed, 687.
Returned to House, 711.
Received from House, 906.
Signed by President, 973.
Sent to House, 973.

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.

To Senate, 41.
Introduction, first reading, 42.
Second reading, 42.
Passed, 42.
Returned to House, 46.
Received from House, 54.
Signed by President, 55.
Sent to House, 56.

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.

To Senate, 173.
Introduction, first reading, 175.
Referred to Committee on Agriculture.
Reported back, do pass, 485.
Second reading, 518.

Passed, 518.
Returned to House, 538.
Received from House, 658.
Signed by President, 684.
Sent to House, 684.

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.

Received from House, 212.
Introduction, first reading, 219.
Referred to Committee on Agriculture.
Reported back, do pass, 485.
Second reading, 486.
Passed, 486.
To House, 487.
Sent to Senate, 512.
Signed by President, 512.
Returned to House, 516.

House Concurrent Resolution "G"—

House Concurrent Resolution "G". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

To Senate, 91.
Introduction, first reading, 109.
Reported back, amended, 109.
Second reading, 109.
Passed, 109.
Returned to House, amended, 112.
Received from House, 128.
Signed by President, 134.
Sent to House, 137.

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.

Received from House, 227.
Introduction, first reading, 243.
Referred to Committee on Transportation.
Reported back, do pass, 606.
Second reading, 661.
Passed, 661.
To House, 678.
Received from House, 945.
Signed by President, 973.
Sent to House, 973.

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 ap-

plicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and equitable.

Received from House, 256.
 Introduction, first reading, 270.
 Referred to Committee on Agriculture.
 Reported back, amended, 485.
 Amendments adopted, 530.
 Second reading, 560.
 Passed, 560.
 Returned to House, amended, 574.
 House concurs, 600.
 Received from House, 830.
 Signed by President, 857.
 Sent to House, 857.

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.

To Senate, 464.
 Introduction, first reading, 481.
 Reported back, do pass, 606.
 Second reading, 661.
 Passed, 661.
 Returned to House, 678.
 Received from House, 830.
 Signed by President, 857.
 Sent to House, 857.

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.

To Senate, 464.
 Introduction, first reading, 481.
 Referred to Committee on Education.
 Reported back, amended, 745.
 Amendments adopted, 757.
 Second reading, 819.
 Passed, 819.
 Returned to House, amended, 846.
 Received from House, 1016.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 464.
 Introduction, first reading, 481.
 Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 747.

Returned to House, indefinitely postponed, 752.

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.

To Senate, 397.

Introduction, first reading, 417.

Referred to Committee on Education.

Reported back, amended, 747.

Amendments adopted, 757.

Second reading, 823.

Passed, 823.

Returned to House, amended, 846.

Received from House, 1016.

Signed by President, 1016.

Sent to House, 1017.

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.

To Senate, 932.

Introduction, first reading, 938.

Second reading, 938.

Lost, 938.

Returned to House, 949.

House Concurrent Resolution "R"—

House Concurrent Resolution "R". A concurrent resolution directing the discontinuance of farming operations at the state industrial school.

To Senate, 488.

Introduction, first reading, 492.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 573.

Returned to House, indefinitely postponed, 592.

House Concurrent Resolution "S"—

House Concurrent Resolution "S". A concurrent resolution directing the legislative research committee to study the election laws of North Dakota.

To Senate, 864.

Introduction, first reading, 911.

Second reading, 911.

Passed, 911.

Returned to House, 917.

Received from House, 1016.

Signed by President, 1016.

Sent to House, 1017.

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.

To Senate, 271.
 Introduction, first reading, 284.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 529.
 Second reading, 557.
 Passed, 557.
 Returned to House, 573.
 Received from House, 658.
 Signed by President, 684.
 Sent to House, 684.

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.

To Senate, 271.
 Introduction, first reading, 285.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 748.
 Amendments adopted, 757.
 Second reading, 816.
 Passed, 816.
 Returned to House, amended, 824.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 488.
 Introduction, first reading, 492.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 622.
 Second reading, 666.
 Passed, 666.
 Returned to House, 678.
 Received from House, 830.
 Signed by President, 857.
 Sent to House, 857.

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.

To Senate, 464.
 Introduction, first reading, 481.

Referred to Committee on Natural Resources.
 Reported back, do pass, 623.
 Second reading, 666.
 Passed, 666.
 Returned to House, 678.
 Received from House, 830.
 Signed by President, 857.
 Sent to House, 857.

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.

To Senate, 488.
 Introduction, first reading, 492.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 748.
 Amendments adopted, 757.
 Second reading, 823, 956.
 Passed, 823, 956.
 Returned to House, amended, 846.
 House does not concur, 900.
 Conference Committee, 900, 908.
 Conference Committee report, 955.
 Received from House, 1016.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 710.
 Introduction, first reading, 793.
 Second reading, 839, 842, 886.
 Passed, 839, 886.
 Reconsidered, 842.
 Placed at foot of calendar, 843.
 Reported back, amended, 886.
 Returned to House, amended, 890.
 House concurs, 942.
 Received from House, 1016.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 464.
 Introduction, first reading, 482.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 749.
 Second reading, 797, 964, 1007.

Placed at foot of calendar, 797.
Reported back, amended, 965.
Passed, 965, 1007.
Returned to House, amended, 973.
Senate does not concur, 985 (2).
Conference Committee, 985 (2), 988, 1001.
Conference Committee report, 988, 1006.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 932.
Introduction, first reading, 938.
Second reading, 939.
Lost, 939.
Returned to House, 949.

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.

To Senate, 488.
Introduction, first reading, 493.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 594.
Returned to House, indefinitely postponed, 598.

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.

To Senate, 864.
Introduction, first reading, 911.
Second reading, 911.
Passed, 911.
Returned to House, 917.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 710.
 Introduction, first reading, 794.
 Second reading, 839.
 Passed, 839.
 Returned to House, 846.
 Received from House, 1010.
 Signed by President, 1011.
 Sent to House, 1011.

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.

To Senate, 932.
 Introduction, first reading, 938.
 Second reading, 939.
 Lost, 939.
 Returned to House, 949.

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.

To Senate, 315.
 Introduction, first reading, 321.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 529.
 Second reading, 557.
 Passed, 558.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

To Senate, 315.
 Introduction, first reading, 321.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 529.
 Second reading, 558.
 Passed, 558.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

To Senate, 964.
Introduction, first reading, 969.
Second reading, 969.
Lost, 969.
Clincher, 969.
Returned to House, 985.

House Concurrent Resolution "N-1"—

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.

To Senate, 710.
Introduction, first reading, 794.
Second reading, 840.
Passed, 840.
Returned to House, 846.
Received from House, 1014.
Signed by President, 1015.
Sent to House, 1015.

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.

To Senate, 488.
Introduction, first reading, 493.
Referred to Committee on State and Federal Government.
Reported back, amended, 749.
Amendments adopted, 757.
Second reading, 823.
Passed, 824.
Returned to House, amended, 846.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 710, 932.
Introduction, first reading, 794, 938.
House requests return, 832.
Returned to House, 843, 949.
Second reading, 939.
Passed, 939.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 342.
 Introduction, first reading, 369.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 529.
 Second reading, 558.
 Passed, 558.
 Returned to House, 573.
 Received from House, 608.
 Signed by President, 620.
 Sent to House, 620.

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.

To Senate, 740.
 Introduction, first reading, 794.
 Second reading, 840.
 Lost, 840.
 Returned to House, 985.

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.

To Senate, 729.
 Introduction, first reading, 794.
 Second reading, 840.
 Lost, 840.
 Returned to House, 985.

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.

To Senate, 729.
 Introduction, first reading, 794.
 Second reading, 840.
 Passed, 840.
 Returned to House, 846.
 Received from House, 1016.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 729.
 Introduction, first reading, 794.

Second reading, 840.
Passed, 840.
Returned to House, 846.
Received from House, 1010.
Signed by President, 1011.
Sent to House, 1011.

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.

To Senate, 729.
Introduction, first reading, 794.
Second reading, 815.
Passed, 815.
Returned to House, 824.
Received from House, 846.
Signed by President, 857.
Sent to House, 857.

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.

To Senate, 804.
Introduction, first reading, 839.
Not referred, 839.
Second reading, 886.
Passed, 886.
Returned to House, 890.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 739.
Introduction, first reading, 794.
Second reading, 840.
Passed, 840.
Returned to House, 846.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 739.
Introduction, first reading, 795.

Referred to Committee on Legislative Research Resolutions.
 Reported back, do pass, 835.
 Second reading, 836.
 Passed, 836.
 Returned to House, 837.
 Received from House, 945.
 Signed by President, 973.
 Sent to House, 973.

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.

To Senate, 739.
 Introduction, first reading, 794.
 Second reading, 840.
 Passed, 840.
 Returned to House, 846.
 Received from House, 1016.
 Signed by President, 1016.
 Sent to House, 1017.

House Concurrent Resolution "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.

To Senate, 739.
 Introduction, first reading, 794.
 Second reading, 815.
 Passed, 815.
 Returned to House, 824.
 Received from House, 846.
 Signed by President, 857.
 Sent to House, 857.

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.

To Senate, 739.
 Introduction, first reading, 795.
 Reported back, amended, 840.
 Second reading, 840.
 Passed, 841.
 Returned to House, amended, 846.
 Received from House, 1016.
 Signed by President, 1016.
 Sent to House, 1017.

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.

To Senate, 739.
Introduction, first reading, 795.
Reported back, amended, 841.
Second reading, 841.
Passed, 841.
Returned to House, amended, 846.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 964.
Introduction, first reading, 969.
Second reading, 969.
Passed, 970.
Returned to House, 973.
Received from House, 1016.
Signed by President, 1016.
Sent to House, 1017.

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.

To Senate, 964.
Introduction, first reading, 970.
Second reading, 970.
Lost, 970.
Returned to House, 985.